



IGNITION INTERLOCK DEVICES



... AND SENTENCING

DWI 1st Offense = BAC \geq .20 = IID required for period of probation; for 12 mo. period of license suspension after conviction. La. R.S. 14:98.1(3)(c).

DWI 2nd Offense = IID required for period of probation; not less than 6 months from date of conviction AND any period of license suspension after conviction. La. R.S. 14:98.2(A)(i)(d); La. R.S. 15:306(A).

BAC \geq .20 = IID required for period of probation; for 3 year period of 4 year license suspension La. R.S. 14:98.2(A)(3)(c); La. R.S. 15:306(A).

DWI 3rd Offense = IID required for period of probation; shall remain installed at least until completion of substance abuse Tx and home incarceration/ requirements of drug/DWI court. La. R.S. 14:98.3(A)(3)(d)(i); La. R.S. 15:306(A).

DWI 4th Offense = IID required for period of probation; shall remain installed at least until completion of substance abuse Tx and home incarceration/ requirements of drug/DWI court. La. R.S. 14:98.4(A)(2)(d)(i); La. R.S. 15:306(A).

... AND BAIL

An Ignition Interlock Device is **REQUIRED BY LAW** as a condition of bail for:

2nd or subsequent DWI or DWI related charge.
La. C.Cr.P. art. 320(C)

A sign-out bond or ROR is prohibited for:

Second or subsequent DWI or Vehicular Homicide.
La. C.Cr.P. art. 321(C)(14)

OTHER THINGS TO REMEMBER AT A DWI SENTENCING

\$125 fee for breath test, (\$75 to LSP, \$50 to agency performing breath test). La. C.Cr.P. art. 887(C).

\$125 fee for blood/urine test, payable to the agency performing the analysis. La. C.Cr.P. art. 887(C).

Prior to granting La. C.Cr.P. art. 894 dismissal for DWI, Court must order Clerk to mail a certified copy of records of plea, fingerprints, proof of requirements in C.Cr.P. art. 556.I. to the Department of Public Safety/OMV. Court must order Δ pay \$50 money order payable to the Department of Public Safety/OMV (given to clerk of court to mail) . La. C.Cr.P. art. 894(A)(5).