

Office of the Kane County State's Attorney



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KANE SAO, LOCAL POLICE PLAN PRE-HALLOWEEN WEEKEND, THANKSGIVING EVE 'NO-REFUSAL' OPERATIONS

October 10, 2012

The Kane County State's Attorney's Office will collaborate with Kane County police departments the weekend before Halloween and the night before Thanksgiving on "No-Refusal" anti-DUI initiatives.

The first of the two operations will be Oct. 26-27 and Oct. 27-28. The second will be Nov. 21-22. They will begin in the evening and end sometime after midnight.

"Our office has a responsibility to prosecute DUI offenders and to educate the public not to drive when they drink. Our goal with 'No-Refusal' operations is to make Kane County's roads safer," Kane County State's Attorney Joe McMahon said.

"The weekend before Halloween and the night before Thanksgiving traditionally are occasions for friends to get together and party. We do not wish to discourage that, but we do expect that people will party responsibly. We run these operations as a reminder that when the party is over, people who have been drinking alcohol should not drive."

Participating towns and police agencies will not be revealed in advance.

The initiative is designed to thwart suspected drunken drivers who refuse to submit to a lawfully requested breath test after a DUI arrest. Through the "No Refusal" strategy, authorities are able to expedite the DUI booking process. Prosecutors and police officers work together to quickly obtain a search warrant to compel a DUI suspect to submit to a lawful blood or breath test as required by Illinois' Implied Consent statute. In addition, many participating police agencies enhance DUI patrols during the operation.

Illinois courts have consistently held that no one has a right to refuse chemical testing when probable cause exists. Anyone who fails to submit to chemical testing after a search warrant has been obtained could face additional sanctions.