

FACTS	LAW ( effective July 1, 2004 )
1 <sup>st</sup> offense Blood Alcohol Concentration (BAC) .08-.15	<b>0 to 12 months jail, restricted license</b>
1 <sup>st</sup> offense BAC .15-.20	<b>5 days mandatory jail</b>
1 <sup>st</sup> offense BAC .20-.25	<b>10 days mandatory jail</b>
1 <sup>st</sup> offense BAC .25 and above	<b>10 days mandatory jail</b>
2 <sup>nd</sup> offense within 5 years of first BAC .20- or greater	<b>20 days mandatory jail</b>
2 <sup>nd</sup> offense of refusal to submit to a BAC or blood test	For second offense within 10 years, <b>3 years loss of license and criminal conviction</b> of Class 2 misdemeanor. For third or subsequent offense in 10 years, <b>3 years loss of license and criminal conviction of Class 1 misdemeanor</b>
2 <sup>nd</sup> offense within 5 – 10 years of a previous DUI conviction	<b>10 days mandatory jail</b>
2 <sup>nd</sup> offense within 5 – 10 years BAC.20 or greater of a previous DUI conviction	<b>20 days mandatory jail</b>
3 <sup>rd</sup> offense in 5 – 10 years of a previous DUI conviction	<b>3 months mandatory jail</b>
3 <sup>rd</sup> offense within 5 years of a previous DUI conviction	<b>6 months mandatory jail</b>
4 <sup>th</sup> or subsequent offense within less than 10 years of a previous DUI conviction	<b>1 year mandatory jail</b>
Ignition Interlock	<b>Required use for all offenders .15 BAC and above</b>
Forfeiture of automobile	3 <sup>rd</sup> or subsequent offender's <b>MOTOR VEHICLE CONFISCATED</b>
No Bail for fourth or subsequent offenders	<b>No bail/bond</b>
Arrest away from incident	<b>Allow for arrest</b> without warrant if probable cause exists that driver was driving under the influence and arrest occurs within 3 hours of the commission of the offense
Previous offender driving with alcohol on breath	Any person who is found guilty of operating under a suspended or restricted license, and who has a BAC .02, will require <b>suspension of the license for an additional 1 year with no ability to drive for any reason</b>

## IMPORTANT!

This report DOES NOT calculate the costs of those killed or critically injured in an alcohol related traffic accident.

COST: **PRICELESS!**

This DOES NOT calculate the time involved for accident investigation and accident reconstruction work, nor does it consider the subsequent civil actions that result from alcohol related traffic accidents or property damages

COST: **HUGE!**

NOTE: This is a general tally and should not be construed as an accurate portrayal of a specific case as each case is unique and treated as such by the court, DMV, attorney, VASAP, insurance, etc.

## **THINK BEFORE YOU DRINK!**

*The cost for drinking and driving are a huge expense in time, money, and lives. Take one minute to make the right decision before it costs you and others for a lifetime.*

*Call a cab (\$25-\$35) or have a designated driver.*

Developed by:  
Thomas Jefferson Area  
Community Criminal Justice Board  
Sponsored by:  
James River Alcohol Safety Action Program  
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## COSTS

Posting Bail -	\$500 - \$2,500
Car Towed -	\$150
Hiring Attorney -	\$1,000 - \$4,000
Court Fines/Cost -	\$250 - \$2,500
Restricted License -	\$120
Alcohol-Education Class Fee -	\$300 - \$1,000
Insurance Rate Increase -	\$1,000 - \$2,000 per year
Felony Conviction -	Loss of Rights to Vote & Bear Arms

## TOTAL:

Minimum **\$5,000** to **\$20,000**

**DO YOU KNOW THE  
NEW  
VIRGINIA  
DUI LAWS?**

**WHAT ARE  
THE COSTS OF**

**DRINKING  
&  
DRIVING?**

**THINK BEFORE YOU DRINK!**