

ARTICLE 4. OPERATION OF MOTOR VEHICLES

Rule 1. Limitation on Operation of Motor Vehicles

25 IAC 4-1-1 Prohibition of the operation of state vehicles while under the influence of alcohol or controlled substance

Authority: IC 4-13-1-4; IC 4-13-1-7

Affected: IC 4-13-1-4; IC 7.1-1-3-5; IC 35-48-1-9

Sec. 1. (a) All state employees, with the exception of law enforcement officers carrying out authorized undercover operations, are prohibited from operating state vehicles at any time with any measurable amount of alcohol from alcoholic beverages as defined in IC 7.1-1-3-5 or controlled substances as defined in IC 35-48-1-9 in their bodies.

(b) Alcohol or controlled substance detection may be accomplished by any of the following methods:

(1) blood test;

(2) breathalyzer; or

(3) urinalysis.

(c) Any other reasonable method may also be used for detection of alcohol or controlled substances.

(d) The violation of this section shall result in appropriate actions being taken by the Indiana department of administration concerning operation of state vehicles, up to permanent revocation of an employee's authorization to operate a state vehicle.

(e) The Indiana department of administration will also refer the matter to the agency which employs the individual, for such actions that agency deems appropriate under the administrative policies and procedures implemented by the state personnel department or that agency.

(f) These sanctions in no way limit what actions could be undertaken through appropriate civil or criminal statutes. (*Indiana Department of Administration; 25 IAC 4-1-1; filed Mar 12, 1991, 3:35 p.m.: 14 IR 1610; readopted filed Nov 20, 2001, 9:30 a.m.: 25 IR 1265; readopted filed Aug 26, 2008, 8:31 a.m.: 20080910-IR-025080549RFA; readopted filed Oct 31, 2014, 1:19 p.m.: 20141126-IR-025140349RFA; errata filed Sep 9, 2020, 11:03 a.m.: 20200923-IR-025200471ACA; readopted filed Oct 20, 2020, 1:55 p.m.: 20201118-IR-025200463RFA*)

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