



# DUI Consequences

In 2021, 20% of all car crash fatalities involved a drunk driver.  
66% of all drunk driving fatalities involved a driver with a BAC of .15 or above, which is almost twice the legal limit.

## Arrest

1. Taken into custody...placed in handcuffs
2. The police will search you and your vehicle
3. Towing and storage (fees) for your vehicle
4. Breath test and/or field sobriety test (license suspended for 90 days if breath test is refused)

## Publicity

Court records of arrest and conviction are public record. Newspapers may publish names, crimes, fines, and jail sentences for those arrested for DUI, drug and other offenses.

## Jail

1. Booked in jail, fingerprinted, photographed
2. Placed in jail cell, often in drunk tank with inmates and other potentially dangerous people
3. Phone call -- from initial arrest to first phone call often may take over three hours
4. Bond -- may be required to post bond to be released, will have to pay cash or 10% of bond and bond taxes to bonding company

## Second Offense

(under 21)

Within 5 years:  
-Fine \$500  
-License suspension:  
1 year  
-Alcohol safety education program and victim impact panel

## First Offense

(under 21)

-Fine \$250  
-License Suspended 120 days  
-Complete alcohol safety education program and victim impact panel  
-May be non-adjudicated at court's discretion

## Third Offense

(under 21)

Within 5 years:  
-Fine \$1,000  
-License suspension for 2 years or until age 21 (whichever is longer)  
-Must complete treatment in alcohol or drug abuse program certified by Department of Mental Health

## License Reinstatement

1. Must attend complete alcohol safety education program
2. Proof of insurance. SR-22 filed for 3 years
3. Proof of payment of fines and completed jail time
4. Reinstatement fee of \$175

Any person under the legal age to obtain a driver's license who is convicted of DUI shall not be eligible to receive a driver's license until they are 18.

## Zero Tolerance for Minors

(under 21)

Miss. Code Ann. 63-11-30(3)

-BAC of at least .02% but less than .08%  
-BAC over .08%, you are treated as an adult

## Adult Offenses (over 21)

Miss. Code Ann. 63-11-30(2)

### First Offense

- Fine \$250-\$1,000 and court costs
- 48 hours in jail or attend victim impact panel
- Complete alcohol safety education program
- License suspension for 120 days or ignition interlock
- Eligible for non-adjudication (if not holder of CDL license)

### Second Offense (within 5 years)

- Fine \$600-\$1,500 and court costs
- 5 days to 6 months in jail and 10 days to 6 months of community service
- License suspension for 1 year or ignition interlock

### Third Offense (within 5 years)

- Felony conviction
- Fine \$2,000-\$5,000
- 1 to 5 years in State Penitentiary
- License suspension for full period of incarceration; then ignition interlock for 3 years

### Fourth or subsequent Offense (within any period of time)

- Felony conviction
- Fine \$3,000-\$10,000
- 2-10 years in State Penitentiary
- License suspension for full period of incarceration, then ignition interlock for 10 years

# Careers

Being convicted of a felony DUI or drug offense will disqualify a person from many careers, and some careers are not open to those who habitually drink

Attorney (Section 73-3-41) disqualified if convicted of a felony

Architect (Section 73-1-29) disqualified if convicted of a felony

Bond Bailman (Section 83-39-3(2)) disqualified if convicted of a felony

Barber (Section 73-5-25): Certificate of Registration may be denied, suspended or revoked if convicted of a felony or for habitual drunkenness or addiction to the use of morphine, cocaine, or habit forming drugs.

Cosmetology (Section 73-7-27(2)(F)) "...is addicted to the excessive use of intoxicating liquors or to the use of drugs to such an extent as to render him or her unfit to practice."

Dentist or Dental Hygienist (Section 73-9-61): Being convicted or found guilty of or entering a nolo contendere to, regardless of adjudication, a felony in any jurisdiction

Deputy Sheriff (Section 19-25-19) Deputy Sheriffs "shall not have been convicted of a felony..."

Optometrist (Section 73-19-23: The board shall refuse to grant a certificate of licensure to any applicant and may cancel, revoke, or suspend the operation of any certificate by it granted for any of the following reasons to wit:  
(a) the conviction of a felony in this State or any other jurisdiction or the entry of guilty or nolo contendere to a felony charge

Physical Therapist (Section 73-23-59): Subject to the sanctions including revocation of license for conviction of a felony or for continued practice although the license has become unfit to practice as a physical therapist or physical therapist assistant due to addiction or severe dependency upon alcohol or other drugs...

Medicine (Section 73-25-29) "Habitual use of intoxicating liquors or any beverage, to an extent which affects professional competence..."