

HB 446 -- Falsifying a Drug or Alcohol Test

Sponsor: Roorda

This bill creates the crime of altering or falsifying a drug or alcohol test, a class D felony. The crime is committed when a person knowingly alters or falsifies a drug or alcohol test or test results by:

- (1) Using or possessing any device designed to alter or falsify the test;
- (2) Submitting an altered, false, or adulterated biological sample;
- (3) Submitting a sample collected from another person or an animal; or
- (4) Submitting false documents or making false material statements with the intent to alter or falsify a test.

The bill also makes it a class A misdemeanor to manufacture, possess, sell, give away, distribute, produce, market, or transport a biological sample with the intent to alter or falsify a test or to manufacture, possess, sell, give away, distribute, produce, or market an adulterant with the intent that it be used to alter or falsify a test. An adulterant is any additive which makes a sample impure or corrupt.