



John J. Barthelmes
Commissioner of Safety

STATE OF NEW HAMPSHIRE
DEPARTMENT OF SAFETY
DIVISION OF MOTOR VEHICLES
23 HAZEN DRIVE, CONCORD, NH 03305



Gregory C. Duggan
Director of Motor Vehicles

COMMERCIAL VEHICLE IMPLIED CONSENT RIGHTS FORM

DATE OF ARREST: _____

#: _____

DATE: _____

DOB: _____

NAME: _____
 First Middle Last

MAILING ADDRESS: _____
 City State Zip

DRIVER LICENSE NO.: _____ STATE OF LICENSE : _____

16+ PASSENGER: Y N
(circle one)

COMMERCIAL DRIVER: Y N
(circle one)

HAZ MAT: Y N
(circle one)

1. Probable cause exists to believe that you were driving a commercial motor vehicle while having alcohol and/or drugs in your system.
2. You are now being asked to submit to a test or tests at the discretion of a law enforcement officer in order to determine the alcohol and/or drug concentration in your system. You may be asked to perform a breath, blood or urine test, or any combination of these.
3. You have the right to a similar test or tests taken by a person of your own choosing at your expense. Upon your request, you will be given the opportunity for such an additional test(s). You also have the right to obtain a sample of your breath or blood for testing at your expense.
4. If the test taken at the direction of the law enforcement officer shows any alcohol in your system, or if you refuse the test, you will be placed out of service for 24 hours.
5. If the test shows an alcohol concentration of 0.04 or more in your system, your license or privilege to drive a commercial vehicle will be revoked.
6. If the test shows an alcohol concentration of 0.08 or more in your system, or it is determined that you are under the influence of alcohol and/or drugs, you will also be subject to criminal prosecution for driving while intoxicated, which can include both criminal sanctions and revocation of your license or privilege to drive both commercial and non-commercial vehicles.
7. If you refuse to take the test or tests: your refusal may be admissible in a civil or criminal proceeding arising from the incident, and your driver's license, nonresident operating privilege or privilege to drive a motor vehicle in this state will be revoked.
8. I have been informed of these rights.

Defendant

9. I agree / refuse (circle one) to submit to the test(s) requested.

Defendant

Officer/Witness

Note: With a commercial driver operating a commercial motor vehicle at the time of arrest, DO NOT confiscate the license or use the ALS procedure. Mail a copy of this form, along with your report and a letter explaining the situation to the Division of Motor Vehicles requesting the appropriate action under RSA 263:94 and RSA 265-A:25.

PLEASE COMPLETE BOTH SIDES OF FORM

**REPORT OF ALCOHOL CONCENTRATION OR REFUSAL/RSA 265-A:25
(COMMERCIAL LICENSE)**

TO: DIRECTOR, DIVISION OF MOTOR VEHICLES
DEPARTMENT OF SAFETY
23 HAZEN DRIVE
CONCORD, N.H. 03305

Registration Number _____ State _____

On (Date) _____ At (Time) _____

Street/Route _____ Town/City _____

- I had reasonable grounds to believe that the above named person had been driving or was in actual physical control of a COMMERCIAL MOTOR VEHICLE, upon a way, while there was alcohol in his system.
- I detained the above named person.
- I gave the above named person the Commercial Driver License Implied Consent Rights.
- The above named person refused to submit to a test or tests of my choosing.
- The above named person submitted to a test which resulted in an alcohol concentration of _____ percent.
- I received blood/urine test results on _____ (date).

For the FACTS please see attached U, [! } Report.

Officer's Typed/Printed Name

Officer's Signature

Personally appeared and sworn to before me, this _____ day of _____ year, _____

Justice of the Peace/Notary Public

Internal Use by DMV		
Internal Control #: _____ - _____	Assigned by Clerk #: _____	Date Assigned: _____