

DUI Penalty Chart

See 23 V.S.A. 1210, available at: <http://legislature.vermont.gov/statutes/section/23/013/01210>

	Imprisonment	Criminal Fine
DUI 1st conviction	VT: not more than 2 years. 23 V.S.A. § 1210(b)	VT: not more than \$750.00. 23 V.S.A. § 1210(b)
DUI 2nd conviction	VT: not more than 2 years. Minimum 200 hours community service <u>or</u> 60 consecutive hours imprisonment. 23 V.S.A. § 1210(c).	VT: not more than \$1,500.00. 23 V.S.A. § 1210(c).
DUI 3rd conviction	VT: not more than 5 years. Minimum 96 consecutive hours imprisonment, except if Court makes specific written findings on the record. 23 V.S.A. § 1210(d).	VT: not more than \$2,500.00. 23 V.S.A. § 1210(d).
DUI 4th or subsequent conviction	VT: not more than 10 years. Minimum 192 consecutive hours imprisonment, except if Court makes specific written findings on the record. 23 V.S.A. § 1210(e).	VT: not more than \$5,000.00. 23 V.S.A. § 1210(e).
DUI with death resulting, 1st or 2d conviction	VT: Not more than 15 years, with 1 year minimum. 23 V.S.A. § 1210(f)(1).	VT: not more than \$10,000.00 . 23 V.S.A. § 1210(f)(1).
DUI with death resulting, 3d or subseq offense	VT: Not more than 15 years, with a 5-year minimum except if the Court makes specific written findings on the record. 23 V.S.A. § 1210(f)(3).	VT: not more than \$10,000.00 . 23 V.S.A. § 1210(f)(1).
DUI with SBI resulting, 1st or 2d offense	VT: Not more than 15 years. 23 V.S.A. § 1210(g)(1).	VT: not more than \$5,000.00 . 23 V.S.A. § 1210(g)(1).
DUI with SBI resulting, 3d or subseq offense	VT: Not more than 15 years, with a 5-year minimum except if the Court makes specific written findings on the record. 23 V.S.A. § 1210(g)(3).	VT: not more than \$10,000.00 . 23 V.S.A. § 1210(g)(1).

2/18/16; HMG

(h) Determination of fines. In determining appropriate fines under this section, the Court may take into account the total cost to a defendant of alcohol screening, participation in the Alcohol and Driving Education Program and therapy, and the income of the defendant.

(i) A person convicted of violating section 1201 of this title shall be assessed a surcharge of \$60.00, which shall be added to any fine imposed by the Court. The Court shall collect and transfer such surcharge to the Department of Public Safety for deposit in the Blood and Breath Alcohol Testing Special Fund established by section 1220b of this title.

(j) A person convicted of violating section 1201 of this title shall be assessed a surcharge of \$50.00, which shall be added to any fine or surcharge imposed by the Court. The Court shall collect and transfer the surcharge assessed under this subsection to the Office of Defender General for deposit in the Public Defender Special Fund specifying the source of the monies being deposited. The collection procedures described in 13 V.S.A. § 5240 shall be utilized in the collection of this surcharge.

(k) A person convicted of violating section 1201 of this title shall be assessed a surcharge of \$50.00, which shall be added to any fine or surcharge imposed by the Court. The Court shall collect and transfer the surcharge assessed under this subsection to be credited to the DUI Enforcement Fund. The collection procedures described in 13 V.S.A. § 5240 shall be utilized in the collection of this surcharge.