

VETEOES

CONCENTRATION OF 0.10 OR MORE AT THE TIME OF TESTING, THE POLICE OFFICER SHALL:

(I) CONFISCATE THE DRIVER'S LICENSE ISSUED BY THIS STATE;

(II) ACTING ON BEHALF OF THE ADMINISTRATION, PERSONALLY SERVE AN ORDER OF SUSPENSION ON THE PERSON;

(III) ISSUE A TEMPORARY LICENSE TO DRIVE;

(IV) INFORM THE PERSON THAT THE TEMPORARY LICENSE ALLOWS THE PERSON TO CONTINUE DRIVING FOR 45 DAYS IF THE PERSON IS LICENSED UNDER THIS TITLE;

(V) INFORM THE PERSON THAT THE PERSON HAS 7 10 DAYS IN WHICH TO REQUEST A HEARING TO SHOW CAUSE WHY THE DRIVER'S LICENSE SHOULD NOT BE SUSPENDED CONCERNING THE REFUSAL TO TAKE A TEST OR TESTS FOR ALCOHOL OR DRUGS OR BOTH OR FOR AN ALCOHOL CONCENTRATION OF 0.10 OR MORE AT THE TIME OF TESTING;

(VI) ADVISE THE PERSON OF THE ADMINISTRATIVE SANCTIONS THAT SHALL BE IMPOSED IN THE EVENT OF FAILURE TO REQUEST A HEARING, FAILURE TO ATTEND A REQUESTED HEARING, OR UPON AN ADVERSE FINDING BY THE HEARING OFFICER; AND

(VII) WITHIN 72 HOURS AFTER THE ISSUANCE OF THE ORDER OF SUSPENSION, SEND ANY CONFISCATED DRIVER'S LICENSE, COPY OF THE SUSPENSION ORDER, AND A SWORN STATEMENT TO THE ADMINISTRATION, THAT STATES:

1. THE OFFICER HAD REASONABLE GROUNDS TO BELIEVE THAT THE PERSON HAD BEEN DRIVING OR ATTEMPTING TO DRIVE A MOTOR VEHICLE ON A HIGHWAY OR ON ANY PRIVATE PROPERTY THAT IS USED BY THE PUBLIC IN GENERAL IN THIS STATE WHILE INTOXICATED, WHILE UNDER THE INFLUENCE OF ALCOHOL, ~~WHILE UNDER THE INFLUENCE OF DRUGS OR DRUGS AND ALCOHOL,~~ ~~WHILE UNDER THE INFLUENCE OF A CONTROLLED DANGEROUS SUBSTANCE,~~ OR IN VIOLATION OF AN ALCOHOL RESTRICTION;

2. THE PERSON REFUSED TO TAKE THE TEST FOR ALCOHOL ~~OR TEST FOR DRUGS OR BOTH~~ WHEN REQUESTED BY THE POLICE OFFICER OR THE PERSON SUBMITTED TO THE TEST FOR ALCOHOL WHICH INDICATED AN ALCOHOL CONCENTRATION OF 0.10 OR MORE AT THE TIME OF TESTING; AND

3. THE PERSON WAS FULLY ADVISED OF THE ADMINISTRATIVE SANCTIONS THAT SHALL BE IMPOSED.

(c) (1) If a person is involved in a motor vehicle accident that results in the death of another person and the person is detained by a police officer who has reasonable grounds to believe that the person has been driving or attempting to drive