

**SECOND OFFENSE**

Citations Issued On or After  
July 27, 2005

**MINOR UNDER 16 YEARS OF AGE IN VEHICLE**

BAC Level	<b>.08 to .099</b>		<b>.10 to .149</b>		<b>.15 to .219</b>		<b>.22 &amp; Above</b>		<b>Refusal</b>	
	Minimum Driving No Accident	Aggravated Driving Accident or Injury Bad Driving Record	Minimum Driving No Accident	Aggravated Driving Accident or Injury Bad Driving Record	Minimum Driving No Accident	Aggravated Driving Accident or Injury Bad Driving Record	Minimum Driving No Accident	Aggravated Driving Accident or Injury Bad Driving Record	Minimum Driving No Accident	Aggravated Driving Accident or Injury Bad Driving Record
<b>Jail Penalty</b>	<b>10 days 1,328.00</b>	<b>20 days 1,328.00</b>	<b>20 days 1,328.00</b>	<b>40 days 1,453.00</b>	<b>40 days 1,453.00</b>	<b>60 days 1,578.00</b>	<b>60 days 1,578.00</b>	<b>80 days 1,703.00</b>	<b>80 days 1,578.00</b>	<b>120 days 1,703.00</b>
Fine	700.00	700.00	700.00	800.00	800.00	900.00	\$900.00	\$1,000.00	900.00	1,000.00
DIS	355.00	355.00	355.00	355.00	355.00	355.00	\$355.00	\$355.00	355.00	355.00
Costs	20.00	20.00	20.00	20.00	20.00	20.00	\$20.00	\$20.00	20.00	20.00
VWS - A	60.00	60.00	60.00	60.00	60.00	60.00	\$60.00	\$60.00	60.00	60.00
VWS - B										
(25% of Fine) PA	175.00	175.00	175.00	200.00	200.00	225.00	\$225.00	\$250.00	225.00	250.00
JA	10.00	10.00	10.00	10.00	10.00	10.00	\$10.00	\$10.00	10.00	10.00
CL/DL	8.00	8.00	8.00	8.00	8.00	8.00	\$8.00	\$8.00	8.00	8.00
<b>Revocation</b>	<b>24 mos</b>	<b>24 mos</b>	<b>24 mos</b>	<b>28 mos</b>	<b>28 mos</b>	<b>32 mos</b>	<b>32 mos</b>	<b>36 mos</b>	<b>48 mos</b>	<b>48 mos</b>

**PENALTY RANGE**

**FINE AMOUNT:** \$700 minimum to \$2200 maximum

**REVOCAION/DISQUALIFICATION:** 24 to 36 months. Effective 9/30/05, revocation applies to all driving privileges -- commercial and noncommercial; disqualification for one (1) year from operation of commercial vehicles.

**OCCUPATIONAL/COMMERCIAL LICENSE ELIGIBILITY:** Effective 9/30/01, OWI offenders with two or more offenses within any five year period are eligible for an occupational license one year from the date of revocation for the offense. If OWI offender does not have two or more offenses within any five year period, then 90-day waiting period applies. Completion of alcohol assessment/driver safety plan for occupational license and absolute sobriety during use. Effective 9/30/05, if conviction for a second or subsequent OWI/PAC is coupled with prior OWI/PAC with commercial vehicle, disqualification for life from operating commercial vehicle.

Penalties are doubled when a minor passenger under 16 years of age is in the motor vehicle at the time of violation (see Section 346.65(2)(f), Wis. Stats.). A minor passenger under 16 years of age in a motor vehicle at the time of a violation of a third, fourth or fifth offense is a felony (see Section 346.65(2)(f) and 973.02, Wis. Stats.).