


## OFFICE MEMORANDUM T6455

FROM: MVD POLICY UNIT

THRU: ERIC R. JORGENSEN   
Division Director

TO: ECD ORGS  
ARIZONA COURTS  
ARIZONA LAW ENFORCEMENT AGENCIES

DATE: DECEMBER 18, 2015

RE: ADMIN PER SE/IMPLIED CONSENT AFFIDAVIT, FORM #40-5807

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Attached is a new version of the Arizona Admin Per Se/Implied Consent Affidavit, form #40-5807 (R10-15). The changes to the form are on the back of page 1, the admonitions page (page 2 of the attached sample). The form has been revised to better reflect the language of the implied consent statute. Changes were also made to help officers to more effectively use the form.

Key changes include:

- A box at the top of the page for the officer to check indicating he/she ensured the DUI suspect was under arrest for DUI (or other relevant charges) prior to reading the admonitions.
- A change in language that reflects the language used in the implied consent statute.

No later than January 1, 2016 the new form shall be used by law enforcement. Once in use, all existing stock and/or any previous versions of the form should be destroyed. It is recommended that all jurisdictions start using the new form immediately and all existing supplies of the form be destroyed.

The amended form can be ordered by phone at 602-712-7306, or for pick up orders, at the following address:

MVD Distribution Center Manager  
1309 N. 21<sup>st</sup> Avenue  
Phoenix, Arizona 85009