

Memorandum

TO: ALL DEPARTMENT PERSONNEL

FROM: Anthony Mata
Chief of Police

**SUBJECT: DUTY MANUAL REVISIONS:
DRIVER UNDER THE INFLUENCE**

DATE: March 10, 2022

APPROVED

Memo# 2022-004

BACKGROUND

The Department has amended the following Duty Manual sections to update the procedures to complete DUI investigations.

ANALYSIS

The Duty Manual has been revised to reflect changes described below. Additions are shown in *italics and underlined*. Deletions are shown in ~~strike-through~~ form.

R 1558 DRIVER UNDER THE INFLUENCE: (FORM CHP-202) (~~COUNTY FORM 909-A~~):
Revised 03-10-22

This form is used to report the facts and circumstances surrounding an incident involving an impaired drinking driver; to indicate that the person involved was admonished of their ~~his/her~~ rights; and to report when an impaired drinking driver refuses to submit to a chemical analysis of such person's blood, breath or urine.

R 1559 ADMIN PER SE (FORM DS367) (~~FORM DS-360~~):
Revised 03-10-22

This form is used for all DUI drivers (unless under age 21). It is issued in all cases regardless of the ~~status of the~~ driver's license status (suspended or never acquired a CDL). ~~Must issue~~ The driver's copy must be issued at the time of arrest/processing to begin the DMV suspension action on that case. In those cases where the driver has never had a license, the DMV will assign an X-number and initiate the suspension order.

R 1560 ADMIN PER SE (FORM DS367M) (~~FORM DS-360A~~):
Revised 03-10-22

This form is used ~~in place of the above form for~~ all DUI drivers under the age of 21 with a BAC of .01 or greater. ~~Above~~ This forms is NOT interchangeable with Form DS367.

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~~OFFICER'S STATEMENT (FORM DMV DS 367):~~

Deleted 03-10-22

~~This form will be filled out by officers in all arrests when the suspect has been arrested for driving under the influence of alcohol or alcohol and drugs.~~

~~OFFICERS STATEMENT (DMV 367M): This form is similar to the DS 367 and is used when the violator is under 21 years of age.~~

ORDER

Effective immediately, all Department personnel shall adhere to the above Duty Manual sections.

A handwritten signature in black ink, appearing to read 'A. Mata', is positioned above the printed name and title of the Chief of Police.

Anthony Mata
Chief of Police

AM:SD:JJ