

## LEGAL INFORMATION ON PUNISHMENTS, FINES, FEES, ETC., FOR ALL DUI AND AGG. DUI CONVICTIONS

*Note: ALL types of DUI related surcharges cannot be waived - §28-1389. Fines & Fees are listed in the respective statutes (§28-1381 - §28-1383); Surcharges are listed in §12-116.01, §12-116.02, §12-116.04 & §16-954; Time Payment Fee is stated in §12-116; Probation Fee is stated in §12-114.01*

### All Information in this Guide Applies from December 31, 2011 - Present

	CHARGE	INCARCERATION	FINES & FEES	DRIVERS LICENSE	OTHER TERMS
<b>1<sup>st</sup> Time Misdemeanor DUI</b>	<p>1<sup>st</sup> Time Regular DUI §28-1381</p> <p><i>Can be either:</i></p> <ul style="list-style-type: none"> <li>• Impaired to the Slightest Degree</li> <li>• Above a .08</li> <li>• Any drug</li> <li>• Any drug metabolite</li> <li>• Vapor releasing substance</li> </ul>	<p><b>RANGE:</b> 1 day – 6 months jail</p> <p><b>MINIMUM:</b> 10 days jail, but 9 may be suspended if successfully complete alcohol classes or Continuous Alcohol Monitoring Program. (§28-1381(I)(1))</p> <p>Must serve 1 day in jail first. Other 9 days to be served if don't complete alcohol classes.</p> <p>May be eligible for HD or CAM after serving one day in jail, if sentence is longer than one day. (§9-499.07 / §11-251.15 / §11-459)**</p>	<p>\$250 Fine \$207.50 Surcharge \$500 Prison Fund \$500 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p style="text-align: right;">= \$1,510.50</p> <p>† If commission date on or after 7/20/11</p>	<p>Nothing beyond Admin Per Se: 30 days complete suspension; then 60 days restricted driving permit (to/from work/school) in MVD's discretion (§28-1387(D)&amp; (E))</p> <div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 5px auto;"> <p>If DUI drugs, revoked 1 year However, can eliminate Ignition Interlock if Judge writes "No Alcohol Education or Treatment Required," and pleas to 28-1381(A)(3) only.</p> </div> <p>D must do screening and pay to get privilege to drive reinstated after end of suspension. D should also go to MVD after case ends.</p>	<ul style="list-style-type: none"> <li>• Possible Probation up to 5 years (§13-902(B)(1) &amp; 28-1387(F))</li> <li>• Alcohol / Drug Screening &amp; Classes (§28-1381(J))</li> <li>• Possible community service</li> <li>• Pay for jail incarceration (can be eliminated or reduced pursuant to §28-1444)</li> <li>• Possible monthly probation fees (§31-466(a))</li> <li>• Possible SR22 insurance</li> <li>• 1 year IID. Can be reduced to 6 months or eliminated for med or employment (§28-3319) with Continuous Alcohol Monitoring</li> </ul>
<b>2<sup>nd</sup> Time Misdemeanor DUI</b>	<p>2<sup>nd</sup> Time Regular DUI §28-1381</p> <p><i>DUI above a .08 BAC (but less than .15)</i></p> <p>Must be within 84 months of date of 1st DUI commission date (can be before or after present case (§28-1381(M))</p>	<p><b>RANGE:</b> 6 days – 6 months jail (theoretically)</p> <p><b>MINIMUM:</b> 90 days jail, but 60 may be suspended if successfully complete alcohol classes. Remainder 60 days must be served if don't complete alcohol classes. (§28-1381(K)(1))</p> <p>May be eligible for Continuous Alcohol Monitoring Program or Home Detention after serving 20% of "initial term of incarceration." (§9-499.07 / §11-251.15 / §11-459)**</p> <p>Work Furlough / Work Release Eligible after 48 hours. (§28-1387(c))*</p>	<p>\$500 Fine \$415 Surcharge \$1250 Prison Fund \$1250 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p style="text-align: right;">= \$3,468</p> <p>† If commission date on or after 7/20/11</p>	<p>Revocation for one year</p> <p>Can get restricted IID License after 45 days in MVD's discretion (§28-1381(O) &amp; §28-1401 &amp; §28-1402)</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension. Defendant should also go into MVD after case ends, even if they previously reinstated their license.</p>	<ul style="list-style-type: none"> <li>• Possible Probation up to 5 years (§13-902(B)(1) &amp; 28-1387(F))</li> <li>• Alcohol / Drug Screening &amp; Classes (§28-1381(L))</li> <li>• 30+ hours of community service (§28-1381(K)(3))</li> <li>• Pay for jail incarceration (can be eliminated or reduced pursuant to §28-1444)</li> <li>• Possible Monthly probation fees (§31-466)</li> <li>• Possible SR22 insurance</li> <li>• 1 year Interlock Device. Can be eliminated for med or employment (§28-3319)</li> </ul>

\* Superior Courts: Can get 6 days Work / School Furlough if: No communicable diseases / Have job/school or can get job / Can get to job/school w/o driving / No assault or violence conviction / U.S. Citizen or Legal Resident. Ask Court to ORDER into Work Furlough. Work Release unlikely

\* City Courts: Can get Work Release

\*\* Superior Courts: Can get Home Detention or CAM (if established). Will have to pay for it.

\*\* City Courts: Can get Home Detention or CAM (if established). Will have to pay for it.



	CHARGE	INCARCERATION	FINES & FEES	DRIVERS LICENSE	OTHER TERMS
<b>1<sup>st</sup> Time Extreme Misdemeanor DUI</b>	<p>1<sup>st</sup> Time Extreme DUI §28-1382</p> <p><i>DUI above a .15 BAC (but less than .20)</i></p>	<p><b>RANGE:</b> 1 day – 6 months jail (theoretically)</p> <p><b>MINIMUM:</b> 30 days jail, but 21 may be suspended if install Ignition Interlock Device on vehicle for 12 months. (§28-1382(D)(1)) &amp; (I)</p> <p>Work Furlough / Work Release Eligible after 48 hours. (§28-1387(c))*</p> <p>May be eligible for Continuous Alcohol Monitoring Program or Home Detention after serving 20% of "initial term of incarceration." (§9-499.07 / §11-251.15 / §11-459)**</p>	<p>\$250 Fine \$207.50 Surcharge \$250 DUI Fund \$1000 Prison Fund \$1000 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p>= \$2,760.50</p> <p>† <i>If commission date on or after 7/20/11</i></p>	<p>Nothing beyond Admin Per Se: 30 day full suspension; then 60 days restricted driving permit (to/from work/school) in MVD's discretion (§28-1387(D) &amp; (E))</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension. Defendant should also go into MVD after <u>case</u> ends, even if they previously reinstated their license.</p>	<ul style="list-style-type: none"> <li>• Possible Probation up to 5 years (§13-902(B)(1) &amp; 28-1387(F))</li> <li>• Alcohol / Drug Screening &amp; Classes (§28-1381(J))</li> <li>• Possible community service</li> <li>• Pay for jail incarceration (can be eliminated or reduced pursuant to §28-1444)</li> <li>• Possible monthly probation fees (§31-466(a))</li> <li>• Possible SR22 insurance</li> <li>• 1 year Interlock Device. Can be eliminated for med or employment (§28-3319)</li> </ul>
<b>2<sup>nd</sup> Time Extreme Misdemeanor DUI</b>	<p>2<sup>nd</sup> Time Extreme DUI §28-1382</p> <p><i>DUI above a .15 BAC (but less than .20)</i></p> <p>Must be within 84 months of commission date of ANY other DUI commission date (can be before or after present case (§28-1382(F))</p>	<p><b>RANGE:</b> 24 days – 6 months jail</p> <p><b>MINIMUM:</b> 120 days jail (§28-1382(E)(1))</p> <p>Work Furlough / Work Release Eligible after 48 hours (§28-1387(c))*</p> <p>May be eligible for Continuous Alcohol Monitoring Program or Home Detention after serving 20% of "initial term of incarceration." (§9-499.07 / §11-251.15 / §11-459)**</p>	<p>\$500 Fine \$415 Surcharge \$250 DUI Fund \$1250 Prison Fund \$1250 Public Safety Equip. Fund \$20 Time Pay Fee \$10 Probation Fee \$13 Assessment †</p> <p>= \$3,718</p> <p>† <i>If commission date on or after 7/20/11</i></p>	<p>Revocation for one year</p> <p>Can get restricted IID License after 45 days in MVD's discretion (§28-1381(O) &amp; §28-1401 &amp; §28-1402)</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension. Defendant should also go into MVD after <u>case</u> ends, even if they previously reinstated their license.</p>	<ul style="list-style-type: none"> <li>• Possible Probation up to 5 years (§13-902(B)(1) &amp; 28-1387(F))</li> <li>• Alcohol / Drug Screening &amp; Classes (§28-1381(J))</li> <li>• 30+ hours of community service (§28-1381(K)(3))</li> <li>• Pay for jail incarceration (can be eliminated or reduced pursuant to §28-1444)</li> <li>• Possible monthly probation fees (§31-466)</li> <li>• Possible SR22 insurance</li> <li>• 1 year Interlock Device. Can be eliminated for med or employment (§28-3319)</li> </ul>

\* **Superior Courts:** Can get 6 days Work / School Furlough if: No communicable diseases / Have job/school or can get job / Can get to job/school w/o driving / No assault or violence conviction / U.S. Citizen or Legal Resident. Ask Court to *ORDER* into Work Furlough. Work Release unlikely

\* **City Courts:** Can get Work Release

\*\* **Superior Courts:** Can get Home Detention or CAM (if established). Will have to pay for it.

\*\* **City Courts:** Can get Home Detention or CAM (if established). Will have to pay for it.



	CHARGE	INCARCERATION	FINES & FEES	DRIVERS LICENSE	OTHER TERMS
<b>1<sup>st</sup> Time Super Extreme Misdemeanor DUI</b>	<p>1<sup>st</sup> Time Super Extreme DUI §28-1382</p> <p><i>DUI above a .20 BAC</i></p>	<p><b>RANGE:</b> 2 days – 6 months jail (theoretically)</p> <p><b>MINIMUM:</b> 45 days jail, but 31 may be suspended if install Ignition Interlock Device on vehicle for 12 months. (§28-1382(D(1)) &amp; (I))</p> <p>Work Furlough / Work Release Eligible after 48 hours. (§28-1387(c))*</p> <p>May be eligible for Continuous Alcohol Monitoring Program or Home Detention after serving 20% of "initial term of incarceration." (§9-499.07 / §11-251.15 / §11-459)**</p>	<p>\$500 Fine \$415 Surcharge \$250 DUI Fund \$1000 Prison Fund \$1000 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p style="text-align: right;">= \$3,218</p> <p>† <i>If commission date on or after 7/20/11</i></p>	<p>Nothing beyond Admin Per Se: 30 day full suspension; then 60 days restricted driving permit (to/from work/school) in MVD's discretion (§28-1387(D)&amp;(E))</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension. Defendant should also go into MVD after <u>case</u> ends, even if they previously reinstated their license.</p>	<ul style="list-style-type: none"> <li>• Possible Probation up to 5 years (§13-902(B)(1) &amp; 28-1387(F))</li> <li>• Alcohol / Drug Screening &amp; Classes (§28-1381(J))</li> <li>• Possible community service</li> <li>• Pay for jail incarceration (can be eliminated or reduced pursuant to §28-1444)</li> <li>• Possible monthly probation fees (§31-466)</li> <li>• Possible SR22 insurance</li> <li>• 18 month Interlock Device. Can be eliminated for med or employment (§28-3319)</li> </ul>
<b>2<sup>nd</sup> Time Super Extreme Misdemeanor DUI</b>	<p>2<sup>nd</sup> Time Super Extreme DUI §28-1382</p> <p><i>DUI above a .20 BAC</i></p> <p>Must be within 84 months of ANY DUI commission date (can be before or after present case)</p>	<p><b>RANGE:</b> 36 days – 6 months jail</p> <p><b>MINIMUM:</b> 180 days jail, at least 90 days of which must be served consecutively, but must serve entire sentence.</p> <p>Work Furlough / Work Release Eligible after 48 hours. (§28-1387(c))*</p> <p>May be eligible for Continuous Alcohol Monitoring Program or Home Detention after serving 20% of "initial term of incarceration." (§9-499.07 / §11-251.15 / §11-459)**</p>	<p>\$1000 Fine \$830 Surcharge \$250 DUI Fund \$1250 Prison Fund \$1250 State General Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p style="text-align: right;">= \$4,633</p> <p>† <i>If commission date on or after 7/20/11</i></p>	<p>Revocation for one year</p> <p>Can get restricted IID License after 45 days in MVD's discretion (§28-1381(O) &amp; §28-1401 &amp; §28-1402)</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension. Defendant should also go into MVD after <u>case</u> ends, even if they previously reinstated their license.</p>	<ul style="list-style-type: none"> <li>• Possible Probation up to 5 years (§13-902(B)(1) &amp; 28-1387(F))</li> <li>• Alcohol / Drug Screening &amp; Classes (§28-1381(J))</li> <li>• 30+ hours of community service (§28-1381(K)(3))</li> <li>• Pay for jail incarceration (can be eliminated or reduced pursuant to §28-1444)</li> <li>• Possible monthly probation fees (§31-466)</li> <li>• Possible SR22 insurance</li> <li>• 2 years Interlock Device. Can be eliminated for med or employment (§28-3319)</li> </ul>

\* **Superior Courts:** Can get 6 days Work / School Furlough if: No communicable diseases / Have job/school or can get job / Can get to job/school w/o driving / No assault or violence conviction / U.S. Citizen or Legal Resident. Ask Court to *ORDER* into Work Furlough. Work Release unlikely

\*\* **Superior Courts:** Can get Home Detention or CAM (if established). Will have to pay for it.

\* **City Courts:** Can get Work Release

\*\* **City Courts:** Can get Home Detention or CAM (if established). Will have to pay for it.



	CHARGE	INCARCERATION	FINES & FEES	DRIVERS LICENSE	OTHER TERMS
Aggravated DUI – “Kid in Car” Class 6 Felony – No Prior Felonies	<p>Agg. DUI §28-1383(A)(3) “Kid in Car” (Younger than 15)</p> <p>With <b>no</b> prior felony convictions</p> <p>Can be either:</p> <ul style="list-style-type: none"> <li>• Impaired to the Slightest Degree</li> <li>• Above a .08</li> <li>• Any drug</li> <li>• Any drug metabolite</li> <li>• Vapor releasing substance</li> </ul>	<p><b>RANGE:</b> 1 day jail (+ up to 10 years of supervised probation) – .33 – .5 – 1 – 1.5 – 2 years DOC (§13-902(B)(2) &amp; §28-1383(F) &amp; §13-702(D))</p> <p><b>MINIMUM:</b> 10 days jail, but 9 may be suspended if successfully complete alcohol classes. (§28-1381(D)(1))</p> <div style="border: 1px solid black; padding: 5px; margin: 5px 0;"> <p><i>Jail term follows statutory requirements for Misdemeanor DUIs. Can be sentenced to Regular DUI Class 6; Extreme DUI Class 6; or Super Extreme DUI Class 6, as well as 2<sup>nd</sup> Time offenses of any of the above</i></p> </div> <p>Work Furlough / Work Release eligible if sentenced to jail for more than one or two days.*</p>	<p>\$250 Fee \$750 Fine \$622.50 Surcharge \$1500 Prison Fund \$1500 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p style="text-align: right;">= \$4,675.50</p> <p>† If commission date on or after 7/20/11</p>	<p>1-year license revocation, which begins upon conviction (§28-1383(J)(1)).</p> <p>Can get restricted IID License in MVDs discretion (§28-1401 &amp; §28-1402)</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension.</p>	<ul style="list-style-type: none"> <li>• Probation up to 10 years <i>if jail sentence</i> (§13-902(B)(2))</li> <li>• Alcohol / Drug Screening &amp; Classes – §28-1387(B)</li> <li>• Possible community service</li> <li>• Monthly probation fees – usually \$65/month - §31-466(a)</li> <li>• Possible SR22 insurance</li> <li>• 1 year Interlock for Regular DUI only. Can be reduced to 6 months or eliminated for med or employment (§28-3319). 2 year for Extreme DUI (§28-3319(D)(3)(b))</li> <li>• DNA taken</li> <li>• Victim Impact Panel (MADD)</li> <li>• Possible DUI Court program</li> <li>• Felony is forever allegeable – §13-105(22)(a)(v)</li> </ul>
Aggravated DUI – “Kid in Car” Class 6 Felony – 1 Prior Felony	<p>Agg. DUI §28-1383(A)(3) “Kid in Car” (Younger than 15)</p> <p>With <b>one</b> prior felony conviction (any crime)</p>	<p><b>RANGE WITH 1 ALLEGEABLE PRIOR FELONY:</b> .75 – 1 – 1.75 – 2.25 – 2.75 years DOC (§13-703(B) &amp; (I))</p> <p><b>RANGE WITH 1 UNALLEGEABLE PRIOR FELONY:</b> .3 – .5 – 1 – 1.5 – 1.8 years DOC (Not probation eligible - §13-703(A) &amp; (H))</p>	<p>\$250 Fee \$750 Fine \$622.50 Surcharge \$1500 Prison Fund \$1500 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p style="text-align: right;">= \$4,675.50</p> <p>† If commission date on or after 7/20/11</p>	<p>1-year license revocation, which begins upon conviction (§28-1383(J)(1)).</p> <p>Can't get To / From Work Driving Permit</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension.</p>	<ul style="list-style-type: none"> <li>• Alcohol / Drug Screening &amp; Classes – §28-1387(B)</li> <li>• Possible community service</li> <li>• Possible SR22 insurance</li> <li>• 2 years Interlock Device. Can be eliminated for med or employment (§28-3319)</li> <li>• DNA taken</li> <li>• Victim Impact Panel (MADD)</li> <li>• Felony is forever allegeable – §13-105(22)(a)(v)</li> </ul>

\* **Superior Courts:** Can get 6 days Work / School Furlough if: No communicable diseases / Have job/school or can get job / Can get to job/school w/o driving / No assault or violence conviction / U.S. Citizen or Legal Resident. Ask Court to **ORDER** into Work Furlough. Work Release unlikely.



	CHARGE	INCARCERATION	FINES & FEES	DRIVERS LICENSE	OTHER TERMS
<b>Aggravated DUI – “Kid in Car” Class 6 Felony – 2+ Prior Felonies</b>	<p>Agg. DUI §28-1383(A)(3) “Kid in Car” (Younger than 15)</p> <p>With <b>two or more</b> prior felony convictions (any crimes)</p> <p><i>Note: A 3<sup>rd</sup> or more unallegeable prior felony conviction each count as an allegeable prior felony conviction - §13-105(22)(D)</i></p>	<p><b><u>RANGE WITH 2+ ALLEGEABLE PRIOR FELONIES:</u></b> 2.25 – 3 – 3.75 – 4.5 – 5.75 years DOC (§13-703(C) &amp; (J))</p> <p><b><u>RANGE WITH 2 UNALLEGEABLE PRIOR FELONIES:</u></b> .75 – 1 – 1.75 – 2.25 – 2.75 years DOC (§13-703(B) &amp; (I))</p>	<p>\$250 Fee \$750 Fine \$622.50 Surcharge \$1500 Prison Fund \$1500 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p>= \$4,675.50</p> <p>† If commission date on or after 7/20/11</p>	<p>1-year license revocation, which begins upon conviction (§28-1383(J)(1)).</p> <p>Can't get To / From Work Driving Permit</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension.</p>	<ul style="list-style-type: none"> <li>Alcohol / Drug Screening &amp; Classes – §28-1387(B)</li> <li>Possible community service</li> <li>Possible SR22 insurance</li> <li>2 years Interlock Device. Can be eliminated for med or employment (§28-3319)</li> <li>DNA taken</li> <li>Victim Impact Panel (MADD)</li> <li>Felony is forever allegeable – §13-105(22)(a)(v)</li> </ul>
<b>Aggravated DUI Class 4 Felony</b>	<p>Agg. DUI §28-1383(A)</p> <p>With <b>no</b> prior felony convictions of any kind</p> <p><i>Can be either DUI:</i></p> <ul style="list-style-type: none"> <li>License issue</li> <li>3<sup>rd</sup> in time</li> <li>When Ignition Interlock required</li> </ul>	<p><b><u>RANGE:</u></b> 4 months (+ up to 10 years of probation) – 1 – 1.5 – 2.5 – 3 – 3.75 years DOC (§13-902(B)(2) &amp; §28-1383(D) &amp; §13-702(D))</p> <p><b><u>MINIMUM:</u></b> 4 months DOC as a term of probation.</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p><i>Note: Sentence on Class 4 Agg. DUI – Ignition Interlock does not state a minimum sentence, so range on that charge is zero days + up to 10 years of probation – 1 – 1.5 – 2.5 – 3 – 3.75 years DOC. (§28-1383(A)(4) &amp; §28-1383(D))</i></p> </div> <p>May be eligible for Continuous Alcohol Monitoring Program after serving first 20% of “initial... term of incarceration.” (§31-233)**</p>	<p>\$250 Fee \$750 Fine \$622.50 Surcharge \$1500 Prison Fund \$1500 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p>= \$4,675.50</p> <p>† If commission date on or after 7/20/11</p>	<p>1-year license revocation, which begins upon conviction (§28-1383(J)(1)).</p> <p>Can't get To / From Work Driving Permit</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension.</p>	<ul style="list-style-type: none"> <li>Probation up to 10 years (§13-902(B)(2))</li> <li>Alcohol / Drug Screening &amp; Classes – §28-1387(B)</li> <li>Possible community service</li> <li>Monthly probation fees – usually \$65/month - §31-466(a)</li> <li>Possible SR22 insurance</li> <li>2 years Ignition Interlock 2 years Interlock Device. Can be eliminated for med or employment (§28-3319)</li> <li>DNA taken</li> <li>Victim Impact Panel (MADD)</li> <li>Possible DUI Court program</li> <li>Felony is forever allegeable – §13-105(22)(a)(v)</li> </ul>

**\*\* Continuous Alcohol Monitoring Program:** Can get in Superior Court (if established). Will have to pay \$30 a month or less for the program



	CHARGE	INCARCERATION	FINES & FEES	DRIVERS LICENSE	OTHER TERMS
<b>Aggravated DUI Class 4 Felony – 1 Prior Felony</b>	<p>Agg. DUI §28-1383(A)</p> <p>With <u>one</u> prior felony conviction (any crime)</p> <p>Can be either DUI:</p> <ul style="list-style-type: none"> <li>• License issue</li> <li>• 3<sup>rd</sup> in time</li> <li>• When Ignition Interlock required</li> </ul>	<p><u><b>RANGE WITH 1 ALLEGEABLE PRIOR FELONY:</b></u> 2.25 – 3 – 4.5 – 6 – 7.5 years DOC (§13-703(B) &amp; (I))</p> <p><u><b>RANGE WITH 1 UNALLEGEABLE PRIOR FELONY:</b></u> 1 – 1.5 – 2.5 – 3 – 3.75 years DOC (Not probation eligible - §13-703(A) &amp; (H))</p> <p>Note: Super Mitigated Sentence is 1.1 years prior to August 2, 2012.</p>	<p>\$250 Fee \$750 Fine \$622.50 Surcharge \$1500 Prison Fund \$1500 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p>= \$4,675.50</p> <p>† If commission date on or after 7/20/11</p>	<p>1-year license revocation, which begins upon conviction (§28-1383(J)(1)).</p> <p>Can't get To / From Work Driving Permit</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension.</p>	<ul style="list-style-type: none"> <li>• Alcohol / Drug Screening &amp; Classes – §28-1387(B)</li> <li>• Possible community service</li> <li>• Possible SR22 insurance</li> <li>• 2 years Interlock Device. Can be eliminated for med or employment (§28-3319)</li> <li>• DNA taken</li> <li>• Victim Impact Panel (MADD)</li> <li>• Felony is forever allegeable – §13-105(22)(a)(v)</li> </ul>
<b>Aggravated DUI Class 4 Felony – 2+ Prior Felonies</b>	<p>Agg. DUI §28-1383(A)</p> <p>With <u>two or more</u> prior felony convictions (any crime)</p> <p>Can be either DUI:</p> <ul style="list-style-type: none"> <li>• License issue</li> <li>• 3<sup>rd</sup> in time</li> <li>• When Ignition Interlock required</li> </ul> <p>Note: A 3<sup>rd</sup> or more unallegeable prior felony conviction each count as an allegeable prior felony conviction - §13-105(22)(D)</p>	<p><u><b>RANGE WITH 2+ ALLEGEABLE PRIOR FELONIES:</b></u> 6 – 8 – 10 – 12 – 15 years DOC (§13-703(C) &amp; (J))</p> <p><u><b>RANGE WITH 2 UNALLEGEABLE PRIOR FELONIES:</b></u> 2.25 – 3 – 4.5 – 6 – 7.5 years DOC (§13-703(B) &amp; (I))</p>	<p>\$250 Fee \$750 Fine \$622.50 Surcharge \$1500 Prison Fund \$1500 Public Safety Equip. Fund \$20 Time Pay Fee \$20 Probation Fee \$13 Assessment †</p> <p>= \$4,675.50</p> <p>† If commission date on or after 7/20/11</p>	<p>1-year license revocation, which begins upon conviction (§28-1383(J)(1)).</p> <p>Can't get To / From Work Driving Permit</p> <p>Defendant must do screening and pay to get license / privilege to drive reinstated after end of suspension.</p>	<ul style="list-style-type: none"> <li>• Alcohol / Drug Screening &amp; Classes – §28-1387(B)</li> <li>• Possible community service</li> <li>• Possible SR22 insurance</li> <li>• 2 years Interlock Device. Can be eliminated for med or employment (§28-3319)</li> <li>• DNA taken</li> <li>• Victim Impact Panel (MADD)</li> <li>• Felony is forever allegeable – §13-105(22)(a)(v)</li> </ul>