



2021 MID-YEAR LEGISLATIVE REPORT

TRACKING LEGISLATION RELATED TO RESPONSIBILITY.ORG ISSUES

RESPONSIBILITY.ORG



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As we moved into 2021, ditto 2020: Working from home, meeting with legislators on the phone and testifying virtually. Impaired driving remains a major concern as the National Highway Traffic Safety Administration (NHTSA) has released 2020 preliminary traffic fatality data showing a 7 percent increase in deaths despite a 13 percent decrease in vehicle miles traveled.

Last year's increase was the biggest increase in traffic deaths in 13 years and NHTSA identified causes as failure to wear seat belts, speeding and impaired driving. More detailed information will be available in the fall.







Responsibility.org remains focused on eliminating drunk driving, but we know that as states are legalizing cannabis and the data shows more multiple substance impaired driving, our efforts must expand. We have formed the National Alliance to Stop Impaired Driving (NASID) to ensure collective national efforts are focused on the evolving impaired driving problem.
































Despite another year focused on Covid-19 responses, many legislatures introduced bills to address impaired driving and underage drinking including ignition interlock expansion or improvements, expanded breath and blood testing, drug-




























impaired driving countermeasures, new penalties for repeat DUI, expansion of treatment courts, and legislation to prevent adults from knowingly providing alcohol to people under 21. There were numerous bills introduced to address boating while under the influence of alcohol or drugs as well as mandatory screening, assessment and use of medication assisted treatment for alcohol use disorders among DUI offenders. Responsibility.org supported these bills.



Several states addressed drug-impaired driving and underage cannabis consumption within cannabis legalization bills. Provisions to increase law enforcement training to detect impaired driving, allow use of oral fluid testing at the roadside, and ban open containers of cannabis in vehicles were some of the most frequently proposed countermeasures. Many bills mirrored underage drinking legislation by setting minimum age limits at 21 years of age for cannabis. In many cases, the proposed penalties for possessing or consuming cannabis underage were civil, not criminal.
































Newly enacted impaired driving and underage consumption legislation is featured below (current as of May 25, 2021).


























State	Bill	Primary Sponsor(s)	Focus	Bill Summary	Effective date
AL	SB 195	Sam Givhan  Arthur Orr  Tim Melson 	• Driving Offenses	This bill would revise the administrative suspension periods for chemical test refusal as follows, (a) 1st refusal within 10 years - 90 days (b) 2nd refusal within 10 years - one year (c) 3rd refusal within 10 years - 3 years (d) 4th or subsequent refusals within 10 years - 5 years.	Signed 04/29/21 Effective 07/01/21
AL	SB 258	Arthur Orr 	• Testing	To provide additional circumstances in which an expert witness may give expert testimony, provide for additional chemical tests that may be used to determine if a person was driving under the influence, to provide for who can draw blood, provide that a witness may provide testimony on the results of horizontal gaze nystagmus test.	Signed 05/17/21 Effective 08/01/21
AR	HB 1059	Carol Dalby  Alan Clark 	• DWI Courts	The bill provides that a district court may establish a DWI/BWI specialty court program for persons convicted of driving or boating while intoxicated.	Signed 02/02/21 Effective Immediately

AR	HB 1062	Lanny Fite Kim Hammer Jeff Wardlaw	  	<ul style="list-style-type: none"> • Drunk Driving Sanctions 	The bill increases the lookback period for prior conviction of boating or driving while intoxicated for the purpose of sentence enhancement. Increases the lookback period from five years to 10 years for 2nd through 5th offenses and for 6th or subsequent offenses from 5 years to 20 years.	Signed 03/05/21 Effective 03/08/21
AZ	HB 2187	Frank Pratt		<ul style="list-style-type: none"> • Administrative Suspension • License Revocation 	This bill amends the requirement for inclusion of a certified report, noting the penalty of perjury requirement for cases involving impaired driving or being in physical control of a vehicle when the suspect submits to a chemical test with results noting the limits for the respective per se limits for alcohol and/or drugs. Additionally, this bill updated the definition of mandatory driver's license revocation.	Signed 06/12/20 Effective 07/04/21
DE	HB 51	Sara Lynn Stephanie Hansen Larry Mitchell Paul Baumbach Gerald Brady	    	<ul style="list-style-type: none"> • Drunk Driving Sanctions 	This act clarifies Delaware's driving under the influence law related to intensive inpatient or outpatient drug and alcohol treatment for felony DUI offenders. This act clarifies when the required intensive inpatient or outpatient drug and alcohol treatment, as approved by the court or the Department of Correction can take place.	Signed 04/13/21 Effective Immediately
DE	SB 39	Kyle Gay Darius Brown Sean Lynn Sherry Dorsey Walker Bill Bush Larry Lambert Tizzy Lockman Spiros Mantzavinos Sarah McBride Marie Pinkney Bryan Townsend Paul Baumbach John Kowalko Eric Morrison	              	<ul style="list-style-type: none"> • Probation Before Judgement 	This bill clarifies that Probation Before Judgment may be entered for multiple charges arising from a single arrest. Changes to the legislation also allow for a defendant to be permitted Probation Before Judgment more than once in a five-year period so long as offenses are different titles of the code.	Signed 04/13/21 Effective Immediately
GA	HB 466	Alan Powell Ricky Williams Jason Ridley John Corbett Jesse Petrea Ron Stephens Randy Robertson	      	<ul style="list-style-type: none"> • DUI • Underage Drinking 	This bill relates to drivers' licenses and driver training schools. It reduces the number of required hours in the intervention component of DUI Alcohol or Drug Use Risk Reduction Program. It allows licensed driver training schools to conduct on-the-road testing and provides for driver training requirements; waives certain fees; sets driver training school student exam standards; issues licenses to driving school instructors to teach certain courses and perform driver's examinations.	Signed 05/04/21 Effective 07/01/21





















HI	SB 765	Chris Lee Laura Acasio Roz Baker Stanley Chang Mike Gabbard Gil Keith-Agaran Jarret Keohokalole Donna Kim Bennette Misalucha Karl Rhoads Maile Shimabukuro Kurt Fevella Clarence Nishihara Glenn Wakai	             	• Ignition Interlock	Requires that ignition interlock devices be installed and maintained on one or more vehicles registered to, and all vehicles operated by anyone convicted of operating a vehicle under the influence of an intoxicant, during the applicable period of license revocation.	Enrolled to Governor 04/29/21 Effective 07/01/21
HI	SB 153	Chris Lee		• Impaired Driving Council	Establishes the Hawaii impaired driving council to establish comprehensive strategies for preventing and reducing impaired driving.	Enrolled to Governor 04/26/21 Effective Upon Approval
ID	HB 241	House Committee on Judiciary, Rules, and Administration		• Ignition Interlock	Amends existing law to revise a provision regarding the installation of an ignition interlock device, to provide for a petition for relief in certain instances, and to revise provisions regarding judicial review. If no civil or criminal case is pending related to the order to install the ignition interlock device, a person may file a petition for relief in magistrate court under this section in his county of residence, or, if such person has no county of residence, in Ada County, if such petition is filed within 30 days of the order requiring the installation of the interlock device.	Signed 04/15/21 Effective 07/01/21
IN	HB 1084	Mike Young John Young Greg Taylor Lonnie Randolph	   	• Ignition Interlock	The bill provides that if it is determined under subsection (a) that there is probable cause to believe that a person operated a vehicle while intoxicated, the court may, as an alternative to any suspension of the person's driving privileges under subsection (c), issue an order recommending that the person be prohibited from operating a motor vehicle unless it is equipped with a functioning certified ignition interlock device.	Signed 04/08/21 Effective 07/01/21
IN	SB 201	John Young Mike Young Mike Bohacek Karen Tallian Jim Lucas Cindy Ledbetter Heath VanNatter	      	• Driving Under the Influence of Drugs	Provides a defense to prosecution for a person who operates a vehicle with cannabis or its metabolite in the person's blood under certain conditions.	Signed 04/15/21 Effective 07/01/21
IA	HF 757	Eddie Andrews		• Ignition Interlock	A bill for an act relating to driver's license restrictions, including ignition interlock for first time DUI offenders.	Signed 05/10/21 Effective 07/01/21

MT	HB 478	Ryan Lynch Derek Harvey	 	• Testing	An act revising driving under the influence laws; providing that breath analysis is included in the possible expenditures for the blood-draw search warrant processing account.	Signed 05/04/21 Effective 07/01/21
MT	HB 115	Bill Mercer		• DUI	Increases penalties for 5th and subsequent DUI.	Signed 05/12/21 Effective 10/01/21
MT	SB 365	Keith Regier		• DUI	An act generally revising laws regarding driving under the influence; providing for driving under the influence crimes, treatment requirements, a sobriety monitoring program, forfeiture provisions, implied consent and administrative license suspension, appeal process, conditions of admissibility, a process for administration of tests, conditions for receiving a probationary driver's license, open container violations, and revocation and suspension of license procedures; providing rulemaking authority; providing penalties.	Signed 05/12/21 Effective 01/01/22
NE	LB 271	Adam Morfeld Matt Hansen	 	• Alcohol Monitoring • Ignition Interlock	The bill prohibits participation in pretrial diversion programs for certain driving under the influence and driver's license revocation violations.	Signed 05/27/21 Effective 3 Months After Legislature Adjourns 08/27/21
NJ	A 5342	Benjie Wimberly Nick Scutari Nilsa Cruz-Perez	  	• Underage Cannabis Consumption	Concerns certain regulated substances, with particular emphasis on underage possession or consumption of various forms of cannabis, including legal consequences for such activities set forth in legislation passed by both houses of legislature.	Signed 02/22/21 Effective 08/04/21
NJ	A 21	Annette Quijano Jamal Holley Britnee Timberlake Angela McKnight Joe Daniels Benjie Wimberly Nick Scutari Steve Sweeney Mila Jasey Clinton Calabrese Yvonne Lopez	          	• Cannabis	Legalizes personal use of cannabis for certain adults, subject to state regulation; decriminalizes small amount cannabis and hashish possession; removes marijuana as a schedule 1 drug.	Signed 02/22/21 Effective 08/04/21

NY	S 854	Liz Krueger  Jamal Bailey  Brian Benjamin  Alessandra Biaggi  Neil Breslin  Jabari Brisport  Samra Brouk  Leroy Comrie  Jeremy Cooney  Mike Gianaris  Michelle Hinchey  Brad Hoylman  Robert Jackson  Tim Kennedy  John Liu  Rachel May  Zellnor Myrie  Kevin Paker  Jessica Ramos  Gustavo Rivera  Julia Salazar  Diane Savino  Luis Sepulveda  Jose Serrano 	• Cannabis	Enacts the “marihuana regulation and taxation act”; establishes the cannabis law; defines terms; establishes the New York state cannabis control board and the office of cannabis management; outlines powers and duties thereof; authorizes the lawful use of medical cannabis; authorizes research programs related thereto; establishes a cannabis research license to permit a licensee to produce, process, purchase and/or possess cannabis for certain limited research purposes; relates to adult-use cannabis; authorizes a person to apply for a license to cultivate, process, distribute, deliver or dispense cannabis for sale in this state; relates to the description of cannabis, and the growing of and use of cannabis by persons twenty-one years of age or older; makes technical changes regarding the definition of cannabis; relates to removing certain references to marijuana relating to forfeiture actions; relates to the qualification of certain offenses involving cannabis; exempts certain persons from prosecution for the use, consumption, display, production or distribution of cannabis; relates to the definition of smoking; provides for the licensure of persons authorized to produce, process and sell marihuana; relates to the criminal sale of cannabis; relates to drug paraphernalia; adds a new article on cannabis to the penal law; authorizes a motion for resentencing for persons convicted of certain marihuana offenses; levies an excise tax on certain sales of cannabis; creates the New York state cannabis revenue fund, the New York state drug treatment and public education fund and the New York state community grants reinvestment fund.	Signed 03/31/21 Effective Immediately
ND	HB 1336	Dennis Johnson  Terry Jones  Karen Karls  Bernie Satrom  Diane Larson  Larry Luick  Janne Mydral 	• DUI	An act to amend and reenact section 39-08-01.6 of the North Dakota Century Code, relating to sealing a criminal record of a driving under the influence offense; and to provide for retroactive application..	Signed 03/25/21 Effective 08/01/21

ND	HB 1393	Mary Schneider Josh Bosch Ruth Buffalo Karla Hanson Mary Johnson Tom Kading Larry Klemm Kathy Hogan	       	• Sentencing Alternatives	A bill to amend and reenact sentencing alternatives. Every person convicted of an offense who is sentenced by the court must be sentenced to one or a combination of the following alternatives (unless the sentencing alternatives are otherwise specifically provided in the statute defining the offense or sentencing is deferred under subsection 4). A. Payment of reasonable prosecution costs. B. Probation. C. Imprisonment, including intermittent imprisonment. D. A fine. E. Restoration of damaged property or other work detail. F. Restoration of damaged property or other work detail. G. Treatment by a public or private institution. H. Sexual offender treatment program. I. Restorative justice program completion.	Signed 04/12/21 Effective 08/01/21
ND	HB 1034	Joint Committee on Legislative Management		• Assessment	Relating to preliminary treatment and involuntary hearings and references to an individual who is chemically dependent; and to provide a penalty.	Signed 04/08/21 Effective 08/01/21
ND	HB 1035	Joint Committee on Legislative Management		• Underage Drinking	This bill provides that a child in need of services as a result of a minor in consumption or minor in possession may receive an informal adjustment; and a child who is contesting a charge of minor in possession or minor in consumption may receive a formal petition under chapter 27.	Signed 04/28/21 Effective 08/01/21
ND	HB 1470	Ruth Buffalo Gretchen Dobervich Zachary Ista Mary Schneider Tim Mathern Pat Heinert John Nelson	      	• Mental Health	An act to provide for a legislative management study relating to behavioral health needs of inmates.	Signed 04/16/21 Effective 08/01/21
ND	HB 1223	Zachary Ista Mary Adams Corey Mock JoNell Bakke Joan Heckaman Emily O'Brien Shannon Roers Jones Steve Vetter Curt Kreun Scott Meyer	         	• Underage Drinking	This bill relates to the penalty for an individual under 21 years of age who consumes, purchases, or possesses an alcoholic beverage. Individuals under 21 years of age are prohibited from consuming alcohol beverages or entering licensed premises. The penalty has changed from a class B misdemeanor to an infraction.	Signed 03/31/21 Effective 08/01/21





Asterisk [*] indicates "Nonpartisan League Party"

































ND	SB 2264	Terry Wanzek Janne Myrdal Larry Klemin Bernie Satrom	   	• Underage Consumption	An act to create and enact a new subsection to section 19.02.1-23 of the North Dakota Century Code, relating to penalties for the possession of cannabis by an individual under the age of 21; and to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to prohibiting an individual or under the age of 21 from consuming alcohol beverages; and to provide a penalty.	Signed 03/31/21 Effective 08/01/21
ND	SB 2246	Scott Meyer Doug Larson Diane Larson Zachary Ista Shannon Roers Jones Mary Schneider	      	• Veterans	Relating to Drug Court and the creation of a Veterans Treatment docket.	Signed 03/31/21 Effective 08/01/21
OK	SB 367	Kim David Chris Kannady	 	• Drunk Driving Sanctions	The bill provides that upon receipt of a written blood or breath test report reflecting that the arrested person, if under twenty-one (21) years of age, had any measurable quantity of alcohol in the blood or breath of the person, or, if the arrested person is twenty-one (21) years of age or older, a blood or breath alcohol concentration of eight-hundredths (0.08) or more, accompanied by a sworn report from a law enforcement officer that the officer had reasonable grounds to believe the arrested person had been operating or was in actual physical control of a motor vehicle while under the influence of alcohol as prohibited by law, the Department shall revoke or deny the driving privilege of the arrested person for a period as provided by Section 6-205.1 of this title, unless the person has successfully completed or is currently participating in the Impaired Driver Accountability Program in relation to the arrest which is the subject of the report.	Signed 04/27/21 Effective 11/01/21
OK	SB 283	Michael Brooks Ross Ford Andy Fugate Robert Manger Darcy Jech Roland Pederson Darrel Waver	      	• Underage Drinking	An act relating to crimes and punishments; amending section 141, chapter 336 which relates to penalties for prohibited acts; modifying penalties; amending section 160, chapter 366 which relates to furnishing alcoholic beverage to persons under 21 years of age; requiring certain program participation for violation; amending 22 O.S 2011 which relates to the sentencing powers of the court; modifying inclusions; and providing an effective date.	Signed 04/27/21 Effective 11/01/21





















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SD	SB 35	Senate Committee on Appropriations	• Cannabis	Makes an appropriation to implement provisions concerning the legalization, regulation, and taxation of cannabis, and to declare an emergency.	Signed 03/21/21 Effective Immediately
TN	HB 150	Jason Zachary Rusty Grills	• Underage Drinking	This bill broadens offense of property owner allowing an “underage adult” to consume alcohol to apply to all minors.	Signed 05/19/21 Effective 07/01/21
	SB 157	Richard Briggs			Signed 05/13/21 Effective 07/01/21
TN	HB 679	Dale Carr William Lamberth Paul Sherrell Terri Weaver John Crawford Sam Whitson Jason Zachary Lowell Russell Rush Bricken Robin Smith Debra Moody Patsy Hazelwood Chris Todd John Gillespie Johnny Garrett Ryan Williams Bill Beck Bob Freeman	• Boating Under the Influence	As enacted, aligns penalties for boating under the influence with the penalties for driving under the influence; clarifies that the offenses of vehicular assault, aggravated vehicular assault, vehicular homicide, and aggravated vehicular homicide may be committed by a person boating under the influence.	Signed 05/19/21 Effective 07/01/21
	SB 246	Becky Massey			
TN	SB 157	Richard Briggs	• Underage Drinking	As enacted, broadens offense of property owner allowing an “underage adult” to consume alcohol to apply to all minors; sets a mandatory fine for convictions offenses related to providing alcohol to minors.	Signed 05/13/21 Effective 07/01/21
UT	HB 26	Stephanie Pitcher Jerry Stevenson	• 24-7 Sobriety Program	Expands the 24-7 Sobriety Program.	Signed 3/16/21 Effective 05/05/21
UT	HB 20	Steve Eliason Curt Bramble	• Driving Under the Influence Sentencing Amendments • DUI Child Endangerment	This bill prohibits sentencing reductions for driving under the influence related offenses in certain circumstances; creates a separate offense for each person in a vehicle that is under 16 years old when the driver is operating the vehicle while under the influence of drugs or alcohol; etc.	Signed 3/16/21 Effective 05/05/21

UT	HB 47	Steve Eliason Jerry Stevenson	 	• DUI Revisions	The bill provides that if an individual is charged with a criminal offense in subsection (8)(b), there is a rebuttable presumption that the individual be detained. Criminal charges that create a rebuttable presumption of detention under subsection (8)(a) include: an offense of driving under the influence or driving with a measurable controlled substance in the body if the offense results in death or serious bodily injury to any individual.	Signed 03/16/21 Effective 05/05/21
UT	SB 180	Karen Mayne Ryan Wilcox	 	• Driver License Suspension Revision	This bill amends driver license suspension for certain drug related offenses to circumstances in which the court finds that a driver license suspension is likely to reduce recidivism and is in the interest of public safety; removes driver license suspension requirements for certain offenses related to custodial interference; and makes technical changes.	Signed 03/17/21 Effective 05/05/21
UT	SB 179	Karen Mayne Ryan Wilcox	 	• DUI Probation Amendments	This bill allows a court to order supervised probation for certain DUI offenses to be provided by Adult Probation and Parole in certain circumstances.	Signed 03/17/21 Effective 05/05/21

VA	HB 2113	Charniele Herring  Dawn Adams  Lashrecse Aird  Hala Ayala  Lamont Bagby  Jeff Bourne  Betsy Carr  Lee Carter  Josh Cole  Liz Guzman  Cliff Hayes  Dan Helmer  Patrick Hope  Clint Jenkins  Mark Keam  Kaye Kory  Marke Levine  Alfonnso Lopez  Delores McQuinn  Candi Mundon King  Ken Plum  Cia Price  Sam Rasoul  David Reid  Ibraheem Samirah  Don Scott  Marcus Simon  Shelly Simonds  Suhas  Subramanyam  Kath Tran  Angelia Williams  Graves  Carrie Coyner 	<ul style="list-style-type: none"> • Criminal Records • Sealing of Records 	Establishes a process for the automatic sealing of police and court records, defined in the bill for certain convictions, deferred dispositions, and acquittals and for offenses that have been nolle prossed or otherwise dismissed. The bill also allows a person to petition for the sealing of police and court records relating to certain convictions. The bill has staggered delayed effective dates in order to develop systems for implementing the provisions of the bill. As introduced, this bill was a recommendation from the Virginia State Crime Commission.	Signed 04/07/21 Staggered Effective Dates for Different Provisions Starting as Early as 03/01/21.
	SB 1339	Scott Surovell  Louise Lucas  Joe Morrissey  Patrick Hope  Kaye Kory 			Signed 04/07/21 Staggered Effective Dates for Different Provisions Starting as Early as 03/01/21
	HB 2166	Patrick Hope  Kaye Kory  Creigh Deeds 	<ul style="list-style-type: none"> • Cannabis 	Involuntary admission; provisions governing involuntary inpatient & mandatory outpatient treatment.	Signed 03/18/21 Effective 07/01/21

VA	HB 2312	Charniele Herring  Lamont Bagby  Kelly Convis-Fowler  Steve Heretick  Don Scott  Dawn Adams  Hala Ayala  Jeff Bourne  Lee Carter  Josh Cole  Liz Guzman  Dan Helmer  Patrick Hope  Chris Hurst  Clint Jenkins  Kayne Kory  Mark Levine  Alfonso Lopez  Delores McQuinn  Cia Price  David Reid  Ibraheem Samirah  Marcus Simon  Shelly Simonds  Angelia Williams  Graves 	• Cannabis	<p>As of July 1, 2021, a person 21 years of age or older can carry under 1 ounce of cannabis in public.</p> <p>If caught with 1 ounce to under 1 pound of cannabis, there is a \$25 civil penalty.</p> <p>If caught with more than a pound of cannabis, you could get up to 10 years in prison and up to a \$250,000 fine.</p> <p>The only way to get cannabis in Virginia is to grow it or have it gifted to you by someone that grew it. Sales of cannabis in Virginia will not be allowed until 2024.</p> <p>It is illegal to use cannabis in a car or vehicle. It is illegal whether you are the driver or passenger. An open container (including a bag, jar or Tupperware container) in a vehicle is punishable by a misdemeanor and \$250 fine.</p>	Signed 04/07/21 Effective 07/01/21
VA	SB 1213	John Edwards  Scott Surovell  Bill DeSteph 	• Restricted Licenses	<p>Authorizes the Department of Motor Vehicles to issue restricted driving credentials to individuals with driver's license suspensions resulting from drug-impaired driving offenses.</p>	Signed 03/25/21 Effective 07/01/21
VA	SB 1336	Richard Stuart  Jennfer Boysko  Scott Surovell 	• Ignition Interlock	<p>Provides that in any criminal case where a defendant's license to operate a motor vehicle, engine, or train is subject to revocation or suspension and the court orders a defendant, as a condition of probation or otherwise, to enter into and successfully complete an alcohol safety action program, the court may issue the defendant a restricted license to operate a motor vehicle where the only restriction is to prohibit the defendant from operating a motor vehicle that is not equipped with a functioning, certified ignition interlock system for a period of not less than 12 consecutive months without alcohol-related violations of the interlock requirements.</p>	Signed 03/18/21 Effective 07/01/21

VA	SB 1339	Scott Surovell Louise Lucas Joe Morrissey Patrick Hope Kaye Kory	    	• Drunk Driving Sanctions	Sealing of criminal records; penalties. Establishes a process for the automatic sealing of police and court records, defined in the bill for certain convictions, deferred dispositions, and acquittals for offenses that have been nolle prossed or otherwise dismissed. The bill also allows a person to petition for the sealing of police and court records relating to certain convictions. The bill has staggered delayed effective dates in order to develop systems for implementing the provisions of the bill.	Signed 04/07/21 Staggered Effective Dates for Different Provisions Starting as Early as 03/01/21
VA	SB 1406	Adam Ebbin Louise Lucas Joe Morrissey Lionell Spruill Scott Surovell Kaye Kory	     	• Cannabis	Eliminates criminal penalties for simple possession of up to one ounce of marijuana by persons 21 years of age or older, modifies several other criminal penalties related to marijuana and imposes limits on dissemination of criminal history record information related to certain marijuana offenses.	Signed 04/07/21 Staggered Effective Dates for Different Provisions Starting as Early as 07/01/21
VA	SB 1122	Bill Stanley Jenn McClellan Joe Morrissey	  	• High-Risk Impaired Driver	The bill eliminates Virginia's enhanced jail sanctions for habitual DUI offenders, high BAC drivers, third-offense felony drunk drivers, commercial licensed drunk drivers and persons convicted of DUI whilst also transporting a minor.	Signed 03/31/21 Effective 07/01/21
VT	H 20	Maxine Grad		• Ignition Interlock Pretrial	An act relating to pretrial risk assessments and pretrial services.	Signed 04/29/21 Effective Immediately
WV	SB 345	Ryan Weld Rollan Roberts William Ihlenfeld John Unger	   	• Ignition Interlocks	Expands alcohol test and lock program to include offenders with drug-impaired driving offenses.	Signed 03/05/21 Effective 06/03/21
WV	SB 496	Ryan Weld		• Felony DUI	The bill authorizes the use of a conviction under any law of the United States or any other state for an offense that has substantially similar elements of a qualifying offense such as driving under the influence causing death.	Signed 04/19/21 Effective 07/06/21

RESPONSIBILITY.ORG ON CAPITOL HILL

Even though this is a state legislative update, we wanted to mention a few important efforts we are supporting at the Federal level. The Federal Highway Bill is due for reauthorization this year and we are proud to be supporting the following legislation for inclusion in the new legislation:

Advanced Vehicle Technology

This year we are excited to be working with Mothers Against Drunk Driving (MADD) in strong support of the Honoring Abbas Family Legacy to Terminate Drunk Driving (HALT) Act (HR 2138) sponsored by Rep. Debbie Dingell (D-MI) and co-sponsors Rep. Kathleen Rice (D-NY), Rep. David McKinley (R-WV) and Rep. Brian Fitzpatrick (R-PA) and the Reducing Impaired Driving for Everyone (RIDE) Act (S. 1331) sponsored by Sen. Ben Ray Lujan (D-NM) and co-sponsors Sen. Rick Scott (R-FL) and Sen. Gary Peters (D-MI). The technology to stop impaired and dangerous driving exists right now but legislation is needed to move the technology from the research and development phase to future implementation. Passage of this legislation could save 9,400 lives every year (while also keeping customers and other motorists safe and potentially limiting liability of establishments).

Multiple Substance Impaired Driving Prevention Act

Responsibility.org, AAA, Abbott, the Beer Institute, the Distilled Spirits Council of the United States, Governors Highway Safety Association, MADD, National District Attorneys Association, National Safety Council, National Sheriffs Association, and Students Against Destructive Decisions are working together to champion legislation to expand eligible state activities to address multiple substance impaired driving. These activities include specialized training for criminal justice practitioners, new technologies such as oral fluid testing, effective practices to expand drug testing such as electronic warrants and law enforcement phlebotomy and improved data on DUI arrests. The House bill is sponsored by Rep. Steve Cohen (D-TN) and co-sponsors Kathleen Rice (D-NY), Troy Balderson (R-OH), and Rep. Tim Burchett (R-TN). The Senate Bill is sponsored by Senator Shelley Moore Capito (R-WV) and Senator Kyrsten Sinema (D-AZ).

Prevent Impaired Driving Child Endangerment Act

H.R. 3676 sponsored by Rep. Kathleen Rice (D-NY) and co-sponsored by Rep. Troy Balderson (R-OH) would set national standards for criminal penalties against individuals who drive while intoxicated or impaired with a child passenger in the vehicle.

Drug-Impaired Driving Education Act

H.R. 3675 sponsored by Rep. Kathleen Rice (D-NY) and co-sponsored by Rep. Troy Balderson (R-OH) would authorize a \$10 million annual grant program at the U.S. Department of Transportation (DOT) for states to educate the public on the dangers of drug-impaired driving.

RESPONSIBILITY.ORG PROGRAM UPDATE



Responsibility.org Establishes the National Alliance to Stop Impaired Driving (NASID)

People who drive after consuming multiple substances have a much higher crash risk. Although the most frequent combination is alcohol and cannabis, more people are combining a variety of substances and driving which has a multiplicative effect on impairment. In response, Responsibility.org has established the National Alliance to Stop Impaired Driving (NASID) to ensure collective national efforts are focused on the evolving impaired driving problem.

NASID is composed of a broad coalition of stakeholders working to prevent all forms of impaired driving. Inaugural members include the American Automobile Association (AAA), Dräger, Ford Driving Skills for Life, Governors Highway Safety Association (GHSA), Intoxalock, Mothers Against Drunk Driving (MADD), National Sheriffs Association, OnUs, Recording Artists Against Drunk Driving, Responsibility.org, Students Against Destructive Decisions and the United States Cannabis Commission. We encourage collaboration between law enforcement, prosecutors, judges, toxicologists, academics, safety advocates, and industry to work together toward the goal of eliminating impaired driving. NASID will provide national leadership in identifying and promoting solutions to impaired driving, including expanded chemical testing among impaired drivers, training for criminal justice practitioners, toxicology lab capacity improvement, and programs to increase the likelihood of recovery and reductions in recidivism. Our work includes state and federal advocacy efforts, public awareness and education, and state implementation of effective programs. Click here to learn more about [NASID](#).



Presented by Responsibility.org
in Collaboration with GHSA & AAA

National Alliance to Stop Impaired Driving Conference

Responsibility.org, in collaboration with GHSA and AAA, will host the National Alliance to Stop Impaired Driving (NASID) [Conference](#) July 29-30, 2021, in Arlington Virginia and via livestream. This conference will allow 100 in-person attendees and includes virtual attendance options. This event will focus on multiple substance impaired driving and formally launch NASID. The purpose of this conference is to convene the nation's foremost experts and influencers to examine the challenges and complexities of multiple substance impaired driving. Participants will engage in discussions ranging from roadside screening and detection, toxicology, emerging technologies, adjudication and remediation, behavior change, opportunities, and solutions. As a result of this conference, NASID will prioritize a national action plan. [NASID Conference Registration](#) is free.

Responsibility.org and GHSA 2021 State Grants

The GHSA has been one of our long-standing partners. GHSA membership consists of all state and territory state highway safety offices focused on traffic safety. We have partnered with GHSA for the past six years in providing state grants in the amount of \$750,000 to support impaired driving training – Standard Field Sobriety Tests, Advanced Roadside Impaired Driving (ARIDE), and Drug Recognition Experts (DRE), training for DREs and Commercial Motor Vehicle Officers to identify impairment in commercial vehicle operators, green lab trainings, support for toxicology testing, law enforcement phlebotomy programs, and programs to address high-risk impaired drivers. In 2021, Responsibility.org has provided \$170,000 to GHSA for state grants, which were announced in mid-June. The following four states will be receiving grants in 2021:

- Georgia – to implement a statewide law enforcement phlebotomy program – certification training, equipment, and supplies.
- Maryland – to train 20 DRE officers and five instructors, to conduct cannabis impairment detection workshops (green labs), and to provide outsourced drug analysis to reduce the toxicology lab backlog.
- Louisiana – to implement the Computerized Assessment and Referral System (CARS) in the court system. The Louisiana Supreme Court has mandated the use of CARS in all DUI courts and will be piloting it among first and second offenders in Lafayette Parish. The CARS tool is the only screening and assessment tool that is validated among DUI offenders and identifies substance use and mental health disorders.

- Wisconsin – to train 26 new DREs specifically targeting counties without a DRE and then prioritizing counties with higher needs of a DRE. Currently Wisconsin has DREs in 50 of the 72 counties. The goal is to have at least one DRE in each county.

Helping the Hospitality Industry, Cities and Patrons Enjoy a #SafeNightOut

Responsibility.org and Safe Night LLC have launched new resources to help establishments and customers enjoy a #SafeNightOut. The online resources that include best practices for bar and restaurant owners, managers, and staff, city officials, and law enforcement. These include simple steps restaurants, bars and patrons can take to reduce alcohol-related harm in a post-COVID world. Topics addressed in the Safe Night materials include:



- Ways to build community and public safety relationships.
- Active Bystander training.
- Increasing patron accountability.
- Standards and policies needed to prevent alcohol-related harm
- When to call police (and when not to)
- Operational checklists

Please help us promote this resource in your community. For more information on implementing the Safe Night program in your community contact Dimitrios (Jim) Mastoras at Safe Night LLC www.safe-night.com 703-674-9318.

National District Attorneys Association's National Traffic Law Center- Drugged Driving Project

In 2021, the National District Attorneys Association (NDAA) National Traffic Law Center (NTLC) and Responsibility.org are expanding its on-demand Learning course: [Prosecuting DUI Cases](#). This free course provides continuing learning education (CLE) credits for prosecutors. The training uses a compelling storyline, interactive exercises, document mock-ups, and avatar voiceovers to bring the course content to life with a focus on alcohol impairment. This year we are expanding this course to focus on Prosecuting the Drugged Driver. It will utilize the same format as the original training and provide free CLE credits. It will be available later this year.

National Resource Toxicologist Program

Responsibility.org and the Wisconsin State Laboratory of Hygiene (WSLH) have launched [the National Resource Toxicologist program](#), the first of its kind. Amy Miles, Wisconsin State Lab Hygiene Forensic Toxicology Director and President of [the Society of Forensic Toxicologists \(SOFT\)](#) is directing the project. We will target resources and interventions to address significant gaps and challenges with toxicology and multiple substance impaired driving. We are surveying and assessing all state laboratories to determine the varying screening levels, validations of drug testing, funding, resources, and other nuances to seek national harmonization with drug testing. The data collected will help provide data on what resources will be needed in the future to identify substances efficiently and effectively among impaired drivers.

Another focus on the program is to provide consultation with state and local agencies to create cohesiveness within laboratories and states. Illinois has already requested guidance on the state's current THC statute. Please contact Darrin.grondel@responsibility.org for more information on how to utilize this resource.

Preventing DUI by Helping Those in Need

Responsibility.org and the Division on Addiction, Cambridge Health Alliance, a teaching affiliate of Harvard Medical School have worked to develop and implement the Computerized Assessment and Referral System (CARS) to provide the criminal justice system with a free screening and assessment tool that identifies substance use and mental health disorders and is validated among DUI offenders. While many specialty courts are using this tool to reduce recidivism and rehabilitate repeat offenders, we felt the tool could be adapted for use in the general population to prevent DUI from happening in the first place and to provide help to people in need.

A new version of CARS will be released in July, and it is designed specifically for people who have substance use and mental health issues but are not in the criminal justice system. Our hope is that it will be useful for health practitioners and veterans' populations and others to identify behavioral health issues and connect people with treatment. For more information on this new tool, go to www.carstrainingcenter.org.

Judicial Advisory Board Updates

The Responsibility.org [Judicial Advisory Board \(JAB\)](#) was established 18 years ago to provide training and expertise to judges across the country. In 2021 we welcomed Judge Shannon Holmes from Detroit, MI, Judge Robert Russell from Buffalo, NY and Tori Wible, the Chief Counsel and Division Director for the American Bar Association to our board. The JAB is exploring a recent surge in state legislation that encourages expungement of records and diversion programs for persons with impaired driving offenses. This is an issue Responsibility.org, the JAB and other expert advisors are examining to offer recommendations for 2022 legislative sessions. When DUI records are expunged, it can make it difficult or even impossible to count subsequent DUI offenses as repeat offenses which can lead to ineffective sentencing. The JAB is also exploring issues that range from the use of oral fluid testing to the continuation of virtual courts to equity inclusion in DWI courts and how to train judges and other court personnel on these emerging issues.

We look forward to continued work with you and your organization. If we can be helpful to you, please contact Christiana.Falcon@responsibility.org.



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