



Charles E. Summers, Jr.
Secretary of State

Department of the Secretary of State Bureau of Motor Vehicles

REFUSAL

LAW ENFORCEMENT OFFICER'S REPORT RELATING TO IMPLIED CONSENT

NAME: _____	DATE OF BIRTH: _____
STREET ADDRESS: _____	DATE OF OFFENSE: _____
CITY: _____	TIME OF OFFENSE: _____
STATE/ZIP CODE: _____	PLACE OF OFFENSE: _____

1. By operating or attempting to operate a motor vehicle in this State you have a duty to submit to and complete chemical tests to determine your alcohol level and drug concentration.
2. I will give you a breath test unless I decide it is unreasonable, in which case another chemical test will be given. If you are requested to take a blood test you may ask that a physician perform the test if a physician is reasonably available.
3. If you fail to comply with your duty to submit to and complete chemical tests, your driver's license or permit or right to apply for or obtain a license, will be suspended for a period up to 6 years. Your failure to submit to a chemical test is admissible against you at any trial for operating while under the influence of intoxicating liquor or drugs. If you are convicted of operating while under the influence of intoxicating liquor or drugs, your failure to submit to a chemical test will be considered an aggravating factor at sentencing which in addition to other penalties, will subject you to a mandatory minimum period of incarceration.
4. If you are 21 years of age or older, an additional 275 days of suspension will be imposed if you had a passenger under 21 with you in the vehicle at the time of the offense. If you are less than 21 years old, an additional 180 days of suspension will be imposed if you had a passenger under 21 with you at the time of the offense.

I have been advised of the consequences listed in paragraphs 3 and 4 above of failure to comply with the duty to submit to and complete a chemical test at the request of an officer and **DO NOT WISH TO SUBMIT TO A TEST.**

(Signature of Person Refusing Test)

TO THE SECRETARY OF STATE:

This officer had probable cause to believe that the above-named person was operating or attempting to operate (check all boxes that apply):

- OUI -ALC** a motor vehicle while under the influence of intoxicants
- ANY ALC** a motor vehicle while having an alcohol level of more than 0.00 grams per 100 milliliters of
- COND** blood or 210 liters of breath with a conditional license
- DRUGS** a motor vehicle while under the influence of drugs
- ALC LEVEL** a commercial motor vehicle while having an alcohol level of 0.04 grams per 100 milliliters of blood or
- .04/CMV** 210 liters of breath, or
- HAZ MAT** containing hazardous materials while having an alcohol level of 0.04 grams per 100 milliliters of
- ANY ALC/MINOR** blood or 210 liters of breath
- a motor vehicle while having an alcohol level of more than 0.00 grams per 100 milliliters of blood or
- PASS<21 YRS** 210 liters of breath while under 21 years of age
- a motor vehicle with a passenger under 21 years of age
- FATAL** a motor vehicle involved in an accident where a death has or will occur

A law enforcement officer informed the above-named person of the duty to submit and complete a chemical test and of the consequences of the failure to comply with that duty. The above-named person, after being informed, failed to submit to and complete a chemical test.

Sworn before me under oath:

Notary Public

Dated: _____

End Commission Date: _____

Signature of Officer

Officer's Name Printed or Typed

Department of Officer

THIS FORM MUST BE RETURNED TO THE SECRETARY OF STATE IMMEDIATELY

Bureau of Motor Vehicles, 29 State House Station, Augusta, Maine, 04333-0029

Telephone: 207-624-9000 Extension: 52106

Web: www.maine.gov/sos/bmv