

Driver's Rights Card

As required by Arizona Law, I have already tendered some, all, or none of the following documents: driver's license, registration, proof of insurance. If you believe I have committed a traffic violation then please issue me a citation and allow me to proceed on my way. Unless you return all of the paperwork I have tendered along with any citation you believe to be appropriate, or simply inform me that I am free to leave without issuing a citation, I shall assume that my liberty is restrained; that I am not free to leave the scene and move about as I choose; and that I must obey your orders without resistance, but I do so under protest.

I do not wish to exit my vehicle. I do not wish to answer any questions or make any statements. I am exercising my right to remain silent. I request that an attorney be present during any questioning or proceeding. I hereby request permission to contact an attorney as soon as possible. I do not consent to being video taped or audio taped at any time without my written consent. Arizona law does not require me to submit to field sobriety tests. Therefore, I will not submit to any verbal or non-verbal field sobriety test(s), including the following voluntary field sobriety tests: horizontal gaze nystagmus (HGN); walk and turn; one leg stand; finger to nose; finger count; recite the alphabet; recite numbers; any written test. If you ignore my wishes as they are stated herein and verbally request and/or coerce me to perform any of the aforementioned tests I shall not be performing said tests wilfully and voluntarily, rather, I will be doing so to avoid a confrontation with you. As Arizona law does not require it, I will not submit to a preliminary breath test.

Pursuant to the Arizona Implied Consent Statute, I will consent to submit to test(s) of my breath and/or bodily fluids provided that you inform me that I am under arrest; and that the test(s) I am directed to complete are properly conducted; and that all test(s) are in compliance with all relevant Arizona Statutes and DHS regulations. However, since I maintain that you do not have sufficient legal cause to make this request, my consent is given under protest. I do not waive any deficiencies in the nature in which you advise me, or in any procedure that you follow. I consent only to chemical test(s) with testing devices which are pre-approved by DHS, and if all pre-test protocol is observed. Otherwise, my consent is not voluntary.

I request that I be provided with copies of all documentation concerning the chemical test(s), including a written copy of all test results, any result that does not conform with standard pre-test protocol and any result which is considered by you to be invalid, or deficient, or inconclusive. Pursuant to my Constitutional right to confront witnesses and evidence that may be used against me, I hereby request that during the test(s) I be able to view any digital, analog, or numeric gauge or readout on the breath testing machine. If a blood, urine or saliva test is utilized, I hereby request that a sufficient sample of said bodily fluid be collected and properly sealed, preserved, and stored so that an independent analysis of it may be conducted at a later date.

If, after testing of my breath or any other bodily fluid, you decide to charge me with any offense relating to driving under the influence or driving with a BAC of .08 or greater, then I hereby request to be transported to the nearest available medical facility which will conduct an independent test as soon as possible. I will make my own financial arrangements upon arrival at said facility and I will select the type of test I want. If I deem it feasible, I will inform you that I wish to be transported to my own physician or medical provider so that I may obtain an independent test. If I inform you of such, then I specifically request immediate access to a phone and a phone directory to make the appropriate arrangements. This request is not withdrawn if you instruct me to submit to more than one test. I object to a search of my person, my motor vehicle or of my other property at any time without my written consent.

In the event that I make a voluntary verbal or written statement which is contrary to the statements made herein, I hereby specifically inform you that all uncontradicted statements made herein are not waived. Please respect my wishes as they are stated herein.

****NOTICE AND DISCLAIMER****

This Driver's Rights Card is not intended to aid impaired drivers in evading punishment. It is intended to help educate members of the Arizona motoring public of their legal rights, and it may also aid some drivers in exercising their rights. Use of this card may not be appropriate for some drivers, including but not limited to the following: drivers who are licensed to drive by a State other than Arizona; drivers who have been involved in a collision, especially if serious injury or death has occurred. If you don't understand any part of the statements in this Driver's Rights Card then do not use it. Even if you think that you completely understand everything contained within the Driver's Rights Card you should consult with an attorney before attempting to use it in a roadside situation. This card will not prevent impaired drivers from being arrested or prosecuted. If you refuse to successfully complete a chemical test(s) of your breath or other bodily fluid pursuant the Arizona Implied Consent Statute, you may suffer a suspension of your driving privileges for a period of at least one year.

The best defense is abstinence. Do not drink and drive.