

10th Judicial District OWI Guidelines

Effective for offenses on or after July 14, 2015

No.	BAC	Minimum Driving & No Accident			Aggravated Driving			Other	
		Fine	Jail Days	Rev Mos	Fine	Jail Days	Rev Mos	Occ. Wait	IID?
1 st	Below .15 Restricted Controlled Substance	\$811.50		6	\$874.50		7	0	No
	.15 - .199	\$924.50		7	\$987.50		8	0	Yes
	.20 + or Refusal	\$987.50		8	\$1050.50		9	0	Yes
1 st w/ minor under 16	Below .15 Restricted Controlled Substance	\$1,429.00	10	12	\$1,492.00	30	14	0	No
	.15 - .199	\$1,492.00	10	14	\$1,555.00	40	16	0	Yes
	.20 + or Refusal	\$1,555.00	20	16	\$1,618.00	60	18	0	Yes
2 nd	Below .15 Restricted Controlled Substance	\$1,429.00	10	12	\$1,492.00	30	14	45 Days	Yes
	.15 - .199	\$1,492.00	10	14	\$1,555.00	40	16	45	Yes
	.20 + or Refusal	\$1,555.00	20	16	\$1,618.00	60	18	45	Yes
2 nd w/ minor under 16	.Below .15 Restricted Controlled Substance	\$1,870.00	20	12	\$1,996.00	60	14	45 Days	Yes
	.15 - .199	\$1,996.00	20	14	\$2,122.00	80	16	45	Yes
	.20 + or Refusal	\$2,122.00	40	16	\$2,248.00	120	18	45	Yes
3 rd	Below .15 Restricted Controlled Substance	\$1,744.00	60	24	\$1,807.00	80	27	45 Days	Yes
	.15 - .199	\$2,502.00	80	27	\$2,629.00	110	30	45	Yes
	.20 - .249 or Refuse	\$3,264.00	110	30	\$3,391.00	140	30	45	Yes
	.25 +	\$4,026.00	110	30	\$4,153.00	140	30	45	Yes
4 th	Below .08 Restricted Controlled Substance	\$1,744.00	150	27	\$1,807.00	170	30	45	Yes
	.08 - .149	\$2,122.00	230	27	\$2,185.00	270	30	45	Yes
	.15 - .199	\$2,502.00	270	30	\$2,629.00	330	33	45	Yes
	.20 - .249 or Refuse	\$3,264.00	330	33	\$3,391.00	350	36	45	Yes
	.25 +	\$4,026.00	330	33	\$4,153.00	350	36	45	Yes

- The IID surcharge of \$50 is included on all fines **except** for 1st offenses with a BAC below .15. If the court does not impose IID, the \$50 must be subtracted from the total fine.
- IID (Ignition Interlock Device) is **MANDATORY** for all vehicles registered in defendant's name §343.301(1g), **unless** doing so would cause a financial hardship. §343.301(1m). Immobilization is no longer an option.
- **Probation:** Available for 2nd (2 yrs), 3rd (2 yrs), and 4th (3 yrs) offenses if at least the minimum mandatory jail is imposed as a condition. §973.09(1) (d) & § 973.09(2) (am).
- **DNA surcharge:** Court **must** impose in all cases: **\$250/felony; \$200/misdemeanor.** §973.046(1r). *Chart only reflects misdemeanor DNA surcharge for 4th offense.
- Court **prohibited** from staying sentences for 3rd and subsequent offenses. §973.15(8) (a) 3.
- **TOTAL REVOCATION PERIOD = JAIL + REVOCATION.** §343.305 (10g)