

The Cost of a Drunk Driving Conviction

First Time Offender

Towing	\$75 +
Car Storage (per day)	\$45 +
Defense Attorney	\$1,500 +
Bail Fee	\$0 - \$500 +
DWI Fine	\$350 - \$1,000
State Surcharges	\$245 - \$395
Ignition Interlock	\$75 - 100 +
Interlock fee (6 mo. min.)	\$420 - \$600 +
Alcohol Evaluation	\$100 +
Victim Impact Panel	\$10 - \$50
Probation Supervision	\$0 - \$250 +
Conditional License	\$75
Drinking Driver Program	\$175 - \$300 +
DMV Civil Penalty	\$125 - \$750
DWI license reinstate	\$100
DMV suspension termination	\$50
Assessment (every 3 years)	\$250
Auto Insurance (per year)	\$2,000 - \$3,000 +
TOTAL:	\$5,595 - \$9,140 +

How a DWI Conviction Affects Auto Insurance

Little known facts!

An insurance company can deny no fault coverage (personal injury protection for medical, rehabilitation and loss of wages) to the driver that causes a motor vehicle crash due to alcohol/drug involvement.

An insurance company can deny parents whose child resides with them the standard or preferred rate due to the alcohol related driving offense of their child. In other words, the insurance rates for parents could increase simply because their child lives with them and has a DWI conviction.

New York State
STOP-DWI Foundation



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Robert P. Astorino, Westchester County Executive
County Board of Legislators

Penalties for DWI in New York State

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Don't blow it.

DWI - PER SE, DWI or DRIVING WHILE ABILITY IMPAIRED BY A DRUG (VTL §1192.2, 1192.3, 1192.4)

- 1st Offense (**Misdemeanor**)
\$500 - \$1,000, 1 year jail
DWI minimum, 6 month revocation
DWAI-Drug, 6 month suspension
Ignition Interlock*
 - 2nd Offense (**Class E felony**) - w/in 10 years
\$1,000 - \$5,000, 4 years jail
1 year revocation, Ignition Interlock*
 - 3rd Offense (**Class D felony**) - w/in 10 years
\$2,000 - \$10,000, 7 years jail
1 year revocation, Ignition Interlock*
- *Not §1192.4 (DWAI - Drug)

DRIVING WHILE IMPAIRED BY COMBINED ALCOHOL AND DRUGS (VTL §1192.4a)

- 1st Offense (**Misdemeanor**)
\$500 - \$1,000, 1 year jail
6 month revocation
- 2nd Offense (**Class E felony**) - within 10 years
\$1,000 - \$5,000, 4 years jail
1 year revocation
- 3rd Offense (**Class D felony**) - within 10 years
\$2,000 - \$10,000, 7 years jail
1 year revocation

DRIVING WHILE IMPAIRED BY COMBINED ALCOHOL AND DRUGS (VTL §1192.4a)

- 1st Offense (**Misdemeanor**)
\$1,000 - \$2,500, 1 year jail
1 year revocation, Ignition Interlock
- 2nd Offense (**Class E felony**) - within 10 years
\$1,000 - \$5,000, 4 years jail
18 month revocation, Ignition Interlock
- 3rd Offense (**Class D felony**) - within 10 years
\$2,000 - \$10,000, 7 years jail
18 month revocation, Ignition Interlock

AGGRAVATED DRIVING WHILE INTOXICATED WITH A CHILD *Leandra's Law* (VTL §1192.2a(b))

- 1st Offense (**Class E felony**)
\$1,000 - \$2,500, 4 year jail
1 year revocation, Ignition Interlock
- 2nd Offense (**Class D felony**) - within 10 years
\$2,000 - \$10,000, 7 years jail
18 month revocation, Ignition Interlock

DRIVING WHILE ABILITY IMPAIRED (VTL §1192.1)

- 1st Offense (**Traffic Infraction**)
\$350 - \$500, 15 days jail
90 day suspension
- 2nd Offense (**Traffic Infraction**) - within 5 years
\$500 - \$750, 30 days jail
6 month revocation

ZERO TOLERANCE (VTL §1192-A)

- 1st Offense (**Administrative**)
\$125 civil penalty
6 months suspension
- 2nd Offense (**Administrative**)
\$125 civil penalty
1 year revocation

CHEMICAL TEST REFUSALS

- 1st Offense (**Administrative**)
\$500 civil penalty
1 year revocation
- 2nd Offense (**Administrative**) - within 5 years
\$750 civil penalty
18 month revocation
- Zero Tolerance (**1st offense**)
\$300
1 year revocation
- Zero Tolerance (**2nd offense**)
\$750
1 year revocation

ADDITIONAL PENALTY INFORMATION

The fines listed do not include the state mandated surcharges or crime victim assistance fees.

The Department of Motor Vehicles determines when your license can be returned. Its return or re-instatement, based on state law or regulation is not automatic. You must reapply for your license and may have to pass a test.

Three or more alcohol or drug-related convictions or refusals within 10 years can result in **permanent revocation** with a waiver request permitted after a minimum of 5 years.

License penalties are different for persons under the age of 21 and those holding CDL licenses



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