

**ILLINOIS STATE POLICE
ENF-017, IMPLIED CONSENT FORMS**

RESCINDS: ENF-017, 2014-060, revised 07-29-2014	REVISED: 04-14-2017 2017-042
RELATED DOCUMENTS: ENF-018, ENF-038	RELATED CALEA STANDARDS: 61.1.11, 82.2.1

I. POLICY

The Illinois State Police (ISP) will provide:

- I.A. Documentation of the issuance of a written warning of the implied consent requirements to the violator.
- I.B. Information to the violator, the court, and the Illinois Secretary of State of the impending statutory summary suspension.
- I.C. The violator with a 45-day Receipt to Drive (if eligible), until the suspension period begins.

II. PROCEDURES

See Addenda 1, 2, and 3 for form completion instructions.

-End of Directive-

**ILLINOIS STATE POLICE
ENF-017, IMPLIED CONSENT FORMS
ADDENDUM 1, WARNING TO MOTORIST COMPLETION INSTRUCTIONS**

RESCINDS: ENF-017, Addendum 1, 2014-060, revised 07-29-2014	REVISED: 04-14-2017 2017-042
RELATED DOCUMENTS: ENF-018, ENF-038	RELATED CALEA STANDARDS: 61.1.11, 82.2.1

1. DUI traffic citation number (11-501A1) - enter Illinois citation and complaint number of the citation charging driving with an alcohol concentration of .08 percent or more, 625 ILCS 5/11-501(a)(1).
2. DUI traffic citation number (11-501A2) - enter Illinois citation and complaint number of the citation charging driving under the influence of alcohol, 625 ILCS 5/11-501(a)(2).
3. DUI traffic citation number - enter Illinois citation charging driving under the influence of drugs or a drugs/alcohol combination, 625 ILCS 5/11-501(a)(4). This can also be 11-501(a)(3)-DUI Intoxicating compounds. 11-501(a)(5)-DUI combination of alcohol and drugs.
4. Case Number – Blank unless otherwise declared by Circuit Clerk.
5. Print the violator's name.
6. Print the violator's driver's license number.
7. The signature of the officer issuing the warning. This will be the arresting officer, unless it is not practical.
8. Enter the signing officer's ID.
9. Enter "Illinois State Police" and District/Work unit.
10. Enter the date the "Warning to Motorist" was given.
11. Enter the time the "Warning to Motorist" was given. Have driver sign the Warning to Motorist. If the driver refuses to sign, write "REFUSED" or "UNABLE" in the space provided.
12. Read the implied consent warning to the violator.
13. Include Fed Record/ICASE number in upper right corner.

DISTRIBUTION OF THE "WARNING TO MOTORIST"

1. First copy will be forwarded to the court of venue.
2. Second copy will be given to the violator prior to reading.
3. Third copy will be retained by the arresting officer and forwarded with the DUI enforcement packet in accordance with district guidelines.

| Indicates new or revised items.

-End of Addendum-

**ILLINOIS STATE POLICE
ENF-017, IMPLIED CONSENT FORMS
ADDENDUM 2, LAW ENFORCEMENT SWORN REPORT, NOTICE OF SUMMARY
SUSPENSION COMPLETION INSTRUCTIONS**

RESCINDS: ENF-017, Addendum 2, 2014-060, revised 07-29-2014	REVISED: 04-14-2017 2017-042
RELATED DOCUMENTS: ENF-018, ENF-038	RELATED CALEA STANDARDS: 61.1.11, 82.2.1

1. Circuit court - enter name of county in which arrest was made.
2. DUI traffic citation number (11-501A1) - enter Illinois citation and complaint number of the citation charging driving with an alcohol concentration of .08 percent or more, 625 ILCS 5/11-501(a)(1).
3. DUI traffic citation number (11-501A2) - enter Illinois citation and complaint number of the citation issued to the violator charging driving under the influence of alcohol, 625 ILCS 5/11-501(a)(2).
4. DUI traffic citation number - enter Illinois and complaint number of the citation charging driving under the influence of drugs or a drugs/alcohol combination, 625 ILCS 5/11-501(a)(4). This can also be 11-501(a)(3)-DUI Intoxicating compounds. 11-501(a)(5)-DUI combination of alcohol and drugs.
5. Case Number – Blank unless otherwise declared by Circuit Clerk.
6. Print the name of the violator.
7. Check if the violator's driver's license is a commercial driver's license.
8. Enter the violator's driver's license number and two letter state designator.
9. Check if the violator is operating a commercial motor vehicle or placarded hazardous material vehicle.
10. Enter the violator's address. Inquire if the address shown on driver's license is current and if not, enter current address.
11. Enter the sex of violator (M/F) and the date of birth (numerically MM/DD/YY).
12. Enter the county where the arrest occurred.
13. Enter the date and time of the arrest.
14. Enter the location where:
 - a. The refusal occurred or
 - b. The test(s) was administered
15. Enter the date the Notice of Summary Suspension was given or mailed to the violator.
16. Enter the date and time the violator:
 - a. Refused to submit to the test(s) or
 - b. Provided the chemical test specimen
17. Check the applicable box to indicate:
 - a. Refusal or
 - b. The completion of test(s) resulting in a BAC of .08 or more or presence of drug or substance

Addendum 2, Law Enforcement Sworn Report, Notice Of Summary Suspension Completion Instructions

18. Check the applicable box to indicate:
 - a. Alcohol concentration of .08 or more or
 - b. Presence of drug or substance
19. Enter the test results. In the event of a blood/urine test, the BAC will not be determined on the date of the arrest. The Sworn Report and Notice of Summary Suspension will be retained by the officer and completed when the test results are received.

If subject was involved in a motor vehicle crash that caused TYPE A injury or death to another, check box.

20. Check the appropriate box indicating whether the:
 - a. Driver's license was surrendered or **not** surrendered and reason and/or
 - b. Driver's license is valid or not valid

NOTE: Only Illinois drivers licenses and permits are to be confiscated. If a permit is confiscated that was invalidated by the DUI offense, the "no" box is checked to indicate not valid at time of arrest. If the violator has a foreign license, it will not be confiscated nor will a Receipt to Drive be issued.

21. Describe incidents and observations that established probable cause to believe that the violator was driving under the influence. There must be a connection between:
 - a. Driving or actual physical control of vehicle
 - b. Impairment and
 - c. Alcohol/drug consumption
22. Check the applicable box to indicate that the:
 - a. Defendant is served immediate Notice of the Summary Suspension, If served, officer should read notice to violator/defendant, or
 - b. Notice of Summary Suspension was served by United States mail
23. The arresting officer must sign the Notice of Summary Suspension.
24. Enter the arresting officer's ID.
25. Enter "Illinois State Police" and the assigned district work unit.
26. Enter the date the arresting officer signed the sworn report.

DISTRIBUTION OF THE NOTICE OF SUMMARY SUSPENSION

1. First copy - send to the court of venue.
2. Second copy - send to the Illinois Secretary of State in the pre-addressed envelope if available.
3. Third copy - "Notice of Summary Suspension" - issue to the motorist if:
 - a. The motorist refuses to take the test or
 - b. The violator submits to a breath test resulting in a BAC of .08 or more

Addendum 2, Law Enforcement Sworn Report, Notice Of Summary Suspension Completion Instructions

NOTE: In the event the violator is administered a blood/urine test, the "Notice of Summary Suspension" will be retained by the arresting officer's agency and completed when the test results are received. Upon the officer receiving the test results, they should, if applicable, issue a citation for the appropriate section of 11-501, complete the Notice of Summary Suspension and proceed to mail both the citation and Notice of Summary Suspension, via certified United State Postal Service.

4. Fourth copy - to be retained by the arresting officer and forwarded in accordance with district guidelines.
5. Fifth and sixth copy - send to the circuit clerk for the court of venue.

-End of Addendum-

**ILLINOIS STATE POLICE
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ADDENDUM 3, RECEIPT TO DRIVE COMPLETION INSTRUCTIONS**

RESCINDS: ENF-017, Addendum 3, 2014-060, revised 07-29-2014	REVISED: 04-14-2017 2017-042
RELATED DOCUMENTS: ENF-018, ENF-038	RELATED CALEA STANDARDS: 61.1.11, 82.2.1

1. Enter the driver's license restrictions and the classification as indicated on the violator's driver's license.
2. The arresting officer must sign the Receipt to Drive.
3. Enter the arresting officer's ID.
4. The Receipt to Drive **must be completed** and is located on the reverse side of the motorist's copy of the "Notice of Summary Suspension" (see Addendum 2).
 - a. The Receipt to Drive is issued only to violators possessing valid driving privileges at the time of arrest. A Receipt to Drive is not issued to out-of-state drivers.
 - b. The Receipt to Drive is to be voided if the violator's driving privileges are revoked, suspended, expired, or if the arrest itself has terminated the privileges, i.e., Restricted Driving Permit, Judicial Driving Permit, Probationary Driver's License, etc.

-End of Addendum-