

General Impairment

High Level of Impairment

Highest Level of Impairment

		1st offense	2nd offense	3rd & subsequent offense	4th subsequent offense
	<b>OLD LAW</b>	No penalties for .08 conviction	No penalties for .08 conviction	No penalties for .08 conviction	
	<b>NEW LAW</b> .08 TO .099 Incapable of safe driving	<ul style="list-style-type: none"> <li>- Upgraded misdemeanor</li> <li>- 6 months maximum probation</li> <li>- \$300 fine</li> <li>- Attend Alcohol Highway Safety School</li> <li>- CRN evaluation</li> <li>- Pending CRN, full assessment and compliance with D&amp;A treatment as part of sentencing</li> </ul>	<ul style="list-style-type: none"> <li>- Upgraded misdemeanor</li> <li>- 5 days minimum imprisonment</li> <li>- \$300 to \$2,500 fine</li> <li>- 12 month license suspension</li> <li>- Attend Alcohol Highway Safety School</li> <li>- Mandatory 1 year Ignition Interlock</li> <li>- CRN evaluation</li> <li>- Mandatory full D&amp;A assessment and compliance with D&amp;A treatment as condition of sentencing</li> </ul>	<ul style="list-style-type: none"> <li>- 2nd degree misdemeanor</li> <li>- 10 days minimum imprisonment</li> <li>- \$500 to \$5,000 fine</li> <li>- 12 month license suspension</li> <li>- Mandatory 1 year Ignition Interlock</li> <li>- CRN evaluation</li> <li>- Mandatory full D&amp;A assessment and compliance with D&amp;A treatment as condition of sentencing</li> </ul>	
	<b>OLD LAW</b> (penalties not linked to BAC level)	<ul style="list-style-type: none"> <li>- 2nd degree misdemeanor</li> <li>- 48 consecutive hours imprisonment</li> <li>- \$300 minimum fine</li> <li>- 12 month license suspension</li> <li>- Ignition Interlock Optional</li> <li>- Attend and completion of Alcohol Highway Safety School</li> <li>- CRN evaluation and possible treatment if court orders</li> </ul>	<ul style="list-style-type: none"> <li>- 2nd degree misdemeanor</li> <li>- 30 days minimum imprisonment</li> <li>- \$300 minimum fine</li> <li>- 12 month license suspension</li> <li>- Ignition Interlock Mandatory</li> <li>- CRN evaluation</li> <li>- Mandatory treatment</li> </ul>	<ul style="list-style-type: none"> <li>- 1st degree misdemeanor</li> <li>- 90 days minimum imprisonment</li> <li>- \$300 minimum fine</li> <li>- 12 month license suspension</li> <li>- Ignition Interlock Mandatory</li> <li>- CRN evaluation</li> <li>- Mandatory treatment</li> </ul>	<ul style="list-style-type: none"> <li>- 1st degree misdemeanor</li> <li>- 1 year minimum imprisonment</li> <li>- \$300 minimum fine</li> <li>- 12 month license suspension</li> <li>- Ignition Interlock</li> <li>- CRN evaluation</li> <li>- Mandatory treatment</li> </ul>
	<b>NEW LAW</b> .10 to .159 Incapable of safe driving with crash/injuries Minors (.02) CDL drivers (.04) and school bus/vehicle drivers (.02)	<ul style="list-style-type: none"> <li>- Upgraded misdemeanor</li> <li>- 72 consecutive hours imprisonment</li> <li>- \$500 to \$5,000 fine</li> <li>- 12 month license suspension</li> <li>- Attend Alcohol Highway Safety School</li> <li>- CRN evaluation</li> <li>- Pending CRN, full assessment and compliance with D&amp;A treatment as part of sentencing</li> </ul>	<ul style="list-style-type: none"> <li>- Upgraded misdemeanor</li> <li>- 30 days minimum imprisonment</li> <li>- \$750 to \$5,000 fine</li> <li>- 12 month license suspension</li> <li>- Attend Alcohol Highway Safety School</li> <li>- Mandatory 1 year Ignition Interlock</li> <li>- CRN evaluation</li> <li>- Mandatory full D&amp;A assessment and compliance with D&amp;A treatment as condition of sentencing</li> </ul>	<ul style="list-style-type: none"> <li>- 1st degree misdemeanor</li> <li>- 120 days minimum imprisonment</li> <li>- \$1,500 to \$10,000 fine</li> <li>- 24 month license suspension</li> <li>- Mandatory 1 year Ignition Interlock</li> <li>- CRN evaluation</li> <li>- Mandatory full D&amp;A assessment and compliance with D&amp;A treatment as condition of sentencing</li> </ul>	<ul style="list-style-type: none"> <li>- 1st degree misdemeanor</li> <li>- 1 year minimum imprisonment</li> <li>- \$1,500 to \$10,000 fine</li> <li>- 24 month license suspension</li> <li>- Mandatory 1 year Ignition Interlock</li> <li>- CRN evaluation</li> <li>- Mandatory full D&amp;A assessment and compliance with D&amp;A treatment as condition of sentencing</li> </ul>
	<b>NEW LAW</b> .16 and higher Controlled Substances Incapable of safe driving after refusing testing	<ul style="list-style-type: none"> <li>- Upgraded misdemeanor</li> <li>- 5 consecutive days minimum imprisonment</li> <li>- \$1,000 to \$5,000 fine</li> <li>- 12 month license suspension</li> <li>- Attend Alcohol Highway Safety School</li> <li>- CRN evaluation</li> <li>- Mandatory full D&amp;A assessment and compliance with D&amp;A treatment as condition of sentencing</li> </ul>	<ul style="list-style-type: none"> <li>- 1st degree misdemeanor</li> <li>- 90 days minimum imprisonment</li> <li>- \$1,500 minimum fine</li> <li>- 24 month license suspension</li> <li>- Attend Alcohol Highway Safety School</li> <li>- Mandatory 1 year Ignition Interlock</li> <li>- CRN evaluation</li> <li>- Mandatory full D&amp;A assessment and compliance with D&amp;A treatment as condition of sentencing</li> </ul>	<ul style="list-style-type: none"> <li>- 1st degree misdemeanor</li> <li>- 1 year minimum imprisonment</li> <li>- \$2,500 minimum fine</li> <li>- 24 month license suspension</li> <li>- Mandatory 1 year Ignition Interlock</li> <li>- CRN evaluation</li> <li>- Mandatory full D&amp;A assessment and compliance with D&amp;A treatment as condition of sentencing</li> </ul>	