

PENNSYLVANIA'S DUI PENALTY CHART

	Tier 1	Tier 2	Tier 3
	General Impairment BAC .08 to .099% Incapable Safe Driving	High Rate DUI BAC .10 to .159% Gen. Imp with Accident	Highest Rate DUI BAC .16%+ Refusals, Drug DUI
1 st Offense	Ungraded Misdemeanor Mandatory 6 Months Probation \$300 Flat fine (non ARD) No License Suspension, No Interlock	Ungraded Misdemeanor (ARD) Mandatory Probation (Non ARD) 48 hrs to 6 months Probation (ARD) Fine - ARD Costs (Non ARD) \$500 to \$5,000 Max. (ARD) Lic. Suspension 30 days (Non ARD) Lic. Suspension 1 year (ARD or Non ARD) Interlock Eligibility Immediately	Ungraded Misdemeanor (ARD) Mandatory Probation (Non ARD) 72 hrs to 6 months Probation (ARD) Fine - ARD Costs (Non ARD) \$1,000 to \$5,000 Max. (ARD) Lic. Suspension 60 days (Non ARD) Lic. Suspension 1 year (ARD or Non ARD) Interlock Eligibility Immediately
2 nd Offense	Ungraded Misdemeanor Jail 5 days to 6 months Fine \$300 to \$2,500 Max. License Suspension - 1 year Interlock Eligibility after 6 of 12 months	Ungraded Misdemeanor Jail 30 days to 6 months Fine \$750 to \$5,000 Max. License Suspension - 1 year Interlock Eligibility after 6 of 12 months	Misdemeanor 1 Jail 90 days to 5 years Fine \$1,500 to \$10,000 Max. License Suspension - 18 months Interlock Eligibility after 9 of 18 months
3 rd Offense	Misdemeanor 2 Jail 10 days to 2 years Fine \$500 to \$5,000 Max. License Suspension - 1 year Interlock Eligibility after 6 of 12 month	Misdemeanor 1 Jail 90 days to 5 years Fine \$1,500 to \$10,000 Max. License Suspension - 18 months Interlock Eligibility after 9 of 18 months	Felony 3 Jail 1 year to 7 years Fine \$2,500 to \$15,000 Max. License Suspension - 18 months Interlock Eligibility after 9 of 18 months
4 th Offense +	Felony 3 Jail 10 days to 7 years Fine \$500 to \$5,000 Max. Licack Eligibility after 9 of 18 months	Felony 3 Jail 1 year to 7 years Fine \$1,500 to \$10,000 Max. License Suspension - 18 months Interlock Eligibility after 9 of 18 months	Felony 2 Jail 1 year to 10 years Fine \$2,500 to \$25,000 Max. License Suspension - 18 months Interlock Eligibility after 9 of 18 months

**ARD (Accelerated Rehabilitative Disposition)