

H.363

Introduced by Representatives Lippert of Hinesburg, Flory of Pittsford, Jewett
of Ripton and Smith of Mendon

Referred to Committee on

Date:

Subject: Motor vehicles; operation of vehicles; ignition interlock devices

Statement of purpose: This bill proposes to allow a court to order a person to
install an ignition interlock device in his or her vehicle upon a second or
subsequent offense of operating under the influence, or an offense of operating
under the influence in which the person's alcohol concentration was 0.15 or
higher. An ignition interlock system is a device similar to a breathalyzer
which is installed in a vehicle's dashboard. It allows a motor vehicle to be
operated only after the driver has blown into it, and the device determines that
the driver's blood alcohol is below a certain limit. The bill would require the
person to pay the costs of installing, removing, and leasing the ignition
interlock device.

An act relating to ignition interlock devices

It is hereby enacted by the General Assembly of the State of Vermont:

1 Sec. 1. 23 V.S.A. § 1200 is amended to read:

2 § 1200. DEFINITIONS

3 As used in this subchapter:

4 * * *

5 (8) “Ignition interlock device” means a device that is capable of
6 measuring a person’s alcohol concentration by means of breath analysis and
7 which allows a motor vehicle to be operated only after the device determines
8 that the driver’s alcohol concentration is below 0.08.

9 Sec. 2. 23 V.S.A. § 1210(k) is added to read:

10 (k)(1) Ignition interlock devices. The court may order a person to install an
11 ignition interlock device in his or her vehicle if:

12 (A) the person is convicted of a violation of section 1201 of this title
13 for a second or subsequent time; or

14 (B) the person is convicted of a violation of section 1201 of this title
15 in which the person’s alcohol concentration was 0.15 or greater.

16 (2) The court may require a person to have an ignition interlock device
17 installed in the vehicle for a period of up to one year after the reinstatement of
18 the person’s operator’s license.

19 (3) Unless costs are waived by the ignition interlock company, the
20 person shall pay the costs of installing, removing, and leasing the ignition
21 interlock device.