



Traffic Safety Bulletin

We Serve and Protect

DECEMBER 1985

FRED RICE, Superintendent of Police

Seasons Greetings



More than 51,000 people are killed each year in traffic accidents. Approximately 23,000 of these are killed in alcohol related accidents. Consider these facts. At any given time 1 out of 50 drivers on the road is legally drunk. During the weekend nights, the average soars to about 1 in every 10 drivers, and sometimes can be as high as 1 out of 4 between the hours of 11:00 p.m. to 3:00 a.m. With this in mind we urge all Department members and their families to expect the unexpected when driving, maintain safe following distances and allow plenty of time for travel to ensure a safe and happy holiday season.

MAJOR CHANGES IN DUI LAW

CURRENT LAW

A TEST OR TESTS OF THE DRIVERS BREATH, BLOOD AND/OR URINE MAY BE REQUIRED TO DETERMINE ALCOHOL OR DRUG CONTENT

SIX MONTH SUSPENSION OF DRIVERS LICENSE

THE DRIVER NO LONGER HAS 90 MINUTES TO DECIDE WHETHER TO SUBMIT TO TESTING

TESTING OF BLOOD CAN BE CONDUCTED IN ACCORDANCE WITH PUBLIC HEALTH STANDARDS

REFUSAL TO TAKE THE TEST CAN BE USED AGAINST THE INDIVIDUAL IN COURT

NEW LAW EFFECTIVE JAN. 1, 1986

1. A TEST OR TESTS OF THE DRIVERS BREATH, BLOOD AND/OR URINE MAY BE REQUIRED TO DETERMINE ALCOHOL OR DRUG CONTENT

*2. IMMEDIATE: SIX MONTH SUSPENSION FOR FAILURE TO COMPLETE A TEST OR TESTS

IMMEDIATE: THREE MONTH SUSPENSION IF BAC IS HIGHER THAN 0.10 AFTER SUBMISSION TO TEST(S)

IMMEDIATE: ONE YEAR SUSPENSION FOR ANY PERSON OTHER THAN FIRST OFFENDER

3. NO WAITING PERIOD

4. TESTING OF BLOOD CAN BE CONDUCTED IN ACCORDANCE WITH PUBLIC HEALTH STANDARDS

5. REFUSAL TO TAKE THE TEST CAN BE USED AGAINST THE INDIVIDUAL IN COURT

*6. INDIVIDUAL MUST SUBMIT TO MEDICAL EVALUATION AS TO HIS/HER DEPENDENCE ON ALCOHOL OR OTHER DRUGS

*7. IT IS NOW AN OFFENSE TO ALLOW, PERMIT OR AUTHORIZE AN INDIVIDUAL UNDER THE INFLUENCE TO OPERATE A MOTOR VEHICLE

*8. OUT OF STATE REFUSAL OF A CHEMICAL TEST(S) UNDER IMPLIED CONSENT LAW WILL RESULT IN LICENSE SUSPENSION AS IF IT HAD OCCURRED IN ILLINOIS

*9. VICTIM'S HAVE RIGHTS, VICTIM(S) OF DUI DRIVERS HAVE THE SAME RIGHTS AS VICTIMS OF CRIMINAL ACTS

* DENOTES NEW

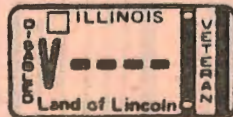
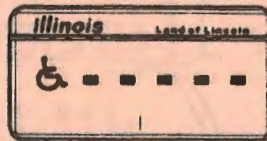
SAFETY QUIZ

What exception is made for juveniles when arrested for Driving While Under the Influence?

ANSWER: Juveniles arrested for DUI are processed in the same manner as adult arrestees with the exception of not being subject to the blood and urine testing procedures.

NO COMPLAINTS DEPT.

According to General Order 85-8, officers are no longer required to obtain a signed private parking complaint when ticketing illegally parked vehicles in a space designated for handicapped parking on private property (shopping centers, supermarkets, etc.) Chapter 27-381(b) should be cited for this violation. Only vehicles displaying handicapped or disabled vehicle plates or parking permits may park in designated handicapped spaces on public or private property.



SUPERVISORS' CORNER

30127

PRESS HARD YOU ARE MAKING 6 COPIES

REPORT OF REFUSAL TO SUBMIT TO CHEMICAL TEST

CASE NO. _____

STATE OF ILLINOIS COUNTY OF _____ ARREST TICKET NO. _____

IN THE CIRCUIT COURT AT _____

NAME LAST FIRST MIDDLE _____

DRIVER LICENSE NO. _____

STREET ADDRESS _____ DATE OF BIRTH _____

CITY & STATE _____ SOC. SEC. NO. _____

PLACE OF ARREST _____ Mo. Day Yr. Time AM/PM

PLACE OF REQUEST _____ REQUEST _____ Mo. Day Yr. Time AM/PM

REPORT AND AFFIDAVIT OF ARRESTING OFFICER

I hereby certify that I have placed the above named person under arrest, and that I had at the time of arrest reasonable cause to believe that said person was driving a motor vehicle in this state while under the influence of alcohol, other drugs or combination thereof in that (explain probable cause to believe DUI)

I further certify that said person did willfully refuse to submit to the chemical test or tests requested in accordance with Section 11-901.1 of the Illinois Vehicle Code, after being advised of the possible consequences of his or her refusal.

D. J. INFLUENCE 11501
ARRESTING OFFICER IDENTIFYING NO.

Subscribed and sworn to before me this 31 day of December, A.D. 19 85

Joe Longant
NOTARY PUBLIC CLERK OF COURT COUNTY OF Cook

521024

DISC DC-38.4 REG. 31 0391 722 DISC. '85

CIRCUIT CLERK - RETURN

Desk sergeants are not properly completing the DUI Report of Refusal form. According to General Order 81-25, sergeants are required to complete the bottom portion of the first and fifth copies. The following information is required: Name and Star number of arresting officer, the Date, Sergeants' signature in the "Clerk of Court" space and of course the "County of" Cook. A failure to have the arresting officer swear under oath (by the desk sergeant) to the information contained in the Report of Refusal will cause a legal deficiency in the implied consent procedures. NOTE: It is the responsibility of the Watch Commander of the unit of detention to review all forms submitted for accuracy and completeness.