

Drunk Driving Offenses

Note Possible penalties are dependent on case facts and the sentencing guidelines. Sentencing maximums may be increased if there are prior offenses

OFFENSE

POSSIBLE PENALTY

Operating While Intoxicated (OWI)

Misdemeanor



- Up to 93 days in jail
- 24 months probation
- Up to \$500 fine
- 360 hours of community service
- 6 points on Driver's license
- 30 day suspension

Operating While Intoxicated Second (2nd) Offense

Misdemeanor



- Up to 1 year in jail
- up to \$1000 fine
- Up to 90 days community service
- Mandatory Vehicle Immobilization

Operating While Intoxicated Third (3rd) Offense

Felony



- Up to five years in prison
- Up to \$2,000.00 fine
- Up to 180 days community service
- Mandatory Vehicle Immobilization

Operating While Visibly Impaired, (OWVI) 1st Offense

Misdemeanor



- Up to 93 days in jail
- 360 hours community service
- Up to \$300 fine
- Possible Vehicle Immobilization

OWVI 2nd Offense

Misdemeanor



- Up to 1 year in jail
- Up to 90 days community service
- Mandatory Vehicle Immobilization

OWVI 3rd Offense

Felony



- Up to 5 years in prison
- Up to 1 yr probation w/ Jail
- Up to 180 days community service
- Mandatory Vehicle Immobilization

Unlawful Bodily Alcohol Content/Level ((UBAC/UBAL)

Misdemeanor



- Up to 93 days in jail
- 360 Hours Community Service
- Up to \$500 Fines

UBAC/UBAL 2nd Offense

Misdemeanor



- Up to 1 year in jail
- 360 hours community service
- Up to \$1000 in fines

OWI Causing Serious Injury

Felony



- Up to 5 years in prison
- Up to \$5000 in fines
- Mandatory Vehicle Immobilization

OWI Causing Death

Felony



- Up to 15 years in prison
- Up to \$10,000 in fines
- Mandatory Vehicle Immobilization