

# MONTPELIER POLICE DEPARTMENT

<b>Enforcement of DUI, and Seatbelt/Child Restraint laws</b>	Related Policies: DUI
<i>This policy is for internal use only and does not enlarge an employee's civil liability in any way. The policy should not be construed as creating a higher duty of care, in an evidentiary sense, with respect to third party civil claims against employees. A violation of this policy, if proven, can only form the basis of a complaint by this department for non-judicial administrative action in accordance with the laws governing employee discipline.</i>	
Applicable Vermont Statutes: Title 23 Vermont Statutes Annotated ss. 1201, 1218, 1219, 1216, 1134, 1258, and 1259	
CALEA Standard:	
Date Implemented: April 2, 2013	Review Date: April 2, 2013

All officers of this agency will actively enforce and take a "Zero Tolerance" enforcement stance on:

- I. Persons operating a motor vehicle under the influence of any substance, (VSA 23, § 1201, § 1218 and § 1219).
- II. Persons under age 21 operating a motor vehicle with an alcohol concentration of 0.02% or greater, law (VSA 23, § 1216).
- III. Persons consuming alcohol while driving law (VSA 23, § 1134).
- IV. Persons violating Vermont's Child Restraint law (VSA 23, § 1258).
- V. Persons violating Vermont's Seat Belt Use law (VSA 23, § 1259).

This policy shall require officers to issue the § 1259 violation when a person is found to be in violation and the citation for the primary offense is written.