



VERSION 2016

TRAFFIC INVESTIGATIONS

CHAPTER 12

UTAH STATE BOARD OF EDUCATION
CAREER AND TECHNICAL EDUCATION

CHAPTER TWELVE: TRAFFIC INVESTIGATIONS

TRAFFIC LAWS

Traffic laws have their origin in the common law principle of keeping to the right. With the advent of automobiles, it was necessary to create a special set of laws dealing specifically with traffic. An early Kansas law, for example, limited speed to four miles per hour. In addition, a flagman, or at night a lantern carrier, was required to precede a vehicle within city limits. In 1924, a uniform traffic code was proposed for all the states. Presently the traffic laws of most states run into dozens of pages.

Most crimes require that intent be proved. This is not true in the case of most traffic laws. A driver does not have to intentionally drive through a red light in order to be given a citation and be found guilty. A traffic violation is simply committing an act prohibited by law, or failing to act as required by law.

Traffic laws apply only on public roadways and some other designated areas, such as the campuses of state institutions of higher learning. Traffic laws may also be enforced on local school district property, if such an ordinance is in effect in the county or city of occurrence. In Utah, only five traffic laws can be enforced on private property, regardless of location:

1. Driving under the influence (41-6a-502, UCA)
2. Reckless driving (41-6a-528, UCA)
3. Leaving the scene of an accident (41-6a-401, UCA)
4. Negligent homicide (76-5-206, UCA)
5. Automobile homicide (76-5-207, UCA)

At the request of individuals involved in a private property accident, or if there is injury or total damage in excess of \$1,000, Utah law enforcement officers will respond to the accident. A citation can only be issued if the violation occurred on public property, unless one of the five above listed violations occurred. For example, the running of a shopping mall stop sign that leads to an accident cannot result in a citation, but may be used to establish civil responsibility and fault for insurance purposes.

Most traffic law violations are class C misdemeanors. However, driving under the influence (DUI) is a class A or B misdemeanor or a third degree felony, depending on whether there is an accident or injury involved. It will also depend upon whether there are prior convictions for DUI. Intentionally using a vehicle to do damage or injury is not classified as an accident. It would be charged as a violation of the Criminal Code, with several options available.

The following is a list of general traffic laws taken from Title 41 (Motor Vehicle Code):

MOVING VIOLATIONS

Leaving the scene of an accident (41-6a-401, UCA): The driver of any vehicle involved in an accident must remain at the scene, render assistance to the injured, and produce his/her driver's license and registration.

Reckless driving (41-6a-528, UCA): Willful or wanton disregard for the safety of persons or property. Recklessness indicates indifference and utter disregard for consequences. What is essential is that it be shown beyond a reasonable doubt that the defendant drove in a manner that he knew, or should have known, was dangerous to others, and that he/she did so intentionally or heedlessly, with a careless indifference to the consequences.

Speeding (41-6a-601, UCA): Traveling in excess of the posted speed limit, or at a speed that is not reasonable and prudent under the circumstances. A driver must be able to control his/her vehicle at all times and avoid collisions.

Exhibition driving (41-6a-606, UCA): A speed contest or race. The drivers do not actually have to exceed the speed limit.

Improper passing (41-6a-704, UCA): A driver must pass safely and return to his/her lane before coming within 200 feet of oncoming traffic.

Following too close (41-6a-711, UCA): A driver is required to keep a safe stopping distance between himself and the vehicle he is following.

Turn signals (41-6a-804, UCA): A driver must signal all turns and lane changes, with the signal having been activated for at least two seconds prior to the maneuver.

Right of way (41-6a-902, 41-6a-903, 41-6a-904, UCA): The car on the right has the right of way at an open intersection. A driver must yield to emergency vehicles or to pedestrians in or entering a crosswalk; when entering a roadway from a parking lot; etc.

Bicycles subject to traffic laws (41-6a-1102, UCA): Most traffic laws, such as stopping for a red light, apply to bicyclists.

Flashing lights on a school bus (41-6a-1302, UCA): A driver is not permitted to pass a school bus when the bus's red lights are flashing.

NON-MOVING AND EQUIPMENT VIOLATIONS

Stopping, standing, or parking (41-6a-1401, UCA): Prohibitions include blocking a driveway; parking within 30 feet of a traffic control device, on a bridge, or where posted; etc.

Muffler violations (41-6a-1626, UCA): An exhaust system is required to limit both excessive noise and smoke or other contaminants.

Unsafe vehicle (41-6a-1601, UCA): A vehicle must be in safe mechanical condition.

Vehicle registration (41-1a-1303, UCA): A vehicle must be currently registered to the actual owner. The registration must be in the vehicle at all times, and a valid registration sticker must be affixed to the rear license plate.

Blue lights authorized for emergency vehicles only (41-6a-1616, UCA): Only emergency vehicles may display a blue light.

License plate location and position (41-1a-404, UCA): License plates issued for a vehicle other than a motorcycle, trailer, or semi-trailer will be attached to both the front and rear of the vehicle. The license plate for a motorcycle, trailer, or semi-trailer will be attached to the rear of the vehicle. License plates will be securely fastened in a horizontal position not less than twelve (12) inches from the ground, clearly visible, free from foreign materials, and clearly legible.

TRAFFIC STOP PROCEDURES

1. Observation of a violation—determine who is the driver, how many occupants are in the vehicle.
2. Plan the stop. Consider officer safety, number of passengers, lighting, and road conditions.
3. Radio in your location and the plate number of the violating vehicle. Give a vehicle description if the license plate is not legible, is missing, or if you have any reason to believe that the license plate does not belong to the vehicle being stopped.
4. Use your emergency light(s) to draw the attention of the driver. Use the siren only if necessary. Use turn signals or flashers to protect yourself from other traffic.
5. Position your vehicle to protect yourself.
6. Request back-up if needed. Have your hand on or near your handgun. Never have your flashlight in your gun hand.
7. If you are working with a partner, the partner should approach the suspect vehicle from the other side of the vehicle, making his/her presence known to the occupants. Your partner should watch the hands of the occupants. If a serious violation is involved, have the driver turn off the vehicle, remove the keys from the ignition, and place them on the roof of the vehicle.
8. Request driver license, registration, and proof of insurance. Watch the visor and glove compartment area carefully. After examining documents, explain the violation to the driver. Verify the correct address, get phone number. Have the occupants remain in the vehicle.
9. Return to your vehicle.
 - Do not turn your back on the other vehicle's occupants.
 - Verify license and registration and check for warrants.
 - Fill out citation while glancing occasionally at the vehicle.
 - Verify court jurisdiction and violation code number.
 - Fill in the description of the driver, insuring that it fits the driver.
10. Return to the violator vehicle. Return the license, registration, and proof of insurance, and ensure that the driver acknowledges them being returned.
11. Explain the citation, including the following information:
 - The location of the court to which the driver is assigned
 - When to appear
 - The violation(s) charged
 - An explanation that the signature is not an admission of guilt, just a promise to appear
12. Give the “violator copy” of the citation to the driver.
13. Return to your vehicle, but do not let your guard down.

Remember that the demeanor and professional manner the officer displays during the conduct of a traffic stop has a direct bearing on how often the officer will receive a subpoena to appear in court.

ACCIDENT INVESTIGATION

Reasons for officers to conduct traffic investigations include the following:

- To render first aid and other emergency assistance
- To restore traffic flow
- To provide information for establishing responsibility (civil, insurance, etc.)
- To determine whether criminal violations have occurred
- To provide statistical and other data for use in selective enforcement, traffic engineering, and vehicle related improvements. This is related to the three E's of highway safety, which are enforcement, education, and engineering.

When evaluating highway safety, three elements that are looked upon as essential in providing the safest road system possible for society.

Enforcement: Law enforcement officers are responsible for citing a driver who is driving haphazardly. For the safety of others sharing the highway, such an individual needs to be dealt with.

Education: Numerous agencies are involved in educating drivers about the various hazards to be encountered while driving on the highways.

Engineering: Engineers are responsible for correcting faults in the physical construction of our highways. They ensure that construction of our roads meets with the laws of physics.

There are five levels of accident investigation:

1. Reporting
2. On-scene investigation
3. Technical preparation
4. Professional reconstruction
5. Cause analysis

A law enforcement response is normally limited to the first two levels in most cases. This is because of a need for expediency, a general lack of expertise in the final three steps, and the nature of the normally investigated accident. If the accident is minor, there is little cause for the final three steps.

Some of the larger departments in the state have a major accident team which utilizes a team of experienced investigators to investigate accidents involving serious injuries or death. These teams use high tech equipment to measure and reconstruct the accident scene.

PROCEDURE FOR ACCIDENT INVESTIGATION

1. Get to the accident scene safely, utilizing knowledge of road networks and traffic congestion and flow patterns
2. Get as much information as possible while enroute.
3. Upon arrival, place your vehicle to protect the accident scene without contributing to the traffic flow problems that already exist.
4. Care for any injured.
5. Deal with any possibility of fire, electrical wires, etc.
6. Arrange for traffic control, instructing any volunteers willing to assist.
7. Look for skid marks.
8. Request driver license, registration, and proof of insurance from each driver.

9. Remove the vehicles from the roadway as soon as possible if no measurements or detailed diagrams are to be taken.
10. Locate witnesses and take statements in writing, thanking them for their cooperation.
11. Determine any additional service needs, such as tow trucks, the fire department for any spills, the road department to fix or replace lights or signs, etc.
12. Conduct the on-scene investigation.
13. Advise the drivers of the actions they will be required to take, such as contacting insurance companies, appearance on a citation, etc.
14. Arrange for debris to be removed from the roadway.

ACCIDENT REPORT WRITING

The objective of the accident report is to record all of the pertinent information that relates to the accident. Measurements and diagrams will aid in determining what occurred and will show others the positions and relationships of objects and individuals involved.

The following accidents require measurements:

- Fatalities
- Accidents in which the vehicle runs off a curve
- Serious accidents involving injury (code 3 response)
- Accidents with view obstructions
- Freak accidents
- Accidents that cannot be readily explained

Measurements to be taken include the following:

- Final positions
- Indications of possible point of impact
- Indications of evasive action
- Skids and other road marks
- Debris (vehicle parts, fluid, etc.)
- Distances and relationships

Basic measurements can be taken by either of two methods. The triangulation method means that triangles are used to plot the location of objects recorded in a diagram. Two fixed objects are located and the distance between them recorded. The legs of the triangle are the distance from each fixed object to the object being located.

Another method involves using one fixed object to locate baselines. The object being located is then referenced in regards to the distance from both of the baselines.

TERMS TO KNOW

Possible point of impact: The location where the investigating officer feels that initial contact with vehicles, persons, or objects occurred.

Travel path: The path the vehicle traveled prior to impact.

Evasive action: Any action other than braking taken by either driver in an attempt to avoid impact.

Perception point: The point at which either driver observed the other vehicle prior to the accident.

Key event: Any event that had an effect on the accident.

Perception time: The elapsed time from the perception point to the point where the driver realizes that a hazard exists.

Reaction time: The elapsed time from when the hazard is realized to where action is taken. Average reaction time is three-fourths of one second.

Final position: The position at which all vehicles, persons, or objects come to rest in an accident, as shown in a traffic diagram.

SKIDMARKS IN ACCIDENT INVESTIGATION

The use of skid marks to determine speed is an application of physics to law enforcement traffic investigation. Skid marks are produced by the process of friction. The locking of vehicle brakes causes tires to stop rotation. This produces heat between the tires and the road surface. As the heat increases, rubber from the tires begins to smear onto the road. On some road surfaces, tar in the paved surface is involved in forming the smear. The former occurs on a concrete roadway and the latter occurs on asphalt roads. Skid marks demonstrate the minimum speed of the vehicles involved.

Skid marks only indicate the speed used up by the decelerating while the brakes are actually locked and the tires are in contact with the road. Skid marks are measured, and the total length of all tires producing skid marks is then added together. This number is divided by the total number of tires producing skid marks to calculate the average distance.

Often only two skids appear, due to the rear tires following the same travel path as the front tires. If this occurs, measure to the rear tires and then average the two together. This will correct the measurements for the vehicle wheelbase.

The formula for determining minimum speed from skid marks is as follows:

$$S = \sqrt{30DF} \quad \text{where} \quad S = \text{speed}$$
$$D = \text{distance}$$
$$F = \text{drag factor}$$

In most accidents, the distance is readily available. To determine the drag factor, experimental skids must be made. One method is to use a vehicle similar to the one involved in the investigation and run three skidding tests. On each of these, since the speed of the vehicle when the brakes are applied is known and the stopping distance can be measured, the drag factor can be determined from the following formula:

$$F = S^2 \times .035 / D$$

Most clear Utah asphalt roads have a drag factor of .60 to .75.

Once the drag factor has been determined by averaging the three tests, enough information is available to determine the minimum speed of the vehicle being investigated. To save the effort of working through a number of math formulas, most officers use a special speed nomograph for preliminary investigations.

UTAH STATE ACCIDENT REPORT (DI-9)

Each driver must fill out a driver exchange form for every other driver who was involved. This information will assist the drivers in completing insurance forms and /or submitting insurance claims.

The form on the following page is used by all Utah law enforcement officers in completing reportable accidents. An accident is reportable when there is an injury or total damage exceeds \$1,000. The agency case number should also be included on the form. As a matter of practice, the vehicle at fault is listed as vehicle #1.

1. Fill out the form completely and legibly.
2. If one vehicle is a hit-and-run vehicle, indicate in the appropriate section.
3. Do not list the name of a driver if the vehicle is parked and unoccupied.
4. Include addresses of all passengers.
5. Add phone numbers of drivers.
6. Keep vehicle numbers consistent throughout the report.
7. Include information on non-contact vehicles, if available.
8. Verify current addresses, do not rely on registration or license.
9. Diagram should be a sketch only, it is not required to include any measurements.
10. If the investigation is continuing, submit the initial report, and indicate that a supplementary report will be sent in later to amend the original report.

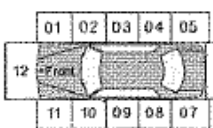
Note: Most agencies use DI-9 software, which is downloaded in Police Vehicle Mobile Computers.

The following traffic accident forms are included to give an idea of the types of information required for a formal accident report. You may wish to practice filling out these or similar incident forms, using scenarios such as the Practical Exercise that follows the forms.

FRONT SIDE OF DI-9 REPORT FORM

D1-9 Rev. 03/08 DI 9 STATE OF UTAH INVESTIGATING OFFICER'S REPORT OF TRAFFIC CRASH DI 9 Page ____ of ____												
1	TIME	Date of Crash		Month / Day / Year	Day of Week	1 2 3 4 5 6 7 S M T W T F S	Military Time	DLD Number				
2	LOCATION	PLACE WHERE CRASH OCCURRED: <input type="checkbox"/> COUNTY CODE City or Town of Jurisdiction _____ If crash was outside city limits indicate distance from city limits or nearest town _____ Miles <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> of _____ City or Town _____ ROAD, STREET, HWY CRASH OCCURRED: _____ Street Name or Highway Number _____ UDOT USE ONLY _____						Case Number				
2								Latitude	Longitude			
2		1. AT THE INTERSECTION WITH _____ 2. IF NOT AT INTERSECTION _____ Feet <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> of _____ _____ N S E W _____ N S E W Nearest intersection, street, house no., landmark _____ _____ Tenth of a mile _____ of Mile Post Be sure to complete if road has mile post						REPORTABLE CRASH <input type="checkbox"/> YES <input type="checkbox"/> NO				
3							UDOT USE					
3	VEH #	VIN #	PLATE NUMBER	STATE	EXP DATE	COLOR	MODEL	MODEL	YEAR	OCCUPANT(S)		
4	DRIVER	FIRST	INITIAL	LAST	STREET, CITY, STATE, ZIP		PHONE ()					
4	DRIVER LICENSE	STATE	NUMBER	CLASS	ENDORSEMENT(S)	RESTRICTION(S)	DATE OF BIRTH	AGE	CHARGES	CITATION #		
5	OWNER	FIRST	INITIAL	LAST	STREET, CITY, STATE, ZIP		PHONE ()					
5	CARRIER	COMMERCIAL VEHICLE INFO NAME _____ STREET, CITY, STATE, ZIP _____ PHONE () _____ <input type="checkbox"/> Same as Driver						<input type="checkbox"/> COI Presented at Scene				
5	US DOT #		CVSA INSPECTION #	GVWR / GVWR (check one) <input type="checkbox"/> 10,001 lbs or LESS <input type="checkbox"/> 10,001 - 26,000 lbs <input type="checkbox"/> MORE THAN 26,000 lbs		HAZ MAT RELEASED	HAZ MAT PLACARD # or NAME - CLASS		CARGO CODE	<input type="checkbox"/> GOVT <input type="checkbox"/> PERSONAL <input type="checkbox"/> INTERSTATE <input type="checkbox"/> INTRASTATE		
6	1ST TRAILER LICENSE PLATE #	STATE	EXP DATE	LENGTH	2ND TRAILER LICENSE PLATE #	STATE	EXP DATE	LENGTH	3RD TRAILER LICENSE PLATE #	STATE	EXP DATE	LENGTH
6	SPEED	POSTED	POSTED ADVISORY	EST TRAVEL	EST IMPACT	ESTIMATED BY:	SEQUENCE OF EVENTS		FIRST EVENT	SECOND EVENT	THIRD EVENT	FOURTH EVENT
6	VEHICLE DAMAGE <input type="checkbox"/> NO DAMAGE <input type="checkbox"/> \$1 - \$999 <input type="checkbox"/> \$1,000 or MORE		INSURANCE COMPANY		EFFECTIVE DATE		EXPIRATION DATE		POLICY NUMBER			
7	INSURANCE APPEARS VALID <input type="checkbox"/> YES <input type="checkbox"/> NO		AGENCY/AGENT THAT SOLD POLICY		ADDRESS		PHONE ()					
8	VEH #	VIN #	PLATE NUMBER	STATE	EXP DATE	COLOR	MODEL	MODEL	YEAR	OCCUPANT(S)		
8	DRIVER	FIRST	INITIAL	LAST	STREET, CITY, STATE, ZIP		PHONE ()					
8	DRIVER LICENSE	STATE	NUMBER	CLASS	ENDORSEMENT(S)	RESTRICTION(S)	DATE OF BIRTH	AGE	CHARGES	CITATION #		
9	OWNER	FIRST	INITIAL	LAST	STREET, CITY, STATE, ZIP		PHONE ()					
9	CARRIER	COMMERCIAL VEHICLE INFO NAME _____ STREET, CITY, STATE, ZIP _____ PHONE () _____ <input type="checkbox"/> Same as Driver						<input type="checkbox"/> COI Presented at Scene				
10	US DOT #		CVSA INSPECTION #	GVWR / GVWR (check one) <input type="checkbox"/> 10,001 lbs or LESS <input type="checkbox"/> 10,001 - 26,000 lbs <input type="checkbox"/> MORE THAN 26,000 lbs		HAZ MAT RELEASED	HAZ MAT PLACARD # or NAME - CLASS		CARGO CODE	<input type="checkbox"/> GOVT <input type="checkbox"/> PERSONAL <input type="checkbox"/> INTERSTATE <input type="checkbox"/> INTRASTATE		
10	1ST TRAILER LICENSE PLATE #	STATE	EXP DATE	LENGTH	2ND TRAILER LICENSE PLATE #	STATE	EXP DATE	LENGTH	3RD TRAILER LICENSE PLATE #	STATE	EXP DATE	LENGTH
10	SPEED	POSTED	POSTED ADVISORY	EST TRAVEL	EST IMPACT	ESTIMATED BY:	SEQUENCE OF EVENTS		FIRST EVENT	SECOND EVENT	THIRD EVENT	FOURTH EVENT
11	VEHICLE DAMAGE <input type="checkbox"/> NO DAMAGE <input type="checkbox"/> \$1 - \$999 <input type="checkbox"/> \$1,000 or MORE		INSURANCE COMPANY		EFFECTIVE DATE		EXPIRATION DATE		POLICY NUMBER			
11	INSURANCE APPEARS VALID <input type="checkbox"/> YES <input type="checkbox"/> NO		AGENCY/AGENT THAT SOLD POLICY		ADDRESS		PHONE ()					
12	Work Zone?	Total # of Lanes on Roadway		Damage to Property Other than Vehicles		Name and Address of Owner of Object Struck		Phone ()		PROPERTY DAMAGE ESTIMATE		
12	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown									<input type="checkbox"/> \$1,000 OR MORE <input type="checkbox"/> LESS THAN \$1,000		
13	WITNESSES											
Name		Address				Phone ()						
Name		Address				Phone ()						
Law Enforcement Activity Time Notified of Crash Arrived at Scene Date Notified of Crash Investigation Completed												
Use Military Time		mm dd yy		mm dd yy		mm dd yy		mm dd yy		Field Diagram <input type="checkbox"/> Yes <input type="checkbox"/> No Video <input type="checkbox"/> Yes <input type="checkbox"/> No Photo(s) <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Digital <input type="checkbox"/> Film		
<input type="checkbox"/> ORIGINAL REPORT <input type="checkbox"/> ADDITIONAL PERSONS REPORT <input type="checkbox"/> SUPPLEMENTAL REPORT <input type="checkbox"/> AMENDED REPORT State Law Requires a Reportable Crash Report to be Forwarded to Dept. of Public Safety Within 10 Days Following Completion of Investigation. Mail ORIGINAL REPORT TO: Driver License Division, 4501 South 2700 West, P.O. Box 144501, Salt Lake City, Utah 84114-4501												

FRONT SIDE OF DI-9 OVERLAY

1	1 Crash Severity 01 No Injury/POD 02 Possible Injury 04 Incapacitating Injury 03 Non-Incapacitating Injury 05 Fatal	Counties (location section) 01 Beaver 25 Kane 37 San Juan 49 Utah 03 Box Elder 27 Millard 39 Sargeant 51 Wasatch 05 Cache 29 Morgan 41 Sevier 53 Washington 07 Carbon 31 Piute 43 Summit 55 Wayne 09 Daggett 33 Rich 45 Tooele 57 Weber 11 Davis 13 Duchesne 15 Emery 17 Garfield 19 Grand 21 Iron 23 Juab	35 Salt Lake 47 Uintah 01 Northbound 05 Not Applicable 02 Southbound (immobile from previous 03 Eastbound crash, stuck, etc). 04 Westbound 99 Unknown 05 Not on Roadway (also for parked motor vehicle)
2-Odd Veh.	2 Motor Vehicle Body Type 01 Passenger Car (2 door) 09 Truck/Tractor 18 RV/Motor Home 02 Passenger Car (4 door) 10 Truck/Trailer 19 No Motor Vehicle 03 Station Wagon 11 Heavy Truck Other (trailer only) 04 Pickup 12 Motorcycle 20 ATV - Street Legal 05 Sport Utility Vehicle 13 School Bus 06 Van or Mini Van 14 Bus/Motorcoach (not school) 97 Other* 07 Single Unit Truck (2 axles, 5 tires) 15 Farm Equipment (combine, etc.) 99 Unknown 08 Single Unit Truck (3 or more axles) 16 Motorized Scooter/Moped, etc. 17 Off Road Vehicle (snowmobile, ATV, etc.)		
2-Even Veh.	3 Trailing Unit(s) 00 No Trailer/Attachment 04 Horse Trailer 08 Semi-Trailer - Triples 01 Utility Trailer 05 Towed Motor Vehicle 10 Mobile Home 02 Boat Trailer 07 Semi-Trailer - Single 97 Other* 03 Camping Trailer 08 Semi-Trailer - Doubles 99 Unknown		
3-Odd Veh.	4 Cargo Body Type 00 Not Applicable 06 Auto Transporter 09 Flatbed 01 Van/Enclosed Box 07 Concrete Mixer 10 Cargo Tank 11 Pole 02 Hopper (grain, gravel, etc.) 08 Garbage/Refuse 11 Pole 03 Bus/Van (seats for 9 - 15 people, including driver) 12 Log Truck 04 Bus (seats more than 15 people, including driver) 13 Dump 05 Intermodal Container Chassis 97 Other* 99 Unknown		
4-Even Veh.	5 Special Function of Motor Vehicle 00 None 06 Fire - Non-Emer 01 Law Enforcement - Emer 07 Snowplow - In Use 02 Law Enforcement - Non-Emer 08 Tow Truck - In Use 03 Ambulance - Emer 09 Construction - In Use 04 Ambulance - Non-Emer 99 Unknown 05 Fire - Emer		
5-Odd Veh.	6 Area of Initial Impact  00 Impact, No Damage 13 Top (roof) 01 02 03 04 05 14 Undercarriage 12 11 10 09 08 07 15 Damage, No Impact 16 No Impact, No Damage 99 Unknown		
5-Even Veh.	7 Most Damaged Area		
7-Odd Veh.	8 Vehicle Deformity for Most Damaged Area 00 None 03 Severe 01 Minor 99 Unknown 02 Moderate		
8-Odd Veh.	8 Alcohol/Drug Use Suspected 00 None 03 Both 01 Alcohol 99 Unknown 02 Drugs		
8-Even Veh.	10 Alcohol/Drug Test 00 Not Given 04 Both 01 Refused 05 Taken to M.E. 02 Alcohol 97 Other* 03 Drug		
9-Odd Veh.	11 Test Results 00 Not Applicable / No Test 01 Alcohol-Pos. 04 Negative 02 Drug-Pos. 05 Pending 03 Both-Pos.		
10-Odd Veh.	12 Work Zone Type 00 Not Applicable / No Work Zone 97 Other* 01 Lane Closure 03 Work on Shoulder or Median 99 Unknown 02 Lane Shift/Crossover 04 Intermittent or Moving Work		
10-Even Veh.	13 Work Zone Location 00 Not Applicable / No Work Zone 01 Before the First Work Zone Warning Sign 02 Advance Warning Area (after the first warning sign, but before the work area) 03 Transition Area (where lanes are shifted or tapered for lane closure) 04 Activity Area (adjacent to actual work area, whether workers and equipment were present or not) 05 Termination Area (after the activity area, but before traffic resumes normal conditions) 99 Unknown		
11-Odd Veh.	14 Direction of Vehicle Travel		
11-Even Veh.	15 Vehicle Contributing Circumstances 00 None 07 Headlights 14 Cargo 01 Brakes 08 Signal Lights 15 Fuel System 02 Steering 09 Tail Lights 16 Mirrors 03 Power Train 10 Horn 17 Wipers 04 Suspension 11 Windows/Windshield 18 Body, Doors, Hood 05 Tires 12 Wheels 97 Other* 08 Exhaust 13 Trailer Hitch 99 Unknown		
12	16 Driver Condition 01 Appearing Normal 04 Exceeded HOS Limits 06 Emotional/ Prior to 02 Illness / Medical 05 Under the Influence of 97 Other* 03 Fatigue/Asleep Alcohol/Drugs/Medications 99 Unknown		
13	17 Driver Contributing Circumstances 00 None 08 Disregard Traffic Signals 16 Improper Backing 01 Exceeded Posted Speed Limit 09 Disregard Road Markings 17 Improper Signal 02 Too Fast for Conditions 10 Swerved or Evasive Action 18 Improper Passing 03 Failed to Yield Right-of-Way 11 Followed too Closely 19 Improper Turn 04 Failed to Keep in Proper Lane 12 Reckless/Aggressive 20 Hit and Run 05 Improper Lane Change 13 Wrong Side/Wrong Way 21 Street Racing 06 Over-Correcting/Over-Steering 14 Improper Parking/Stopping 97 Other* 07 Disregard Traffic Signs 15 Ran Off Road 99 Unknown		
14-Odd Veh.	18 Vehicle Maneuver 01 Straight Ahead 07 Making U-turn 13 Parked 02 Backing 08 Leaving Traffic Lane 14 Parking Maneuvers 03 Changing Lanes 09 Entering Traffic Lane 97 Other* 04 Overtaking/Passing 10 Stopped in Traffic Lane 99 Unknown 05 Turning Right 11 Stopping in Traffic Lane 06 Turning Left 12 Immobile From Previous Crash		
14-Even Veh.	19 Driver Distraction 00 None 03 Other Electronic Device 06 TV Monitor 01 Cell Phone 04 Passengers 07 Other Inside 02 Radio/CD/DVD etc. 05 Texting 08 Other External 97 Other* 99 Unknown		
15-Odd Veh.	20 Traffic Control Device 00 None 07 HOV Lane 01 Traffic Control Signal 08 Ramp Metering - Active 02 Flashing Traffic Control Signal 09 School Zone 03 Stop Sign 10 School Zone Reduced Speed - Active 04 Yield Sign 11 Railroad Crossing-No Signal 05 Warning Sign 12 Railroad Crossing-Signal/Gate 97 Other* 99 Unknown 06 Flagger or Officer		
15-Even Veh.	21 Roadway Description 01 Two-Way, Not Divided 02 Two-Way, Not Divided With a Continuous Left Turn Lane 03 Two-Way, Divided, Unprotected Median 04 Two-Way, Divided, Positive Median Barrier 05 One-Way 99 Unknown		
16-Odd Veh.	22 Manner of Collision (two or more motor vehicles) 00 Not Applicable / Single Veh 04 Sideswipe Same Direction 01 Angle 05 Sideswipe Opposite Direction 02 Front to Rear 06 Parked Vehicle 08 Rear to Rear 03 Head On (front-to-front) 07 Rear to Side 99 Unknown		
16-Even Veh.	23 Roadway Contributing Circumstances 00 None 97 Other* 01 Debris 99 Unknown 02 Rut, Hole, Bump 03 Road Surface Condition (wet, icy, snow, slush, etc.) 04 Work Zone (construction/maintenance/utility) 05 Worn, Travel-Polished Surface 06 Traffic Control Device (nonoperative, missing, or obscured) 07 Shoulder (none, low, soft, high) 08 Animal Caused Evasive Action 09 Non-Motorist Caused Evasive Action 10 Non-Contact Vehicle Caused Evasive Action 11 Obstruction from Previous Crash		
17-Odd Veh.	24 Description of Cargo (front page, each vehicle) 00 None 01 Agriculture/Farm Supplies 02 Beverages 03 Building Materials 04 Chemicals 05 Coal, Coke 06 Commodities, Dry Bulk 07 Concrete 08 Construction 09 Drive-Away, Tow-Away 10 Fresh Produce 11 Garbage, Refuse, Trash 12 General Freight 13 Grain, Feed, Hay 14 Household Goods 15 Intermodal Containers 16 Liquids/Gases 17 Livestock 18 Livestock Containers 19 Logs, Poles, Beams, Lumber 20 Machinery, Large Objects 21 Meat 22 Metal 23 Mobile Home 24 Motor Vehicles 25 Oilfield Equipment 26 Ore 27 Paper Products 28 Passengers 29 Radioactive 30 Refrigerated Food 31 Rock, Sand, Gravel 32 Salt 33 US Mail 34 Utilities 35 Water Well 97 Other*		
17-Even Veh.	25 Explain in Narrative		

BACK SIDE OF DI-9 OVERLAY

DRIVER(S) AND PERSON(S) INVOLVED INFORMATION (Back Page, Upper Right)					
Person Type 01 Driver 02 Passenger 03 Pedestrian		Sex M Male F Female U Unknown		Transport By 04 Law Enforcement 05 Private Vehicle 06 Ambulance 07 Other* 08 Helicopter 09 Unknown	
Injury Level 01 No Injury 02 Possible Injury 03 Non-Incapacitating Injury 04 Incapacitating Injury 05 Fatal		Injury Area 00 None 01 Head 02 Face 03 Neck 04 Chest		Safety Equipment Used 00 None 01 Lap & Shoulder Belt 02 Shoulder Belt Only 03 Lap Belt Only 04 Child Restraint - Forward Facing 05 Child Restraint - Rear Facing	
Injury Cause 00 None 01 Steering Wheel 02 Dash/Windshield 03 Airbag 04 Seatbelt 05 Roof		Disposition of Vehicle 01 Retained by Driver 02 Towed/Disabled 03 Towed/Impounded 04 Towed Other 05 Hit and Run		Used Properly 01 Yes 02 No 03 Deployed - Other 04 Deployed - Other 05 Deployed - Combination 06 Deactivated 07 Missing 08 Deployed - Side 09 Unknown	
24 Visual Contributing Circumstances 00 None 01 Weather Condition 02 Physical Obstruction 03 Windshield or Other Window Obscured 04 Trees, Crops, Bushes, Other Vegetation 05 Parked Vehicle(s) 06 Signs, Billboards, etc.		25 Weather Condition 01 Clear 02 Cloudy 03 Rain 04 Snowing 05 Blowing Snow 06 Sleet, Hail 07 Fog, Smog 08 Severe Crosswinds 09 Blowing Sand, Soil, Dirt 99 Unknown		30 Non-Motorist Action 05 Cycling 06 Working 07 Working on Vehicle 08 Pushing Motor Vehicle 09 Alcohol/Drugs 97 Other* 98 Unknown	
26 Light Condition 01 Daylight 02 Dark - Lighted 03 Dark - Not Lighted		27 Roadway Surface Condition 01 Dry 02 Wet 03 Snow 04 Slush 05 Ice 06 Water (standing, moving) 07 Mud 08 Sand, Dirt, Gravel 09 Oil 97 Other* 99 Unknown		31 Non-Motorist Contributing Circumstances 05 Inattentive 06 Failure to Obey Traffic Signs, Signals, or Officer 07 Failure to Yield Right-of-Way 08 In Roadway (standing, on knees, lying, etc.) 97 Other* 98 Unknown	
28 Roadway/Junction Feature Non-Intersection 01 Bridge (overpass/underpass) 02 Railroad Crossing 03 Business Drive 04 Farm/Residential Drive 05 Alley 06 Crossover in Median 07 On-Ramp Merge Area 08 Off-Ramp Diverge Area 09 On-Ramp 10 Off-Ramp		29 Road Jurisdiction 01 State (I, US, SR) 02 County 03 City 04 Federal (NP, BLM, FS, etc.) 05 Private Property 06 Other* 07 Unknown 08 Unknown		32 Non-Motorist Location 08 Shoulder 09 Island 10 Sidewalk 11 Roadside 12 Dedicated Blue Path/Lane 13 Shared Use Path/Trail 14 Outside Right-of-Way 15 Inside Building 97 Other* 98 Unknown	
24-Odd Veh		BACK SIDE		33 Horizontal Alignment 01 Straight 02 Curve 99 Unknown	
24-Even Veh				34 Vertical Alignment 01 Level 02 Grade 03 Hillcrest 04 Sag (bottom) 98 Unknown 99 Unknown	
28		ONLY ONE CODE per BOX		35 Pavement Type 01 Concrete 02 Asphalt (blacktop) 03 Gravel, Stone 04 Dirt 07 Other* 98 Unknown 99 Unknown	
29				36 Location of First Harmful Event 01 On Roadway 02 Shoulder 03 Median 04 Gore 05 Roadside (outside of shoulder) 06 In Parking Lane or Zone 07 Off Roadway, Location Unknown 08 Outside Right-of-Way 98 Unknown 99 Unknown	
Sequence of Events (codes 01 - 96 only) Most Harmful Event (codes 00, 07 - 69 only)			37 First Harmful Event (codes 07 - 69 only)		
Non-Collision: 00 No Damage or Injury, This Vehicle 01 Ran Off Road Right 02 Ran Off Road Left 03 Crossed Median/Centerline 04 Equipment Failure (tire, brakes, etc.) 05 Separation of Units 06 Downhill Runaway 07 Overturn/Rollover 08 Cargo/Equipment Loss or Shift 09 Jackknife 10 Fire/Explosion 11 Immersion 12 Fell/Jumped From Motor Vehicle 19 Other Non-Collision*		Collision With Person, Vehicle, or Non-Fixed Object: 20 Other Motor Vehicle in Transport 21 Parked Motor Vehicle (off roadway) 22 Pedestrian 23 Pedalcycle 24 Skates, Scooters, Skateboards 25 Animal - Wild 26 Animal - Domestic 27 Work Zone/Maintenance Equipment 28 Freight Rail 29 Light Rail 30 Passenger Heavy Rail 31 Thrown or Fallen Object 39 Other Non-Fixed Object*		Collision With Fixed Object: 40 Guardrail 41 Concrete Barrier 42 Cable Barrier 43 Crash Cushion 44 Guardrail End Section 45 Concrete Sloped End Section 46 Cable Barrier End Section 47 Access Control Cable 48 Bridge Rail 49 Bridge Pier or Support 50 Bridge Overhead Structure 51 Traffic Sign Support 52 Dehtneator Post 53 Other Post, Pole or Support 54 Utility Pole/Light Support 55 Traffic Signal Support 56 Culvert 57 Ditch 58 Embankment 59 Snow Bank 60 Tree/Shrubbery 61 Mailbox/Fire Hydrant 62 Fence 63 Curb 69 Other Fixed Object* 96 Not Applicable (used only to fill unused box(es))	

Overlay Rev. 11/10

Practical Exercise

After reviewing the material on skid marks, use the accident form to investigate the following accident problem. Determine from the skid marks whether any speed violations occurred. Report these and any other violations evident from the worksheet on the accident forms.

Case # 03-56680

Vehicle #1: 1997 Chev. Nova (red), Utah plates FEC822, Serial #215H158F9475. **Driver:** Joseph A. Montoya, Sr., DOB: 9-1-67, Utah driver's license 1394876, no restrictions. **Address:** 2271 W. Zions Dr. Taylorsville, UT 84118; 555-9019. Owns the vehicle he was driving. Not wearing seat belts, no injuries, no ejection, no other occupants.

Vehicle #2: 1999 Cadillac Deville (black), Utah plates ZIT906, Serial #9H35C76483995. **Driver:** Phillip Smith, DOB: 8-29-73, Utah driver's license 12811943, must wear glasses. **Address:** 3640 E. Supernal WY. SLC, UT 84121; 555-0354. Also owns the vehicle. Was not wearing seat belts, was bleeding from head, but was not ejected. **Occupant:** Darla Jones, age 23, sitting in right front, no seat belts, no ejection. Had bruises and was limping. **Address:** 43 So. Oak St. Midvale, UT 84047; no phone.

Injured treated at scene by ambulance #580.

Witness: John Smith, 4320 So. Gordon Ln. Apartment #23, Murray, UT 84107; 555-8596.

Accident occurred: Inside southbound lane, 5400 So. Redwood Rd, September 22, 2003 (Monday) 4:50 p.m., road condition: dry, good weather.

Vehicle #1 southbound on Redwood Rd., vehicle #2 eastbound on 5400 South. Both drivers attempting to go straight ahead.

When light facing eastbound traffic on 5400 South turned green, according to driver #2 and witness who was driving the car immediately behind him, vehicle #1 skidded into the intersection, colliding with #2 vehicle as he entered the intersection.

Neither vehicle overturned. Estimated speed for vehicle #2 was 10/mph.

Damage to #1 vehicle: \$960.00 to right front

Damage to #2 vehicle: \$1900.00 to left front corner

Both vehicles retained by owners.

Skid marks, vehicle #1.

230'

190'

Average length test skids:

35 mph 52'

35 mph 50'

35 mph 60'

(SHOW YOUR WORK)

EMS Number: 34908 and 34909

Police activity: Notified 5:00 p.m. on day of accident.
Completed 7:00 p.m. the same day
Called in by driver #2.

Both drivers insured by “All Nation Insurance Co.”; neither has information in vehicle.

UTAH LAW REGARDING DRIVING UNDER THE INFLUENCE (DUI)

Because of the frequency and severity of driving under the influence (DUI) cases, the officer must be especially careful to follow recommended procedures. Many DUI cases go to court because of the likelihood that the arrestee will lose his/her driver’s license and be seriously punished.

(2)(a) A person may not operate or be in actual physical control of a vehicle within this state if the person:

- (i) has the blood or breath alcohol concentration of .08 grams or greater as shown by a chemical test given within two hours after the alleged operation or physical control; or
- (ii) is under the influence of alcohol, any drug, or the combined influence of alcohol and any drug to a degree that renders the person incapable of safely operating a vehicle.

(b) The fact that a person charged with violating this section is or has been legally entitled to use alcohol or a drug is not a defense against any charge of violating this section.

(c) Alcohol concentration in the blood shall be based upon grams of alcohol per 100 milliliters of blood, and alcohol concentration in the breath shall be based upon grams of alcohol per 210 liters of breath.

(3)(a) A person convicted the first or second time of a violation of subsection (2) is guilty of a:

- (i) class B misdemeanor; or
- (ii) class A misdemeanor if the person:
 - (A) has also inflicted bodily injury upon another as a proximate result of having operated the vehicle in a negligent manner; or
 - (B) had a passenger under 16 years of age in the vehicle at the time of the offense.

(b) A person convicted of a violation of Subsection (2) is guilty of a third degree felony if the person has also inflicted serious bodily injury upon another as a proximate result of having operated the vehicle in a negligent manner.

(4)(a) As part of any sentence imposed by the court shall, upon a first conviction, impose a mandatory jail sentence of not less than 48 consecutive hours.

(b) The court may, as an alternative to all or part of a jail sentence, require the person to work in a compensatory-service work program for not less than 24 hours.

(c) In addition to the jail sentence or compensatory-service work program, the court shall:

- (i) order the person to participate in an assessment and educational series at a licensed alcohol or drug dependency rehabilitation facility, as appropriate; and

(ii) impose a fine of not less than \$700.

(d) If a person is convicted after July 1, 1993, the court may order the person to obtain treatment at an alcohol or drug dependency facility.

(5)(a) If a person is convicted under Subsection (2) within six years of a prior conviction under this section, the court shall as part of any sentence impose a mandatory jail sentence of not less than 240 consecutive hours. (41-6-44, UCA)

DUI PROCEDURES

1. Make observations: You must demonstrate impaired driving to validate a traffic stop. Signs of impaired driving include the following:
 - Turning opposite of signals given
 - Hitting brakes frequently
 - Window rolled down in cold weather
 - Cutting back in lane too soon after passing
 - Headlights off, interior lights on
 - Weaves in lane or across lanes
 - Drives extremely slowly
 - Reacts slowly to other vehicles, light changes, etc.
 - Reaction to being pulled over

2. Conduct a traffic stop:
 - Observe the driver's speech, eyes, and general appearance.
 - Be alert for the odor of alcoholic beverages.
 - Note the condition of the vehicle and the road, as these could explain the driving pattern.
 - Ask for the driver's registration and license, observing the driver's coordination and dexterity. (However, consider the effect of fear or trepidation.)
 - Ask about any illness, medication taken, the condition of the vehicle, etc., that might explain the driving pattern.

3. Conduct field sobriety tests:
 - Guard the safety of the suspect; use a well-lit, level, protected location.
 - Explain and demonstrate the tests in detail.
 - Use tests such as the following:
 - Gaze nystagmus
 - Heel-to-toe walk
 - Finger-to-nose balance
 - Finger-counting coordination
 - Hand clap
 - Reciting the ABCs
 - One-legged stand and count

4. If necessary, perform an arrest:
 - Make a final sobriety test having suspect put hands behind back or head and handcuff, advising suspect that he/she is under arrest for DUI.
 - Check mouth and note time.
 - Place inside your vehicle.

5. Explain the Implied Consent law:
 - Read the law to the suspect.
 - Obtain consent for a test.
 - Request the type of test or tests that are desired. The standard test is breath.

6. Conduct chemical tests:
 - Blood, breath or urine. All of the tests can be given if needed.
 - Record test results and advise the arrestee of the results.

7. Give Miranda warning and conduct questioning:
 - Read Miranda rights to the arrestee.
 - Conduct the interview if rights are waived.

8. Conduct booking/citation release as per agency policy and arrestee's demeanor.

9. Complete the State DUI Report Form:
 - Fill in all information.
 - Issue the temporary driver's license.
 - Explain the right to a driver's license hearing.
 - Seize the arrestee's Utah driver license.

Samples DUI forms and other information is included on the following pages.

DUI SUMMONS AND CITATION	ISSUING ENFORCEMENT AGENCY	CASE NO.	CITATION NO. D303572
STATE OF UTAH	NAME (Last) (First) (Middle) DOB		
<input type="checkbox"/> COUNTY OF _____	ADDRESS (City) (State) Zip		
<input type="checkbox"/> CITY OF _____	Driver License No. Class Expires State Restriction Social Security No. Motorcycle <input type="checkbox"/> Yes <input type="checkbox"/> No		
THE DEFENDANT IS HEREBY GIVEN NOTICE TO APPEAR IN:	Height Weight Eyes Sex Vehicle License No. State Expires		
COURT OF _____	Vehicle Make Vehicle Type Year Color Accident Comm. Vehicle Mag. Material Direction of Travel <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No N S E W		
LOCATED AT _____	THE ABOVE NAMED DEFENDANT IS CHARGED WITH VIOLATING: <input type="checkbox"/> UTAH CODE <input type="checkbox"/> COUNTY CODE <input type="checkbox"/> CITY CODE NO.: _____		
	ON THE _____ DAY OF _____ 19 _____ MILITARY TIME _____		
	LOCATION _____ MILE POST NO. _____		
	VIOLATION(S): _____		
FOR COURT USE ONLY	WITHOUT ADMITTING GUILT I PROMISE TO APPEAR AS DIRECTED HEREIN		
DATE OF CONVICTION _____	SIGNATURE _____		
FINE _____ SUSPENDED _____	I CERTIFY THAT A COPY OF THIS SUMMONS AND CITATION WAS DULY SERVED UPON THE DEFENDANT ACCORDING TO LAW ON THE ABOVE DATE AND I KNOW OR BELIEVE AND SO ALLEGE THAT THE ABOVE NAMED DEFENDANT DID COMMIT THE OFFENSE HEREIN SET FORTH CONTRARY TO LAW. I FURTHER CERTIFY THAT THE COURT TO WHICH THE DEFENDANT HAS BEEN DIRECTED TO APPEAR IS THE PROPER COURT PURSUANT TO SECTION 77-7-19, U.C.A.		
JAIL _____ SUSPENDED _____			
DISPOSITION <input type="checkbox"/> Plea Guilty <input type="checkbox"/> No Contest <input type="checkbox"/> Trial Guilty <input type="checkbox"/> Not Guilty			
Final Charge _____			
Prosecuting Agency _____	OFFICER _____ BADGE NO. _____	DATE OF CITATION _____	
PROSECUTING AGENCY _____	COMPLAINANT _____		
DLD _____	COURT COPY ONE	DATE SENT TO DLD _____	DOCKET NO. _____

READ CAREFULLY

This citation is not an information and will not be used as an information without your consent. If an information is filed you will be provided a copy by the court. You MUST appear in court on or before the time set in this citation. IF YOU FAIL TO APPEAR AN INFORMATION WILL BE FILED AND THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

NOTICE OF INTENT TO DENY, SUSPEND, REVOKE, OR DISQUALIFY

YOU ARE HEREBY NOTIFIED THAT THIRTY (30) DAYS FROM THE DATE OF THIS NOTICE YOUR DRIVING PRIVILEGE IN THE STATE OF UTAH WILL BE:

- (ARREST UNDER 41-6-44 OR 41-6-44.6 UCA) suspended pursuant to 53-3-223 UCA for ninety (90) days for a first offense or for one (1) year for subsequent offenses. In addition, commercial drivers in commercial vehicles, your commercial privilege will be disqualified for one (1) year for a first offense and a minimum of ten (10) years for a subsequent offense.
- ARREST UNDER 32A-12-209 UCA - UNDER 21 YEARS OF AGE denied pursuant to 53-3-231 UCA for ninety (90) days for a first offense, or suspended for one (1) year for a subsequent offense within three (3) years, or denied for one (1) year or until age seventeen (17), whichever is longer, if you have not been issued an original operator license. COMPLETION OF AUTHORIZED SUBSTANCE ABUSE PROGRAM REQUIRED FOR REINSTATEMENT.
- (REFUSAL TO SUBMIT UNDER 41-6-44.10 UCA) revoked for one (1) year for a first refusal to submit to a chemical test or for eighteen (18) months if it is a second or subsequent license withdrawal for an alcohol or drug related driving offense.
- (COMMERCIAL DISQUALIFICATION 53-3-418 UCA) disqualified, for driving a commercial vehicle, pursuant to 53-3-414 UCA for one (1) year for a first offense and a minimum of ten (10) years for subsequent offense. If you refuse the chemical test the same sanctions apply.

RIGHT TO HEARING: This Division will grant you opportunity for a hearing only if you submit a WRITTEN REQUEST within TEN (10) DAYS of your arrest to Driver License Division, PO Box 30560, Salt Lake City, Utah 84130-0560 (ATTN: DUI Section). Upon your timely request you will be notified of the time and place of the hearing. The hearing is not for the purpose of granting a limited license but only to determine if your driving privilege is to be denied, suspended, revoked or disqualified. The administrative hearing is civil in nature and does not satisfy the requirement for you to appear in court when required. FAILURE TO REQUEST A HEARING OR FAILURE TO APPEAR FOR A HEARING may result in your driving privilege being denied, suspended, revoked or disqualified.

This is VALID NOT VALID as a temporary license for up to thirty (30) days from the date of this notice.

OPERATOR COMMERCIAL CLASS _____ RESTRICTIONS _____ ENDORSEMENTS _____

Reason for not issuing temporary license: _____

DUI REPORT FORM

I. CASE IDENTIFICATION:

Date _____ Day _____ Accident _____ Case # _____ Time Prepared _____
Subject's Name _____ Address _____
Place of Employment _____ Address _____
Home Telephone Number _____ Work Telephone Number _____
DOB _____ Driver License Number _____ Time of Arrest _____
Place of Arrest _____ Charges _____
Arresting Officer _____ Arresting Agency _____
Assisting Officers _____

II. VEHICLE

Year _____ Color _____ Make _____ Model _____
License # and State _____ Disposition _____
Registered Owner _____ Address _____

III. WITNESSES: (If passengers, indicate specifically)

	Name	Address	Telephone Number	Age/DOB
1.				
2.				
3.				
4.				
5.				

IV. ACTUAL PHYSICAL CONTROL:

The facts establishing the subject's actual physical control of a motor vehicle are: _____

V. DRIVING PATTERN:

Subject's location when first observed _____
The facts observed regarding driving pattern: _____

VI. PRE-ARREST STATEMENTS OF SUBJECT:

VII. PHYSICAL CHARACTERISTICS:

Odor of alcoholic beverage _____
Speech _____
Balance _____
Signs or complaints of injury or illness _____
Other physical characteristics _____

VIII. FIELD SOBRIETY TESTS: (Describe subject's actions)

1. _____
2. _____
3. _____
4. _____
5. _____

Were tests demonstrated by officer? _____ Subject's ability to follow instructions _____

IX. SEARCHES

A. Vehicle:
 Was subject's vehicle searched? _____ Where? _____
 When? _____ Evidence _____
 Person who performed the search _____

X. CHEMICAL TESTS:

Mr. or Ms. _____, do you understand that you are under arrest for:

- Driving under the influence of alcohol and/or drugs or with a measurable amount of a controlled substance or metabolite in your body? (41-6-44, 41-6-44.6 UCA)
- An alcohol offense under 21 years of age in violation of 32A-12-209 UCA?

Response (if any) _____
 I hereby request that you submit to a chemical test to determine the alcohol (drug) content of your blood/breath.
 I request that you take a _____ test.
 (blood - breath - urine)

The following admonition was given by me to the subject before the chemical test was administered:

Test results indicating an unlawful amount of alcohol or a controlled substance or its metabolite in your breath/blood/urine in violation of Utah Law, or the presence of alcohol and/or drugs sufficient to render you incapable of safely driving a motor vehicle may, result in denial, suspension, or disqualification of your driving privilege or refusal to issue you a license.

What is your response to my request that you submit to a chemical test? Response: _____

Did subject submit to a chemical test? _____ Type of test _____
 Test Administered by _____ Where? _____
 Time: _____ Results _____ Was subject notified of results? _____
 Serial No. of test instrument _____

(if the subject refuses the test, read the following)

The following admonition was given by me to the subject:

If you refuse the test or fail to follow my instructions, the test will not be given. However, I must warn you that your driving privilege may be revoked for one year for a first refusal or 18 months for a subsequent refusal after July 1, 1993, with no provision for limited driving. After you have taken the test, you will be permitted to have a physician of your own choice administer a test at your own expense, in addition to the one I have requested, so long as it does not delay the test or tests requested by me. I will make the test results available to you, if you take the test.

Unless you immediately request a test, the test cannot be given. Response, if any _____

(if the subject claims the right to remain silent or the right to counsel, read the following)

The following admonition was given by me to the subject:

Your right to remain silent and your right to counsel do not apply to the implied consent law which is civil in nature and separate from the criminal charges. Your right to remain silent does not give you the right to refuse to take the test. You do not have the right to have counsel during the test procedure. Unless you submit to the test I am requesting, I will consider that you have refused to take the test. I warn you that if you refuse to take the test, your driver's license can be revoked for one year with no provision for a limited license.

XI. INTERVIEW

Was subject advised of the following rights? _____ When? _____
By Whom _____ Where? _____

- ____ 1. You have the right to remain silent.
- ____ 2. Anything you say can and will be used against you in a court of law.
- ____ 3. You have the right to talk to a lawyer and have him present with you while you are being questioned. If you cannot afford to hire a lawyer, one will be appointed to represent you before any questioning, if you wish one.
- ____ 4. If you decide to answer questions now without having counsel present, you may stop answering questions at any time. Also, you may request counsel at any time during questioning.

Were the following waiver questions asked?

- ____ 1. Do you understand each of these rights I have explained to you?
Response _____
- ____ 2. Having these rights in mind, do you wish to talk to us now?
Response _____

Were you operating vehicle? _____
Where were you going? _____
What street or highway were you on? _____
Direction of travel? _____
Where did you start from? _____
When? _____ What time is it now? _____
What is today's date? _____ Day of week? _____
(Actual time _____ Date _____ Day of Week? _____)
What city or county are you in now? _____
What were you doing during the last three hours? _____

Have you been drinking? _____
What? _____ How much? _____
Where? _____
When did you have your first drink? _____ Last drink? _____
Are you under the influence of an alcoholic beverage (drugs) now? _____

Are you taking tranquilizers, pills, medicines or drugs of any kind? _____
(What kind? Get sample) _____
When did you have the last dose? _____
Are you ill? _____
(if subject was in an accident, ask these questions:)
Were you involved in an accident today? _____
Have you had any alcoholic beverage or drugs since the accident? _____
If so, what? _____ When? _____
How much? _____

XII. OTHER OCCURRENCES OR FACTS:

XIII. ATTACHED DOCUMENTS:

I have attached the following documents to this report:

- 1. Copy of citation/temporary license
- 2. Subject's Utah driver's license or driver's permit
- 3. Traffic accident report
- 4. Other documents (specify) _____

I hereby certify that I am a sworn Utah Peace Officer, Special Function Officer, or Port-of-Entry Agent and that the information contained above in this report form and attached documents is true and correct to my knowledge and belief and that this report form was prepared in the regular course of my duties. It is my belief the subject was in violation of Section 41-6-44, 53-3-231, 41-6-44.6, 32A-12-209, or 53-3-418 UCA at the time, and place specified in this report. My signature includes acknowledgment that I personally served upon the driver, notice of the Department's intent to deny, suspend, revoke, or disqualify his/her driving privilege.

Signature of Officer or Agent
Agency: _____
Date: _____ Time: _____

The original of this form and the Driver License copy of the Citation must be sent within five (5) days of the arrest of the subject to:

DRIVER LICENSE DIVISION
PO BOX 30560
SALT LAKE CITY UT 84130-0560

INTOXILYZER 5000 OPERATIONAL CHECKLIST

THIS SIDE UP. THIS EDGE IN. FORM NUMBER 016010

SUBJECT _____ DATE _____
 INSTRUMENT # _____ LOCATION _____
 OPERATOR _____ AGENCY _____

- 1. RED POWER SWITCH ON, INSTRUMENT READS "PUSH BUTTON TO START TEST--TIME--" ETC.
- 2. PUSH GREEN START BUTTON
- 3. INSERT CARD. (INSTRUMENT WILL AUTOMATICALLY GO THROUGH AIRBLANK, 3 INTERNAL CALIBRATIONS, AND ANOTHER AIRBLANK).
- 4. INSERT STERILE MOUTHPIECE INTO BREATH-HOSE, INSTRUMENT WILL READ "PLEASE BLOW/R INTO MOUTHPIECE UNTIL TONE STOPS, PLEASE BLOW/R".
- 5. OBTAIN BREATH SAMPLE, HAVE SUBJECT BLOW INTO MOUTHPIECE/BREATH-HOSE.
- 6. REMOVE MOUTHPIECE, RETURN BREATH-HOSE TO BRACKET. (INSTRUMENT WILL GO THROUGH AUTOMATIC AIRBLANK, AND PRINT RESULTS ON TEST RECORD CARD).
- 7. RETRIEVE CARD UPON COMPLETION OF PRINTOUT.
- 8. TURN OFF INSTRUMENT--RECORD TIME OF "SUBJECT TEST":

_____ (TIME)

END OF TEST

HPT-21 P. 221

SALT LAKE COUNTY S.O. - SPL. OPS.
 INTOXILYZER - ALCOHOL AIRBLANK
 UT MODEL 5000 SN 68-06763
 07/02/1999

TEST	G/2191	TIME
AIR BLANK	.000	12:1400T
INTERNAL STD	OK	12:1400T
AIR BLANK	.000	12:1400T
SUBJECT TEST	.000	12:1500T
BREATH VOL.	01.60 LITERS	
AIR BLANK	.000	12:1500T

SUBJECT NAME

EQUIPMENT LOCATION

OPERATOR

ADDITIONAL INFORMATION AND/OR REMARKS

Case #: _____

SALT LAKE COUNTY SHERIFF'S OFFICE
Blood Alcohol Chart

This chart shows the estimated grams of alcohol in the blood, by the number of drinks consumed, in relation to body weight.

Count your drinks (1 drink equals 1 ounce of 100 proof liquor, or about 1.12 ounces of beer).

Body Weight	<u>DRINKS</u>									
	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>	<u>9</u>	<u>10</u>
100#	.038	.075	.113	.150	.188	.225	.263	.300	.338	.375
110#	.034	.066	.103	.137	.172	.207	.241	.275	.309	.344
120#	.031	.063	.094	.125	.156	.188	.219	.250	.281	.313
130#	.029	.058	.087	.116	.145	.175	.203	.232	.261	.290
140#	.027	.054	.080	.107	.134	.161	.188	.214	.241	.268
150#	.025	.050	.075	.100	.125	.151	.176	.201	.226	.251
160#	.023	.047	.070	.094	.117	.141	.164	.188	.211	.234
170#	.022	.045	.066	.088	.110	.132	.155	.178	.200	.221
180#	.021	.042	.063	.083	.104	.125	.146	.167	.188	.208
190#	.020	.040	.059	.079	.099	.119	.138	.158	.179	.198
200#	.019	.038	.056	.075	.094	.113	.131	.150	.169	.188
210#	.018	.036	.053	.071	.090	.107	.125	.143	.161	.179
220#	.017	.034	.051	.068	.085	.102	.119	.136	.153	.170
230#	.016	.032	.049	.065	.081	.098	.115	.130	.147	.163
240#	.016	.031	.047	.063	.078	.094	.099	.125	.141	.156

INVESTIGATOR: _____ DATE: _____ MIS: _____

Revised 9/96
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