

MESA POLICE Department Policy Manual	DUI - Aggravated	DPM 2.7.95 Effective 04/05/2012 Revised 02/26/2025
Approved by: Chief of Police	Chapter: Traffic Related Incidents	Page: 1 of 2

1. PURPOSE

This policy provides Mesa Police Department (MPD) members with guidelines for Aggravated Driving Under the Influence (DUI) investigations.

2. GENERAL

2.1 Charging Requirements

- A. Driving or in physical control of a motor vehicle impaired by alcohol, drugs, or toxic vapors; and **one** of the following:
 1. Driver license or privilege to drive has been suspended, cancelled, revoked, or refused.
 - a. MCAO files on all DUI suspensions.
 - b. Does not apply to suspensions as a result of Motor Vehicle Department (MVD) action, court action, Non-Resident Violator Compact (NRVC), or financial responsibility.
 - Treat these suspensions as misdemeanor DUI.
 2. Driver has two prior DUI convictions in the past 84 months.
 - a. If the prior convictions are out of the county or state, the Maricopa County Attorney's Office (MCAO) will further for the certified convictions.
 - If the priors are from out of state, the convictions must qualify as DUIs in Arizona.
 3. There is a passenger under 15 years of age in the vehicle.
 4. Driver is required to have an Ignition Interlock Device (IID).
 5. While driving the wrong way on a highway as defined in [ARS 28-694 Wrong-way driving](#).
 - a. Any public roadway meets the statutory definition of a highway.
 - b. MCAO reviews and files on a case-by-case basis depending on the length of the wrong-way driving and the situation.
 - Members should include information in their narrative such as wrong-way driving behavior, traffic conditions, if anyone had to move out of the way of the wrong-way driver, etc.

2.2 Procedures

- A. All alcohol offenses that have a PBT reading available shall be booked.
 1. Book suspect into the MPD Holding Facility or Maricopa County Sheriff's Office (MCSO) Jail as directed.
 2. Do not issue citations.

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- B. All drug offenses that have a DRE evaluation opined by a DRE Officer may be booked.
- C. Attempt to obtain statement from suspect on the status of their driver license.
- D. Complete departmental report (GO) before leaving shift.
- E. Submit all DUI in-custody attachments and supplements to the CID Clerks.
 - 1. When possible, members are encouraged to scan and attach the documents into the Records Management System (RMS) on the day of the offense; otherwise
 - 2. The CID Clerks will scan the documentation into RMS.

REFERENCES

- [ARS 28-694 Wrong-way driving](#)