



Judicial Council of California
ADMINISTRATIVE OFFICE OF THE COURTS

OFFICE OF GOVERNMENTAL AFFAIRS

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TANI G. CANTIL-SAKAUYE
Chief Justice of California
Chair of the Judicial Council

STEVEN JAHR
Administrative Director of the Courts

CORY T. JASPERSON
Director, Office of Governmental Affairs

June 18, 2013

Hon. Tom Ammiano, Chair
Assembly Public Safety Committee
State Capitol, Room 3146
Sacramento, California 95814

Subject: SB 717 (DeSaulnier), as amended May 20, 2013 – Support
Hearing: Assembly Public Safety Committee – June 25, 2013

Dear Assembly Member Ammiano:

The Judicial Council is pleased to support SB 717, which authorizes the issuance of a search warrant to allow law enforcement officers to take a sample of blood or other bodily fluid that may be used as evidence in misdemeanor driving under the influence cases when a person refuses to submit to or complete a blood test as requested by the officer.

The Judicial Council supports SB 717 as a necessary response to the United States Supreme Court's ruling in *Missouri v. McNeely* that a search warrant is generally required to conduct a blood test of an individual suspected of driving under the influence. SB 717 makes it clear that courts may issue search warrants under these circumstances.

For these reasons, the Judicial Council supports SB 717.

Sincerely,

Sharon Reilly
Senior Attorney

Hon. Tom Ammiano

June 18, 2013

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cc: Members, Assembly Public Safety Committee
Hon. Mark DeSaulnier, Member of the Senate
Mr. Gregory Pagan, Chief Counsel, Assembly Public Safety Committee
Ms. June Clark, Deputy Legislative Secretary, Office of the Governor
Mr. Gary Olson, Consultant, Assembly Republican Office of Policy
Mr. Cory Salzillo, Legislation Director, California District Attorneys Association
Mr. Daniel Felizzato, Deputy District Attorney, Los Angeles District Attorney's Office



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STEVEN JAHR
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CORY T. JASPERSON
Director, Office of Governmental Affairs

September 18, 2013

Hon. Edmund G. Brown, Jr.
Governor of California
State Capitol, First Floor
Sacramento, California 95814

Subject: SB 717 (DeSaulnier) – Request for Signature

Dear Governor Brown:

The Judicial Council is pleased to support SB 717, which authorizes the issuance of a search warrant to allow law enforcement officers to take a sample of blood or other bodily fluid that may be used as evidence in misdemeanor driving under the influence cases when a person refuses to submit to or complete a blood test as requested by the officer.

The Judicial Council supports SB 717 as a necessary response to the United States Supreme Court's ruling in *Missouri v. McNeely* that a search warrant is generally required to conduct a blood test of an individual suspected of driving under the influence. SB 717 makes it clear that courts may issue search warrants under these circumstances.

For these reasons, the Judicial Council requests your signature SB 717.

Sincerely,

Sharon Reilly
Senior Attorney

SR/yc-s

cc: Hon. Mark DeSaulnier, Member of the
Ms. June Clark, Deputy Legislative Affairs Secretary, Office of the Governor