



DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

P.O. BOX 942900
SACRAMENTO, CA 94298-2900
(916) 375-2780

Date: April 1, 2009

IN 3 1 1 E
DUI-071
SANTA ROSA, CA 95407

INVOICE NO. 13 4 AMOUNT DUE \$616.00 DUE BY 5/1/2009
THIS INVOICE MAY BE PAID IN FULL BY CREDIT CARD
I authorize California Highway Patrol to charge my (check one):
Discovery Visa Mastercard
Expiration Date: month year
Print Name (as shown on credit card)
Signature (as shown on credit card)
Daytime Phone: () Date:

Cut here and please return this portion with your payment

Pursuant to Government Code Section 53150 et. seq., the defendant herein named shall pay to the California Highway Patrol the total indicated below as reimbursement for costs incurred in responding to an alcohol/drug related traffic incident.

Government Code Section 53150 states:
"Any person who is under the influence of an alcoholic beverage or any drug, or the combined influence of an alcoholic beverage and any drug, whose negligent operation of a motor vehicle caused by the influence proximately causes any incident resulting in an appropriate emergency response, and any person whose intentionally wrongful conduct proximately causes any incident resulting in an appropriate emergency response, is liable for the expense of an emergency response by a public agency to the incident."
DEFENDANT: N
DATE OF BIRTH: 5 3
DRIVER'S LICENSE NUMBER: E 16
SSN IF AVAILABLE:
AREA NAME: SANTA ROSA
AREA NUMBER: 360
ARREST DATE: 2 009
ITEMIZED STAFF HOURS
ACTIVITY: Incident Investigation (response time, on scene investigation, follow-up investigation, report writing) 6 00
Vehicle Storage 0 20
In-Custody (field sobriety test, arrest, transportation, booking, chemical tests) 1 00
Traffic Control 0 00
Other 0 00
CURRENT COST OF SUPPORTING A TRAFFIC OFFICER (SALARY, BENEFITS) \$84.00 PER HOUR
TOTAL HOURS 7 20
THE FOLLOWING AMOUNT IS DUE AND PAYABLE: \$616.00

The DUI Cost Recovery Program is administered in accordance with Government Code Sections 53150 through 53158. This law set aside driving under the influence as an offense which the taxpayers should not have to subsidize. The law has rendered that because of the offender's actions while under the influence of alcohol and/or drugs, the State is without road patrol services of the officers for the time required to investigate the incident. This includes activities such as: response time, on-scene investigation, report writing, field sobriety tests, arrest, transportation, booking, chemical tests, and vehicle storage.

These charges are considered a civil debt separate from the penalties which you have already paid to the court. Incarceration and/or community service cannot be utilized to satisfy this debt. The law prohibits insurance companies from paying response costs.

Mail your check, money order, or credit card authorization by 5/1/2009, payable to:
California Highway Patrol, P.O. Box 942900, Sacramento, CA 94298-2900
and reference invoice 131444.

Safety, Service, and Security

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FISCAL MANAGEMENT SECTION
DUI COST RECOVERY PROGRAM GOVERNMENT CODE SECTIONS
-09 (Rev 6-06)

53150 **Negligent operation of motor vehicle; influence of alcoholic beverage or drug; intentional wrongful conduct; liability**

Any person who is under the influence of an alcoholic beverage or any drug, or the combined influence of an alcoholic beverage and any drug, whose negligent operation of a motor vehicle caused by that influence proximately causes any incident resulting in an appropriate emergency response, and any person whose intentionally wrongful conduct proximately causes any incident resulting in an appropriate emergency response, is liable for the expense of an emergency response by a public agency to the incident.

53151 **Negligent operation of boat or vessel; influence of alcoholic beverage or drug; intentional wrongful conduct; liability**

Any person who is under the influence of an alcoholic beverage or any drug, or the combined influence of an alcoholic beverage and any drug, whose negligent operation of any boat or vessel caused by that influence proximately causes any incident resulting in an appropriate emergency response, and any person whose intentionally wrongful conduct proximately causes any incident resulting in an appropriate emergency response, is liable for the expense of an emergency response by a public agency to the incident.

53152 **Negligent operation of civil aircraft; influence of alcoholic beverage or drug; intentional wrongful conduct; liability**

Any person who is under the influence of an alcoholic beverage or any drug, or the combined influence of an alcoholic beverage and any drug, whose negligent operation of a civil aircraft caused by that influence proximately causes any incident resulting in an appropriate emergency response, and any person whose intentionally wrongful conduct proximately causes an incident resulting in an appropriate emergency response, is liable for the expense of an emergency response by a public agency to the incident.

53153 **Influence of alcoholic beverage or drug; inability to operate motor vehicle, boat or vessel, or aircraft; presumptions**

For purposes of this article, a person is under the influence of an alcoholic beverage or any drug, or the combined influence of an alcoholic beverage and any drug, when as a result of drinking an alcoholic beverage or using a drug, or both, his or her physical or mental abilities are impaired to a degree that he or she no longer has the ability to operate a motor vehicle, boat or vessel, or aircraft with the caution characteristic of a sober person of ordinary prudence under the same or similar circumstances. For purposes of this article, the presumptions described in Sections 23152 and 23155 of the Vehicle Code shall apply.

54 **Charge against person liable; collection of debt; insurance**

The expense of an emergency response shall be a charge against the person liable for expenses under this article. The charge constitutes a debt of that person and is collectible by the public agency incurring those costs in the same manner as in the case of an obligation under a contract, expressed or implied, except that liability for the expenses provided for in this article shall not be insurable and no insurance policy shall provide or pay for the expenses.

53155 **Limit on liability**

In no event shall a person's liability under this article for the expense of an emergency response exceed twelve thousand dollars (12,000) for a particular incident.

53156 **Definitions**

As used in this article

(a) "Expense of an emergency response" means reasonable costs incurred by a public agency in reasonably making an appropriate emergency response to the incident, but shall only include those costs directly arising because of the response to the particular incident. Reasonable costs shall include the costs of providing police, firefighting, rescue, and emergency medical services at the scene of the incident, as well as the salaries of the personnel responding to the incident.

(b) "Public agency" means the state and any city, county, municipal corporation, district, or public authority located, in whole or in part, within this state which provides or may provide firefighting, police, ambulance, medical, or other emergency services.

(c) "Intentionally wrongful conduct" means conduct intended to injure another person or property.

53157 **Admissibility of evidence in criminal proceedings**

Any testimony, admission or any other statement made by the defendant in any proceeding brought pursuant to this article, or any evidence derived from the testimony, admission, or other statement, shall not be admitted or otherwise used in any criminal proceeding arising out of the same incident.

53158 **Legislative intent**

It is not the intent of the Legislature, in enacting this article, to occupy the field of recovery of the expense of an emergency response by a public agency, nor is it the intent of the Legislature to preempt local regulations or to otherwise limit the remedies available to any public agency to recover the expenses of an emergency response to any incident not involving persons who operate a motor vehicle, boat or vessel, or civil aircraft while under the influence of an alcoholic beverage or any drug, or the combined influence of an alcoholic beverage and any drug.