

Implied Consent Overview

The Implied Consent section of the GBI, in cooperation with the Georgia State Patrol, oversees the state's breath alcohol testing program. The responsibilities of the Implied Consent program include:

- Approving evidential breath testing devices
- Approving portable breath alcohol screening devices.
- Training and certifying breath testing device operators.
- Approving methods for breath testing.
- Ensuring that evidential breath testing instruments receive valid periodic inspections to ensure proper operation and calibration.
- Providing expert testimony regarding breath testing theory and procedures.



The Intoxilyzer 5000 is currently the only evidential breath testing instrument approved for use in the state of Georgia. There are over 500 active instruments statewide in over 158 counties.

The GBI approves the design of portable breath alcohol screening devices through a series of laboratory and field tests. The following devices are approved by the Division of Forensic Sciences for performing alcohol screening tests: the Alcolyzer manufactured by Intoximeter, Inc.; the Alco-Sensor, Alco-Sensor II, Alco-Sensor III and RBT utilizing the Alco-Sensor III, Alco-Sensor IV and the Alco-Sensor FST manufactured by Intoximeter, Inc.; the A.L.E.R.T. system manufactured by Alcohol Countermeasure System, Inc.; the CMI Model SD-2 manufactured by Lion; the CMI Model SD-5, Intoxilyzer Model 300 and Model 400 manufactured by CMI, Inc.; the Lifeloc Model FC10, FC10 Plus, and FC20 Alcohol Analyzer manufactured by Lifeloc Technologies, and the Alcotest 6510 and 6810 manufactured by Draeger Safety Inc.

The Implied Consent section certifies approximately 1000 new breath testing operators every year. This is done through a 16-hour course conducted at the Georgia Public Safety Training Center (GPSTC) in Forsyth, GA. Breath testing device operators are required to renew their breath testing permit once every four years. There are over 8,000 certified breath testing operators in the state of Georgia. Scheduling of students and classes is handled by the Division of Forensic Sciences. For information about the breath alcohol testing program or for class

reservations, see the Implied Consent section at webpage at the following link.
[Implied Consent Information](#)

Details of the approved method for breath testing can be found in OCGA 40-6-392 and **GBI Rule 92-3**. **GBI Rule 92-3** is on file with the Secretary of State's office.

Each evidential breath testing instrument is inspected for proper operation once every calendar quarter. Instrument inspections are performed by members of the Georgia State Patrol Implied Consent Unit under the guidelines of the GBI-DOFS. These area supervisors perform approximately 2000 quarterly inspections each year. A copy of the steps involved in these inspections can be found on the Implied Consent section of the GBI Crime Lab webpage, <http://dofs.gbi.georgia.gov/>.