

HIGH MEANS DUI STATE LAWS SUMMARY



MASSACHUSETTS (2016)

- It is illegal to drive while under the influence of marijuana in Massachusetts.
- In Massachusetts if marijuana in an automobile it must be kept in the trunk or inside a locked glove compartment.
- In Massachusetts, a person suspected of driving while *under the influence of alcohol* has, by virtue of driving in the state, consented to provide a sample of breath, blood, or urine to police for testing in order to determine the amount of alcohol in his or her system. However, implied consent law does not require that an individual suspected of *driving under the influence of marijuana or controlled substance* submit to a chemical test in order to screen for the presence of drugs in his or her body. Ergo, in Massachusetts a chemical sample from an accused person should only be given on a voluntarily basis, and no penalties or sanctions apply for refusal to submit to chemical testing for drugs.