

Updated Driver License Administrative Sanctions Using New Technology

Overview of Strengthened DWI Sanctions Law — Effective July 1, 2011

The Impaired Driving Epidemic

Impaired driving remains a serious threat on Minnesota roads, accounting for one-third of all traffic deaths annually. One in seven Minnesota drivers has a DWI on record and 40 percent of those will re-offend. Further, each year, 40,000 Minnesotans are convicted driving with an invalid license.

Strengthened Sanctions

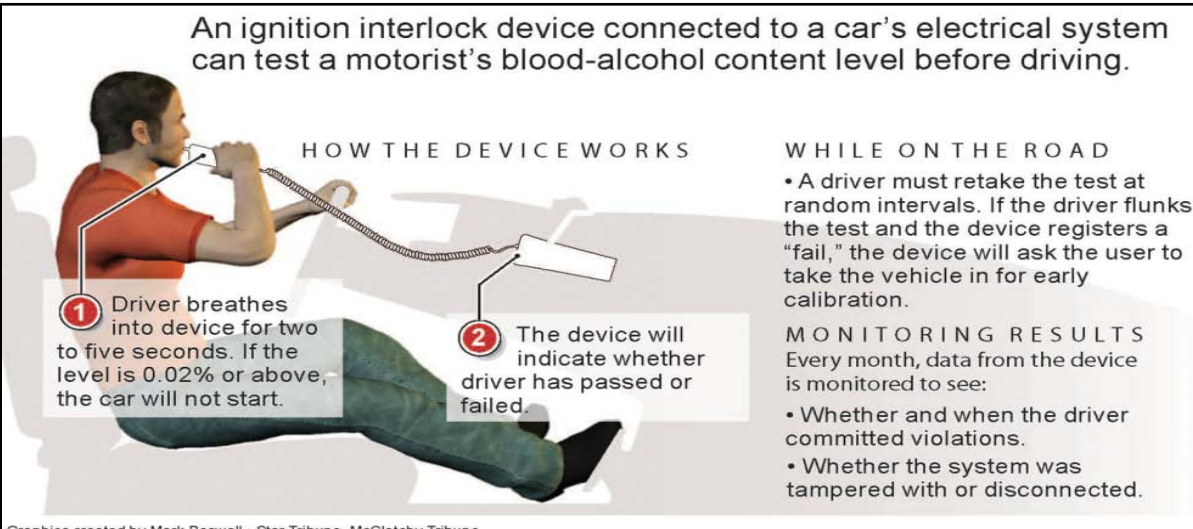
- First-time DWI offenders with a 0.16 and above alcohol-concentration level and all repeat DWI offenders will be required to have ignition interlock devices installed on any vehicle they drive.
- First-time DWI offenders with a 0.16 and above alcohol concentration level and all repeat DWI offenders that choose not to use ignition interlocks will not have driving privileges ranging from one year to six years, depending on offense level.
- Interlock users will regain full driving privileges immediately after the offense, ensuring they are driving with a valid license and not a threat on the roadway.
- Interlock will be used to monitor chronic DWI offenders to verify reinstatement requirements.

Benefits

- Safer roads and reduced criminal justice costs through the use of ignition interlock on high-risk drivers. Interlocks stop DWI offenders from driving after drinking and prevent re-arrests.
- Creates a method for offenders to obtain a valid driver's license — 75 percent of DWI offenders drive illegally after arrested.
- Encourages behavior modification and rehabilitation.

Ignition Interlock — A Proven Tool to Prevent Impaired Driving

An ignition interlock device connected to a car's electrical system can test a motorist's blood-alcohol content level before driving.



HOW THE DEVICE WORKS

- 1 Driver breathes into device for two to five seconds. If the level is 0.02% or above, the car will not start.
- 2 The device will indicate whether driver has passed or failed.

WHILE ON THE ROAD

- A driver must retake the test at random intervals. If the driver flunks the test and the device registers a "fail," the device will ask the user to take the vehicle in for early calibration.

MONITORING RESULTS

Every month, data from the device is monitored to see:

- Whether and when the driver committed violations.
- Whether the system was tampered with or disconnected.

Graphics created by Mark Boswell • Star Tribune, McClatchy Tribune

Offense	Current Law	New Law — Effective July 1, 2011
First-Time Offender	<ul style="list-style-type: none"> • 3 month revocation of driving privileges. • 15 days no driving privileges and a limited license provided for remaining revocation period. 	<ul style="list-style-type: none"> • 3 month revocation of driving privileges. • Driver has a choice of the following: <ol style="list-style-type: none"> 1. 15 days no driving privileges and a limited license provided for remaining revocation period. 2. Full driving privileges provided for the revocation period with the use of ignition interlock.
First-Time Offender Test Refusal	<ul style="list-style-type: none"> • 1 year revocation of driving privileges. • 15 days no driving privileges and a limited license provided for remaining revocation period. 	<ul style="list-style-type: none"> • 1 year revocation of driving privileges. • Driver has a choice of the following: <ol style="list-style-type: none"> 1. 15 days no driving privileges and a limited license provided for remaining revocation period. 2. Full driving privileges provided for the revocation period with the use of ignition interlock.
First-Time Offender High Alcohol Concentration	<p>0.20 alcohol-concentration level</p> <ul style="list-style-type: none"> • 6 months revocation of driving privileges. • 30 days no driving privileges and a limited license provided for remaining revocation period. 	<p>0.16 alcohol concentration level</p> <ul style="list-style-type: none"> • 1 year revocation of driving privileges. • Full driving privileges provided with the use of ignition interlock.
Second-Time Offender	<ul style="list-style-type: none"> • 6 months revocation of driving privileges. • 90 days no driving privileges. • Limited license provided for remaining revocation period. 	<ul style="list-style-type: none"> • 1 year revocation of driving privileges. • Full driving privileges provided for revocation period with the use of ignition interlock.
Second-Time Offender High Alcohol Concentration or Test Refusal	<p>0.20 alcohol-concentration level</p> <ul style="list-style-type: none"> • 1 year revocation of driving privileges. • 6 months no driving privileges. • Limited license provided for remaining revocation period. 	<p>0.16 alcohol-concentration level</p> <ul style="list-style-type: none"> • 2 year revocation of driving privileges. • Full driving privileges provided for revocation period with the use of ignition interlock.
Third, Fourth Fifth and Subsequent Offenses (Length of time is dependent on number of offenses)	<ul style="list-style-type: none"> • 1, 3, or 6 years revocation /cancellation of driving privileges (based on number of times the person completed rehabilitation/reinstated a license).* • No driving privileges. <p>Conditions of reinstatement</p> <ul style="list-style-type: none"> • 1, 3 or 6 years demonstration of no alcohol or controlled substances use. • Completion of treatment. • Verified by five letters and AA attendance. • Life-long restriction of no alcohol or controlled substance use. 	<ul style="list-style-type: none"> • 3, 4 or 6 years revocation /cancellation of driving privileges.* • 1 year limited license provided with the use of ignition interlock. • 2, 3 or 5 years full driving privileges with the use of ignition interlock. <p>Conditions of Reinstatement</p> <ul style="list-style-type: none"> • 3, 4 or 6 years demonstration of no alcohol or controlled substances use. • Completion of treatment. • Verified by 3 years of ignition interlock. • 10 year restriction of no alcohol or controlled substance use (may remove if compliant for 10-year period). <p><i>*Time may be extended if alcohol use is detected</i></p>