

## Driver License Sanctions and Sentencing Requirements for Driving Under the Influence (DUI) and Alcohol Related Offenses

Effective July 1, 2009, Senate Bill 272 Second Substitute, increases the driver license suspension periods for certain driving under the influence offenses committed on or after July 1, 2009.

The changes include:

- For a person 21 years of age or older on the date of arrest, who has violated certain driving under the influence or alcohol related offenses for the first time, the suspension period changed from 90 days to 120 days.
- For a person 21 years of age or older on the date of arrest, who has violated certain driving under the influence or alcohol related offenses two or more times, the revocation period changed from one (1) year to two (2) years.
- For a person who is 21 years of age or older, who refuses to submit to a chemical test, and who has a previous license sanction for certain alcohol related offenses, the revocation period changed from 24 months to a period of 36 months.
- For a person under 21 years of age on the date of arrest, who has violated certain driving under the influence provisions for the first time, the suspension period changed from 90 days to 120 days or until the person is 21 years of age, whichever is longer.
- For a person who is under 21 years of age on the date of arrest, who has violated certain driving under the influence provisions two or more times, the revocation period changed from one (1) year to two (2) years or until the person is 21 years of age, whichever is longer.
- For a person who is under 21 years of age and who refuses to submit to a chemical test, the revocation period changed from 18 months to 18 months or until the person is 21 years of age, whichever is longer.
- For a person who is under 21 years of age who refuses to submit to a chemical test, and who has a previous license sanctions for certain alcohol related offenses, the revocation period changed from 24 months to 36 months or until the person is 21 years of age, whichever is longer.
- A person is an interlock restricted driver if the person, within the last 18 months, has been convicted of a driving under the influence violation.
- The court is required to order a minor's driver license suspended for a period of one year if the minor violated certain alcohol related offenses for the first time and the violation was committed on or after July 1, 2009.
- The court may reduce a minor's license suspension for certain alcohol related offenses if the violation is the minor's first violation and the minor completes an educational series obtained at a substance abuse program that is approved by the Division of Substance Abuse and Mental Health.
- The court is required to order a minor's driver license suspended for a period of two (2) years for a second or subsequent violation of certain alcohol related offenses and the violation was committed on or after July 1, 2009.
- For a second or subsequent violation of certain alcohol related offenses, a court shall order a minor to participate in an educational series obtained at a substance abuse program that is approved by the Division of Substance Abuse and Mental Health.