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FIRST CONVICTION: MISDEMEANOR
Mandatory

- Ignition Interlock and license revocation for 1 year
- Community service, minimum 24 hours
- Mandatory fees
- DWI school
- Alcohol screening

Aggravated Penalties First Conviction

(BAC .16% or above, refusal to take BAC test or cause bodily injury while DWI)

Additional 48 hours jail, if convicted of aggravated DWI

Other

- Judge may sentence up to 90 days jail
- Fine up to \$500
- Judicial discretion: Treatment and up to 1 year probation
- Mandatory 48 hours jail for probation violation

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SECOND CONVICTION: MISDEMEANOR
Mandatory

- 96 hours jail, judge may sentence up to 364 days jail
- Mandatory fine \$500
- Mandatory fees
- Ignition Interlock and license revocation for 2 years
- Treatment
- Alcohol Screening
- Community service, minimum 48 hours

Aggravated Penalties Second Conviction

Additional 96 hours jail, if convicted of aggravated DWI

Other

- Mandatory 7 days jail, if offender fails to comply with sentence
- Judicial discretion: Probation up to 5 years

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THIRD CONVICTION: MISDEMEANOR
Mandatory

- 30 days jail, judge may sentence up to 364 days jail
- Mandatory fine \$750
- Mandatory fees
- Ignition Interlock and license revocation for 3 years
- Treatment
- Alcohol Screening
- Community service, minimum 96 hours

Aggravated Penalties Third Conviction

Additional 60 consecutive days jail, if convicted of aggravated DWI.

Other

- Mandatory 60 days jail, if offender fails to comply with sentence
- Judicial discretion: Probation up to 5 years

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FOURTH CONVICTION: FELONY (FOURTH DEGREE)
Mandatory

- 6 months prison, judge may sentence up to 18 months in prison
- Mandatory fees
- Ignition Interlock and license revocation for lifetime
- Treatment
- Alcohol Screening

Other

- Maximum fine \$5,000
- Offender may apply for restoration of license after 5 years, if not subsequently convicted of DWI

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FIFTH CONVICTION: FELONY (FOURTH DEGREE)
Mandatory

- 1 year prison, judge may sentence up to 2 years in prison
- Mandatory fees
- Ignition Interlock and license revocation for lifetime
- Treatment
- Alcohol Screening

Other