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# SENATE BILL No. 586

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 33-37-6.5.

**Synopsis:** Blood sample and chemical test fee. Provides that in a court action in which a defendant is found to have committed a crime, violated a statute defining an infraction, or violated an ordinance of a municipal corporation, if a: (1) blood sample is obtained from the defendant at the expense of a political subdivision; or (2) blood sample obtained from the defendant has a chemical test performed on it to determine the presence of alcohol or a controlled substance in the defendant's blood at the expense of a political subdivision; the clerk of the court is required to collect from the defendant a blood sample and chemical test fee of \$35. Requires: (1) the clerk to forward the fee to the fiscal officer of the political subdivision that paid to obtain the blood sample or test the blood sample, or both; and (2) the fiscal officer to deposit the fee into the general fund of the political subdivision.

**Effective:** July 1, 2011.

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**Bray**

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January 20, 2011, read first time and referred to Committee on Judiciary.

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First Regular Session 117th General Assembly (2011)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

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## SENATE BILL No. 586



A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 33-37-6.5 IS ADDED TO THE INDIANA CODE
- 2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2011]:
- 4 **Chapter 6.5. Blood Sample and Chemical Test Fee**
- 5 **Sec. 1. This chapter applies to each action in which a defendant**
- 6 **is found to have:**
  - 7 **(1) committed a crime;**
  - 8 **(2) violated a statute defining an infraction; or**
  - 9 **(3) violated an ordinance of a municipal corporation.**
- 10 **Sec. 2. If:**
  - 11 **(1) a blood sample is obtained from the defendant at the**
  - 12 **expense of a political subdivision; or**
  - 13 **(2) a blood sample obtained from the defendant has a**
  - 14 **chemical test performed on the blood sample:**
    - 15 **(A) to determine the presence of alcohol or a controlled**
    - 16 **substance in the defendant's blood; and**
    - 17 **(B) at the expense of a political subdivision;**



1 the clerk shall collect from the defendant a blood sample and  
2 chemical test fee of thirty-five dollars (\$35).

3 Sec. 3. The clerk shall forward a fee collected under section 2 of  
4 this chapter to the fiscal officer of the political subdivision that  
5 paid to obtain the blood sample or test the blood sample, or both.

6 Sec. 4. The fiscal officer of the political subdivision shall deposit  
7 a fee forwarded to the fiscal officer under section 3 of this chapter  
8 into the general fund of the political subdivision.

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