



## Office of the Kane County State's Attorney

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### **KANE SAO, POLICE TO STAGE NEW YEAR'S EVE ANTI-DUI INITIATIVE**

December 12, 2023

Kane County State's Attorney Jamie L. Mosser announces that Kane County police agencies will work with the State's Attorney's Office on an impaired driving abatement initiative on New Year's Eve, December 31, 2023, and early hours of New Year's Day.

The initiative, called a No-Refusal operation, is designed to assist police efforts to obtain a search warrant for individuals who refuse to submit to chemical testing after a DUI arrest. Assistant State's Attorneys are on hand to assist police officers through the search warrant process to compel a DUI suspect to submit to a lawfully requested blood, breath or urine test as required by Illinois law.

Illinois courts have held that a person has no right to refuse chemical testing when probable cause exists. Anyone who declines to submit to chemical testing after being presented with a search warrant should expect to face additional charges.

**SA Mosser said:**

"Everyone is at greater risk when an impaired person is driving a car. History has shown that more people will choose to drink too much and then drive the night of New Year's Eve and early January 1. We want people to be responsible and use designated drivers, taxis, Uber or Lyft. We partner with police to obtain search warrants so we can get the evidence to prosecute anyone who chooses to compromise public safety. My thanks to all in law enforcement who will be working that night. I hope everyone gets home safe including those in law enforcement."

The Kane County State's Attorney's Office has been working with local police on the No-Refusal operations since 2008. The most recent No-Refusal operation, conducted the night before Thanksgiving, involved eight police agencies throughout Kane County and yielded the issuance of one search warrant against an individual who was stopped on suspicion of DUI.