



# Ignition Interlock Operator's Affidavit

All drivers who are required to have an Ignition Interlock Device installed in all vehicles that they own, lease, or operate must complete this entire affidavit and submit it to the Registry of Motor Vehicles.

## A. Operator's Information (Please print)

Last Name		First Name		Middle Name	Suffix
Date of Birth (MM/DD/YYYY)		License #		Phone #	
Residential Address (Where you actually reside)					
Street	Apt. #	City		State	Zip Code
Mailing Address <input type="checkbox"/> (same as above)					
Street	Apt. #	City		State	Zip Code
Email					

## B. List All Licensed Drivers Residing with the Operator

For these purposes, "residing" shall mean living in the same household, apartment, or unit number. Use additional pages to list other licensed drivers, if necessary.

Name	DOB (MM/DD/YYYY)	License #
Name	DOB (MM/DD/YYYY)	License #
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Name	DOB (MM/DD/YYYY)	License #
Name	DOB (MM/DD/YYYY)	License #
Name	DOB (MM/DD/YYYY)	License #
Name	DOB (MM/DD/YYYY)	License #

## C. List Each Vehicle Owned, Leased, or Driven by the Operator (Use additional pages to list if necessary)

Make	Model	Registration #	VIN #
Make	Model	Registration #	VIN #
Make	Model	Registration #	VIN #
Make	Model	Registration #	VIN #
Make	Model	Registration #	VIN #
Make	Model	Registration #	VIN #
Make	Model	Registration #	VIN #

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## Sanctions for Violating the Ignition Interlock Requirements:

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- 1) \_\_\_\_\_  
Initial I understand that, as long as I have an **Ignition Interlock Device** restriction, I may **NOT** operate **ANY** vehicle that does not have a functioning **Ignition Interlock Device**. This includes any vehicle I **own, lease, rent, borrow, use in employment, or have access to**. If, after a hearing, it is found that I have violated this provision, then my license will be **revoked** for the remainder of my hardship period, plus an additional **10 years**. In the event my license has been fully reinstated, it will be **revoked for 10 years**. I also understand that the **criminal penalties** for doing so are a fine of **\$1,000 to \$15,000**, and not less than **180 days** or up to **2 ½ years in the house of correction** for a first offense, and not less than **2 ½ years or up to 5 years in state prison** for a second or subsequent offense. I understand that anyone who allows me to operate a vehicle without an Ignition Interlock Device may be subject to **criminal penalties**.
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- 2) \_\_\_\_\_  
Initial I have listed all licensed drivers at my residence, and have informed them of the requirements of an Ignition Interlock Device as a condition of my license. I also understand I have an ongoing obligation to update this information with the Registry of Motor Vehicles.
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- 3) \_\_\_\_\_  
Initial I understand that a lockout will occur if: 1) I miss a service visit appointment 2) Fail two (2) startup tests with a blood alcohol concentration greater than .02 3) Two (2) missed rolling re-tests 4) One (1) failed rolling re-test. If my Ignition Interlock Device is locked out, I understand that the Registry will consider any lockout of the device to have been caused by me, and also understand that it is my responsibility to inform anyone using my vehicle(s) of that. Since any lockout of my vehicle will be assessed against me, I accept responsibility for any lockouts of the vehicles I own.
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- 4) \_\_\_\_\_  
Initial I understand that a lockout will be reported to the Registry, and that in some cases, a single lockout will initiate a Registry hearing on my license, and, in other cases, two (2) lockouts will initiate a hearing. I also understand that, in cases where a single lockout does NOT by itself initiate a Registry hearing, I have 30 days from the date of lockout to appear before a Registry Hearings Officer to contest the lockout if I believe that the lockout should not be held against me. Failure to appeal a lockout within this 30 day period will extinguish all my right to contest the circumstances of this lockout at any future time or at any future Registry hearing.
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- 5) \_\_\_\_\_  
Initial I understand that each vehicle with an Ignition Interlock Device that I own, operate, or lease, must be brought into a service center within 30 days of the previous visit, or the unit(s) will "lock out" my vehicle(s). Upon a second lockout for a missed service visit, if cause is found after a hearing, my license will be revoked for the remainder of my hardship period, plus an additional 10 years. In the event my license has been fully reinstated, it will be revoked for 10 years.
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- 6) \_\_\_\_\_  
Initial I understand that it is a criminal offense to circumvent, interfere with, or tamper with a certified Ignition Interlock Device with the intent to disable such device, punishable by imprisonment in the house of correction for not less than 6 months nor more than 2 ½ years, or in State Prison for not less than 3 years nor more than 5 years.
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- 7) \_\_\_\_\_  
Initial I understand that having any other person blow into the Ignition Interlock Device, use any device other than my own mouth to provide a sample, or otherwise tamper with, remove, or compromise the Ignition Interlock Device in any way constitutes a violation of my restricted license. If cause is found after a hearing, my license will be revoked for the remainder of my hardship period, plus an additional 10 years. In the event my license has been fully reinstated, it will be revoked for 10 years.
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- 8) \_\_\_\_\_  
Initial I understand that a "failed test" is one with a blood alcohol concentration greater than .02. Two (2) failed tests between service periods will result in my vehicle being "locked out." Upon a second lockout for a failed test, if cause is found after a hearing, my license will be revoked for the remainder of my hardship period, plus an additional 10 years to lifetime. In the event my license has been fully reinstated, it will be revoked for 10 years to lifetime.
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- 9) \_\_\_\_\_  
Initial I understand that, after I start my vehicle, the Ignition Interlock Device will require one or more "rolling re-tests." When the Ignition Interlock Device alerts me to perform a rolling re-test, I will be required to do so within five (5) minutes. Failure to do so will cause a missed rolling re-test. Two missed rolling re-tests will result in a lockout of the vehicle. Two (2) lockouts, if cause is found after a hearing, my license will be revoked for the remainder of my hardship period, plus an additional 10 years. In the event my license has been fully reinstated, it will be revoked for 10 years.
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- 10) \_\_\_\_\_  
Initial I understand that I cannot operate a motorcycle, as Ignition Interlock Devices will NOT be installed on motorcycles. Motorcycle license must be downgraded to a class "D" license only. I will be required to take a full exam to obtain a new motorcycle license, once the interlock program is completed.
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- 11) \_\_\_\_\_  
Initial I understand that I may not have an Ignition Interlock Device removed without written, stamped authorization of the Registrar. To have a device(s) removed, all Ignition Interlock providers will require such authorization.
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- 12) \_\_\_\_\_  
Initial I understand that the early removal of the Ignition Interlock Device will result in an immediate revocation of my license. I may NOT operate any motor vehicle in the Commonwealth of Massachusetts, regardless of license status of another jurisdiction, until the interlock requirements as prescribed by Massachusetts law are fulfilled. I further acknowledge that any suspension or revocation time assessed during my interlock program will be added to the initial interlock term end date. Whenever my license/right to drive is suspended or revoked, I am no longer active in the program and will NOT receive credit toward the interlock program.
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- 13) \_\_\_\_\_  
Initial I understand that if my vehicle becomes disabled, totaled or repossessed it is my immediate responsibility to report to a hearings officer for an early removal. I will need to provide proof of new installation and complete new affidavits in order to continue time on program.
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- 14) \_\_\_\_\_  
Initial I acknowledge that a **warning** with a blood alcohol concentration **under a .021**, although not a violation, **may escalate to a violation** during operation if my blood alcohol level rises **due to prior consumption**. I acknowledge that a warning does not clear me of a violation.
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- 15) \_\_\_\_\_  
Initial I understand that ingestion of any alcoholic beverages within a reasonable period of time, prior to operation of a motor vehicle may result in breath test violations, **e.g. failed initial start-ups and failed rolling retests. Drinking the night before and operating the following morning may cause these violations.**
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- 16) \_\_\_\_\_  
Initial **I acknowledge that this affidavit must be returned to the RMV prior to approval in order to receive credit towards the interlock program.**
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- 17) \_\_\_\_\_  
Initial **I understand that in order to serve time on the program, I must restore the right to operate and acquire a permit or license.**
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- 18) \_\_\_\_\_  
Initial I understand that in order to participate in the **Ignition Interlock Program**, I must have an **active license/permit** from **Massachusetts** or an **active, unrestricted Out of State license**, and the **Ignition Interlock Vendor must be required to report to Massachusetts.**
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- 19) \_\_\_\_\_  
Initial I understand that in order to complete the **Ignition Interlock Program**, a review of my last **six (6) months** of the **Ignition Interlock Program** is required. This review must not contain any **lockouts**. If a **lockout** occurs during this time, my time on the **Ignition Interlock Program** will be **extended** an additional **six (6) months** from the most **recent** violation. **A final service visit is required before any request for removal of the device will be considered.**
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- 20) \_\_\_\_\_  
Initial **I have read the above terms and conditions, and agree to them. I understand that failure to abide by them will subject me to additional loss of license and potential criminal penalties as stated. I also understand that if any of the information provided by me is false or incorrect, my restricted license may be subject to revocation.**
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- 21) \_\_\_\_\_  
Initial **I also understand I have an ongoing obligation to notify the Registry of Motor Vehicles of any changes with my interlock status. Updated information shall include but is not limited to change of address, transfer to a new vehicle, adding an interlock device to an additional vehicle, totaled or disabled vehicles, additional licensed residents and changes in Interlock Vendor/Service providers.**

I certify under the penalty of perjury that the information I have provided is true and correct to the best of my knowledge.

Operator's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

## D. Notary Public Information

**Notarization:** On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, the undersigned personally appeared and swore under the penalties of perjury that the contents of the document are truthful and accurate to the best of his/her knowledge.

Signature of Notary Public: \_\_\_\_\_

### RMV Use Only

Hearings Office ID: \_\_\_\_\_ Date: \_\_\_\_\_