

**OFFICER'S CERTIFICATION AND NOTICE OF SUSPENSION
(SEE REVERSE SIDE FOR HEARING INFORMATION)**

INSTRUCTIONS: This form is to be used to certify a test refusal or test failure. A copy of the completed form is required to be served upon the person; a copy is to be forwarded to the Division of Vehicles within seven (7) days after service on the driver; and a copy should be retained by a certifying officer.

DRIVER INFORMATION			
Name (Last)	(First)	(M/I)	Date of Birth
Current Address		City	
		State	
Driver's License No.	State of Issuance	Zip	

CDL YES ☐ NO ☒

CMV YES ☐ NO ☒ (If yes, CDL-5 form required also)

HAZ MAT YES ☐ NO ☒

ADDRESS: The above address will be treated as a change of address if different from that on file with the Division of Vehicles and will be used for all correspondence with the person unless the Division of Vehicles is notified by the person in writing of a different address or a change of address. You can change your address on the Internet, by mail or fax to Central Office Operations, or by going to any Kansas Driver's License Examining Station.

LAW ENFORCEMENT OFFICER'S CERTIFICATION

CERTIFICATION INSTRUCTIONS: To certify a test refusal or test failure, (1) each officer must complete the statement, if necessary, (2) at least one officer must initial on the line to the left of each of the statements intended to be certified and (3) each officer who initials a statement must sign in the space provided below.

On NOV 1, 2024, reasonable grounds/probable cause existed to believe the above-named person, within the State of Kansas, in Franklin County, had been
☒ **operating** a vehicle while under the influence of alcohol and/or drugs in violation of state statute, city ordinance or county resolution, or
☐ **attempting** to operate a vehicle while under the influence of alcohol and/or drugs in violation of state statute, city ordinance or county resolution; and/or
(if certifying a **failure** of a test, the officer must have reasonable grounds/probable cause to believe the person was **operating** a vehicle);
☐ **driving a commercial vehicle**, as defined in K.S.A. 8-2,128, and amendments thereto, while having alcohol or other drugs in such person's system; and/or
☐ **under 21 years of age** while having alcohol or other drugs in such person's system.

2. The person had been placed under arrest or otherwise taken into custody or had been involved in a vehicle accident or collision.

3. The person was presented oral and written notice as required by Kansas law.

4. Check one: ☐ The person refused to submit to or complete testing as requested by a law enforcement officer. ☐ The result of the test showed that the person had an alcohol concentration of .08 or greater in such person's blood or breath. **NOTE:** Please attach a readable copy of the test report.

5. Reason(s) for the initial contact and/or stop: ☐ Committed traffic violation(s) (explain below); ☐ Officer arrived at scene of accident; ☐ Vehicle already stopped; ☐ Other (explain)

6. Reasonable grounds/probable cause for my belief that the person was operating or attempting to operate a vehicle: ☐ Saw person operate; ☒ Person identified self as driver; ☐ Other (explain)

7. Reasonable grounds/probable cause for my belief that the person was under the influence of alcohol and/or drugs: ☐ Odor of alcoholic beverages; ☐ Alcoholic beverage containers found in vehicle; ☐ Sobriety tests indicated impairment; ☐ Refused sobriety tests; ☐ Slurred speech; ☐ Bloodshot eyes; ☐ Difficulty in communicating; ☐ Poor balance or coordination; ☐ Person stated alcohol/drugs consumed; ☐ Failed preliminary breath test; ☐ Refused preliminary breath test; ☐ Other (explain)

8. A copy of this document which contains a Notice of Driver's License Suspension is being served on the above-named person on 11-02, 2024 by (check one)
☐ Personal service; ☐ Mailing by first-class mail to the address shown above. **NOTE:** Personal service is required if a determination of refusal or failure is made while the person is in custody.

IF CERTIFYING A FAILURE OF A BREATH TEST, STATEMENTS 9, 10 AND 11 MUST ALSO BE COMPLETED AND CERTIFIED

9. The testing equipment used was certified by the Kansas Department of Health and Environment.

10. The testing procedures used were in accordance with the requirements set out by the Kansas Department of Health and Environment.

11. The person who operated the testing equipment was certified by the Kansas Department of Health and Environment to operate such equipment.

I hereby certify to the Division of Vehicles that each of the statements I have initialed above are true and accurate, under penalty of K.S.A. 8-1002(b), and amendments thereto.

Title and name (printed):	<u>CHAD J. BAYAN</u>	Title and name (printed):	_____
Agency name:	<u>BATCHELOR POLICE DEPT</u>	Agency name:	_____
Agency address:	<u>150 S. WICHITA</u>	Agency address:	_____
City/state/zip:	<u>BATCHELOR KS 67016</u>	City/state/zip:	_____
Signature of Law Enforcement Officer		Signature of Law Enforcement Officer	

TEMPORARY DRIVER'S LICENSE

THIS NOTICE IS:

☐ **NOT VALID** as a temporary license for the reason that your license: ☐ has expired; ☐ has been revoked; ☐ has been suspended; ☐ has been cancelled; or ☐ you have no driver's license.

☐ **VALID** as a temporary license until the 30th day after the date of service of this document. You must carry this notice with you when driving. This temporary license allows the operation of the same classes of vehicles and is subject to the same restrictions as the driver's license surrendered.

Any temporary driver's license will end and your driving privileges will be suspended on the 30th day after service of this document unless an administrative hearing has been timely requested as set out in the INSTRUCTIONS FOR REQUESTING AN ADMINISTRATIVE HEARING ON THE REVERSE SIDE OF THIS FORM.

Before a test or tests are administered, the officer is required by Kansas law to provide the person oral and written notices. If the person was driving a commercial motor vehicle, as defined by Kansas law, the oral and written notice required by K.S.A. 8-2,145 should also be given. If the person is under the age of 21, the oral and written notice required by K.S.A. 8-1567a should also be given.

Distribution: 1st copy (white) to Division of Vehicles 2nd copy (yellow) for your file 3rd copy (pink) to licensee/driver