



CHEMICAL TESTING WARNINGS AND REPORT OF REFUSAL TO SUBMIT TO CHEMICAL TESTING AS AUTHORIZED BY SECTION 1547 OF THE VEHICLE CODE IN VIOLATION SECTION 3802 (relating to driving under the influence of Alcohol or Controlled Substance)

Form with fields for NAME (FIRST, MIDDLE, LAST), SEX, DATE OF BIRTH (MONTH, DAY, YEAR), ADDRESS, CITY, STATE, ZIP CODE, DRIVER NUMBER, STATE, CHEM TEST REQUEST DATE (MONTH, DAY, YEAR), SOCIAL SECURITY NUMBER.

SECTION 1547 - CHEMICAL TESTING WARNINGS

- 1. Please be advised that you are under arrest for driving under the influence of alcohol or controlled substance in violation of Section 3802 of the Vehicle Code.
2. I am requesting that you submit to a chemical test of _____ (blood, breath or urine. Officer chooses the chemical test).
3. It is my duty as a police officer to inform you that if you refuse to submit to the chemical test, your operating privilege will be suspended for at least one year.
4. It is also my duty as a police officer to inform you that you have no right to speak with an attorney or anyone else before deciding whether to submit to testing...

I certify that I have READ the above warning to the motorist regarding the suspension of their operating privilege and gave the motorist an opportunity to submit to chemical testing. Signature of Officer: _____ Date: _____

I have been advised of the above. Signature of Motorist: _____ Date: _____

Motorist refused to sign, after being advised. Signature of Officer: _____ Date: _____

AFFIDAVIT

- 1. The above motorist was placed under arrest for driving under the influence of alcohol or a controlled substance in violation of Section 3802 of the Vehicle Code, and there were reasonable grounds to believe that the above motorist had been driving, operating or in actual physical control of the movement of a motor vehicle while under the influence of alcohol or a controlled substance or both.
or
That the above named motorist was involved in an accident in which the operator or passenger of any vehicle involved or a pedestrian required treatment at a medical facility or was killed.
2. The above motorist was requested to submit to chemical testing as authorized by Section 1547 of the Vehicle Code.
3. The above motorist was read by a police officer of the chemical test warnings contained in paragraph 3 and 4 above.
4. The above named motorist refused to submit to chemical testing after having been read the above warnings.

OFFICER NOTE: The refusal to sign this form is not a refusal to submit to the chemical test. You must still give the motorist an opportunity to take the chemical test after reviewing this form. If the individual was operating a commercial motor vehicle while having any alcohol or a controlled substance in their system, you must also complete the reverse side of this form. I certify that all information given in this form is true and correct.

Officer Signature: _____

Officer Name: _____ (Type or Print)

Badge Number: _____ Jurisdiction: _____

Mailing Address _____ Phone: (_____) _____

PLEASE LIST NAME, BADGE NUMBER, AND PHONE NUMBER OF ARRESTING OFFICER IF NOT THE SAME OFFICER WHO WITNESSED THE REFUSAL:

Forward to: Department of Transportation, Bureau of Driver Licensing, P.O. Box 60037, Harrisburg, PA 17106-0037

Note: Any pertinent facts not covered by the affidavit should be submitted on a separate sheet and attached hereto. That sheet should include the names of additional witnesses necessary to prove the elements to which you have attested.



**CHEMICAL TESTING WARNINGS AND REPORT OF
REFUSAL TO CHEMICAL TESTING AS
AUTHORIZED BY SECTION 1613 OF THE VEHICLE CODE
(COMMERCIAL MOTOR VEHICLE)**

Side 2

NAME			SEX	DATE OF BIRTH		
FIRST	MIDDLE	LAST		MONTH	DAY	YEAR
ADDRESS: A P.O. Box number may be used in addition to the actual residence address, but cannot be used as the only address.			CITY	STATE	ZIP CODE	
DRIVER NUMBER		STATE	CHEM TEST REQUEST DATE			SOCIAL SECURITY NUMBER
			MONTH	DAY	YEAR	

Was a CMV Being Driven: _____ (Check if applicable) Were Hazardous Materials Being Carried: _____ (Check if applicable)

SECTION 1613 - CHEMICAL TESTING WARNINGS

- I am requesting that you submit to a chemical test of _____ (blood, breath or urine. Officer chooses the chemical test).
- It is my duty as a police officer to inform you that since you were operating a CMV if you refuse to submit to the chemical test, your operating privilege will be disqualified for at least one year. In addition, if you refuse to submit to the chemical test, and you are convicted of, plead to, or adjudicated delinquent with respect to violating Section 3802(a) of the Vehicle Code, because of your refusal, you will be subject to the more severe penalties set forth in Section 3804(c) of the Vehicle Code, which include a minimum of 72 hours in jail and a minimum fine of \$1,000.00
- It is also my duty as a police officer to inform you that you have no right to speak with an attorney or anyone else before deciding whether to submit to testing and any request to speak with an attorney or anyone else after being provided these warnings or remaining silent when asked to submit to chemical testing will constitute a refusal, resulting in the suspension of your operating privilege and other enhanced criminal sanctions if you are convicted of violating Section 3802(a) of the Vehicle Code.

I certify that I have READ the above warning to the motorist regarding the disqualification of their commercial driving privilege and gave the motorist an opportunity to submit to chemical testing.

Signature of Officer: _____ Date: _____

I have been advised of the above.

Signature of Motorist: _____ Date: _____

Motorist refused to sign, after being advised.

Signature of Officer: _____ Date: _____

AFFIDAVIT

- The above motorist was stopped by a police officer who, after stopping the motorist, had reasonable grounds to believe the motorist had been driving a commercial motor vehicle while having any alcohol in his system.
- The above motorist was requested to submit to chemical testing as authorized by Section 1613 of the Vehicle Code.
- The above motorist was **read** by a police officer of the chemical test warnings contained in paragraph 2 and 3 above.
- The above named motorist refused to submit to chemical testing after having been **read** the above warnings.

OFFICER NOTE: The refusal to sign this form is not a refusal to submit to the chemical test. You must still give the motorist an opportunity to take the chemical test after reviewing this form. If the individual was placed under arrest for operating a commercial motor vehicle while under the influence of alcohol or a controlled substance pursuant to Section 3802 of the Vehicle Code, you must also complete the reverse side of this form. I certify that all information in this form is true and correct.

Officer Signature: _____

Officer Name: _____
(Type or Print)

Badge Number: _____ Jurisdiction: _____

Mailing Address _____

Phone: (_____) _____

PLEASE LIST NAME, BADGE NUMBER, AND PHONE NUMBER OF ARRESTING OFFICER IF NOT THE SAME OFFICER WHO WITNESSED THE REFUSAL: