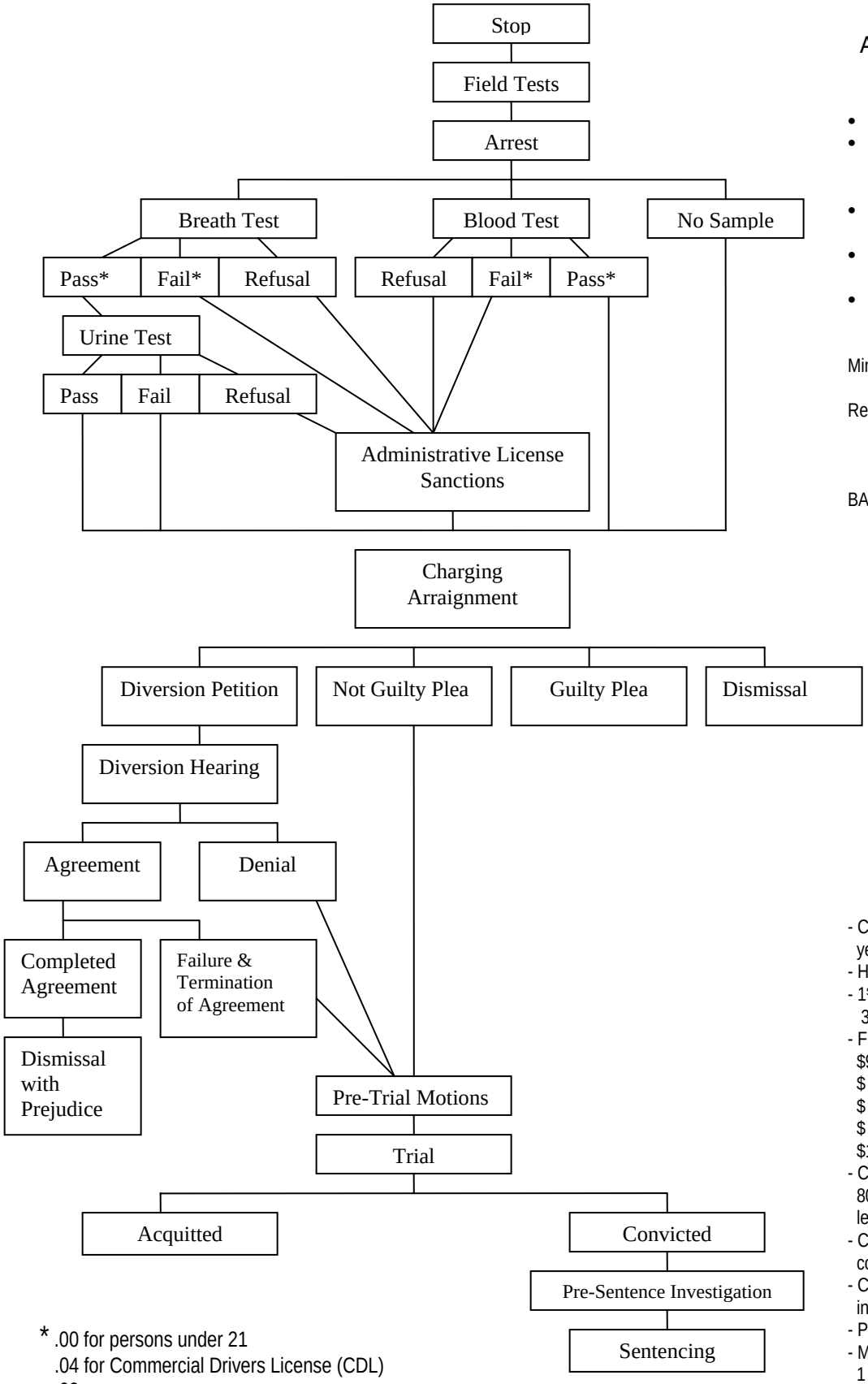
OREGON DUII FLOW CHART (ODOT/Transportation Safety Division)



* .00 for persons under 21
.04 for Commercial Drivers License (CDL)
.08 per se

Administrative Driver License Suspension Process

- Police take Oregon License.
- Police issue temporary license effective in 12 hours (if person's valid Oregon license is taken).
- Police issue notice to suspend license effective 30 days.
- DMV hearing and decision available within 30 days of date of arrest.
- Appeal available to Circuit Court on record.

Minimum Suspension Period

Refusal: 1st – 1 year/ no hardship
90 days
2nd – 3 years/ no hardship
1 year

BAC .08 1st – 90 days/ no hardship
30 days
2nd – 1 year/ no hardship
90 days

Diversion Fees

$100. Court
$ 95. Unitary Assessment
$ 25. Intox. Driver
$105. State Obligation
$325. Total

Sanctions

- Court suspends license one or three years
- Hardship license available from DMV
- 1st offense $1,000 fine, 2nd $1,500, 3rd $2,000
- Fine distribution:
  $95 Unitary Assessment
  $ 5 Medical (LEML)
  $ 59 Criminal Justice
  $ 25 Intoxicated Driver Fund
  $105 State Obligation (OPTS)
- Complete community service not less than 80 hrs or more than 250 hrs: or serve at least 48 hrs imprisonment.
- Complete evaluation (cost part of conviction fee)
- Complete treatment (at own cost unless indigent)
- Possible fine
- Maximum Imprisonment: Misdemeanor – 1 year, Felony – 5 years
- Possible probation
- Mandatory ignition interlock device requirement