

BLOOMINGTON POLICE DEPARTMENT

STANDARD OPERATING PROCEDURE

BLOOD/URINE: OBTAINING AND SUBMITTING TO LAB

Reviewed by: Sgt. J. Clesson	Effective Date: April 18, 1996
Authorized by: Asst. Chief Greg Scott	Revision Date: August 1, 2019

PURPOSE

The Bloomington Police Department is now being serviced by Illinois State Police Forensic Sciences Laboratories (Toxicology Section) for the purpose of blood/urine analysis, typically for DUI investigations. This SOP does not limit this procedure for DUI only.

DEFINITIONS

Blood Alcohol Concentration (BAC)- The percentage of alcohol in a person's blood.

Whole Blood/Serum Alcohol Concentration (SAC)- Whole blood sample is how the hospital staff collects the blood. This is the number the ER staff typically provides officers when they collect labs during treatment. This is not the BAC. To convert to BAC, divide the SAC by 1.18. Example, .095 SAC is .080 BAC. **The investigating officer needs to confirm with hospital staff that the officer has been provided with SAC blood level.**

Implied Consent Law- Suspected DWI drivers are deemed to have given their consent to submit to chemical testing. If the driver fails to provide a chemical test, they can be subject to license sanctions.

Type A Injury- Severely bleeding wounds, distorted extremities and injuries requiring the injured party to be carried from the scene that require immediate professional attention in either a doctor's office or a medical facility.

PROCEDURE

TESTS: BLOOD and/or URINE:

Section 11-500 of Illinois State Statute provides that a blood and/or urine test may be requested by an officer. The option to request blood and/or urine is that of the arresting officer, not the defendant. The officer may request a blood and/or urine test in addition to or in lieu of a breath test when appropriate.

During DUI investigations, officers may encounter a subject who is unconscious or otherwise in a condition rendering such subject incapable of consent or refusal. The Bloomington Police Department recognizes the fluid nature of the Implied Consent statute. Taking that into account

and when reasonable, officers shall follow the search warrant procedure prior to requesting blood/urine tests.

McLean County on Call Phone Number: 309-824-7634 & 309-824-7635.

Deviations from search warrant requirements may occur in limited situations. These situations shall be warranted by exigency or articulable circumstances that would make obtaining a search warrant impractical.

The following are the procedures for obtaining and submitting blood/urine samples for laboratory analysis:

1. The arresting/booking officer will accompany the arrested subject to the hospital emergency room. If the arrested subject is transported by a rescue unit, the officer should follow in their squad.
2. Upon arrival at the hospital, the arresting officer will issue the arrested subject a UTT for the offense of Section 11-501. The arresting officer shall then complete and issue the Warning to Motorist to the arrested subject. The officer shall obtain the arrested subject's signature on the Warning to Motorist form. If the arrested subject refuses or is unable to sign, **the officer shall write refused to sign or unable to sign on** the signature line. The arresting officer shall read the Warning to Motorist to the arrested subject.
3. If the arrested subject consents to the testing, the officer will inform the emergency room staff that a blood and/or urine sample needs to be collected. Proceed to Bullet Point #5.
4. If the arrested subject refuses testing, officers shall mark refusal on their paperwork and complete all remaining paperwork. Officers may elect to attempt to obtain a search warrant for the collection of breath, blood, and/or urine following the arrested subject's refusal.
5. The arresting officer will obtain an Illinois State Police blood/urine collection kit from the hospital. The officer shall verify the expiration date and ensure the kit integrity seal is unbroken. Blood and/or urine samples will be taken by qualified laboratory personnel. The arresting officer is responsible for getting the name of the hospital personnel taking the blood draw and placing that name on the police report. (This usually does not include paramedics and ambulance workers). In the event an ISP blood/urine collection kit is not available, the officer may collect blood and/or urine samples from hospital staff. The officer should package the blood and/or urine in plastic, along with several paper towels.
6. Officers are responsible for completing a supplemental report in EJS when notified that the ISP Lab Results have been received and attached to the EJS Report.

Individuals involved in traffic crashes resulting in serious Type-A personal injury or death.

1. Blood and/or urine should not be taken from a subject, conscious or unconscious, without his/her consent.
2. Absent consent, officers shall follow the search warrant procedure.
3. As noted above, deviations from search warrant requirements may occur in limited situations. These situations shall be warranted by exigency or articulable circumstances that would make obtaining a search warrant impractical.

Blood/Urine Evidence Submission- Forensic Toxicology Reports

1. Whenever blood and/ or urine samples are obtained through the above mentioned process, the sealed kit should be either secured in a Forensic Evidence storage locker, or direct submitted to the B.P.D. Crime Lab.
2. B.P.D. Crime Lab personnel will enter data from the submitted DUI kit into the Illinois State Police LIMS PRELOG evidence submission database. The DUI kit will then be either mailed or transported to the following address;

**Illinois State Police
Forensic Sciences Laboratory
2060 Hill Meadows Drive, Suite 2
Springfield, Illinois 62702
Attention: Forensic Toxicology**

3. The evidence will be mailed via "certified mail", B.P.D. Crime Lab personnel will document the tracking number on their EJIS report.
4. When the toxicology testing is completed, the I.S.P. forensic scientist will notify the B.P.D. Crime Lab. Lab personnel then will retrieve the I.S.P lab report from the LIMS PRELOG database, and attach the results to an EJS report. Notification should be given to the arresting officer of the completion of the lab report.
5. I.S.P. Forensic Sciences Lab will retain the evidence for one year, unless requested otherwise.
6. Any questions or concerns about a particular case, including status and results, can be obtained by calling (217) 782-4975. The case will be tracked by the EJS case number (use all digits) or the corresponding ISP lab number.

7. Officers submitting DUI kits when they suspect potential use of cannabis, and in need of such testing, should notify BPD Crime Lab personnel of this request. Kits will still be sent to the ISP laboratory for analysis. If cannabis quantification analysis is needed, the request will be forwarded to the I.S.P. laboratory.

Due to the limited ability of the I.S.P. Laboratory only being able to provide cannabis quantification analysis on blood samples, the kit may be requested to be returned and sent to a private laboratory for testing on urine samples. B.P.D. Crime Lab personnel will complete the necessary paperwork, and the kit will be sent to UIC Laboratory for analysis. The address for UIC laboratory is:

**UIC Analytical Forensic Testing Laboratory
2242 West Harrison Street, Suite 110
Chicago, IL 60612**

Upon Completion of analysis by UIC laboratory, any forwarded reports will be attached to corresponding EJS reports.