

ADMINISTRATIVE LICENSE SUSPENSION HEARING
(OCGA 40-5-67.1(g)(2))

Documents: Implied Consent Card, Intoxilyzer 5000 Permit, Original Intoxilyzer Printout, Crime lab report, Roadblock Form

1. Background information:
Name, employed, how long, duties/responsibilities
Duties include working DUI cases
Explain training/experience regarding DUI cases-include SFST if case involves SFST
Explain physical manifestations look for in determining if person impaired
2. Basis for Vehicle Stop
Date, time, location, vehicle type
Violation – give details (If roadblock – remember requirements and supervisor form/**certified**)
Name of driver of moving motor vehicle or actual physical control (how established def driving)
3. Describe probable cause for DUI arrest: (testify to the ones that apply in your case)
 1. Odor alcoholic beverage – mild, moderate, strong - on person/breath
 2. Eyes – watery, glassy, bloodshot, normal
 3. Speech – slow, slurred, mumbled, confused, normal
 4. Balance – unsteady on feet, etc.
 5. Demeanor and appearance
 6. Statements – consumed alcoholic beverages, amount, time, been to bar, etc.
 7. SFST – HGN – explain test, maximum clues, describe performance and clues observed
Walk and Turn –explain test, maximum clues, describe performance and clues observed
One Leg Stand - explain test, maximum clues, describe performance and clues observed
 8. Other field sobriety tests
 9. Alco Sensor – foundation – device approved by GBI – Division of Forensic Sciences as preliminary breath screening device – positive alcohol
 10. Any other signs of impairment
4. Arrest – DUI – less safe driver
5. Read Implied Consent – which one read, how determined age, where read, test requested
Read card into record
6. Consent to test or Refusal
Refusal – describe how refused – (if blew or attempted to blow into instrument and insufficient sample – provide the below documents to the court)

Test

Intoxilyzer 5000 – **provide** copy of your **intoxilyzer permit** issued by GBI/DOFS to court (if someone else ran intox, need certified copy of their permit)
Intoxilyzer 5000 – briefly describe setting up machine
Testify to Diagnostic check – machine working properly – machine at the time of the test was operated with all its electronic and operating components prescribed by its manufacturer properly attached and in good working order
Testify to 2 breath samples – time of samples (to establish within 3 hours of driving)
Give the court the **Original** Intoxilyzer Printout
If test conducted by GBI/DOFS – provide **copy of lab results** to court.