



MARYLAND'S DUI/DWI LAWS

WHEN YOU ARE PULLED OVER AND AN OFFICER SUSPECTS ALCOHOL:

1. If you are pulled over and **refuse** to submit to a test to check for alcohol or drug use by an officer, you will receive:

- an automatic 120-day license suspension for the *1st offense*
- an automatic 1-year suspension of your license for your *2nd offense*
- if subsequently found guilty of DUI/DWI you also may receive a fine of up to \$500 and/or imprisonment for up to 2 months.

2. If operating a commercial vehicle, you will be placed out of service for 24 hours and your CDL disqualified for 1 year for first refusal (3 years if carrying hazmat) and for life for second refusal.

3. If you take a test administered by an officer and **fail**, you receive:

- an automatic 45-day suspension of your license for 1st offense, and
- an automatic 90-day suspension of your license for your 2nd offense.

IF YOUR BAC IS .08 OR HIGHER:

You are guilty of Driving Under the Influence of Alcohol (**DUI**):

First time DUI offense:

- No more than a **\$1,000 fine**
- No more than a year in jail
- 12 points on your license
- License revocation for up to 6 months.

Second time DUI offense:

- No more than a **\$2,000 fine**
- Up to 2 years imprisonment with a mandatory minimum of 5 days
- 12 points on your license
- A mandatory 1 year suspended license period followed by 3 months to 1 year of an ignition interlock period
- License revocation for up to 1 year
- Alcohol abuse assessment and program.

IF YOUR BAC IS .07 OR HIGHER:

You can be convicted of Driving while Impaired by Alcohol (**DWI**):

First time DWI offense:

- No more than a \$500 fine
- Up to 2 months imprisonment
- 8 points on your license
- Up to a 60-day license suspension.

Second time DWI offense:

- No more than a \$500 fine
- Up to 1-year imprisonment
- 8 points on your license
- Up to a 120-day license suspension.

The penalties are substantially higher if you are transporting a minor at the time of the offense or for a third offense.

IF YOU ARE OPERATING A COMMERCIAL VEHICLE:

For test refusal you will be placed out of service for 24 hours and your CDL disqualified for 1 year for first refusal (3 years, if carrying haz mat) and for life for second refusal.

For any alcohol in your system, you will be placed out of service for 24 hours and can be fined up to \$500.

For a BAC of **.04** or higher, you will receive a 1-year CDL disqualification (3 years if carrying haz mat) for your first offense and a lifetime CDL disqualification for your second offense.

IF YOU ARE UNDER 21:

If you are under 21 you face a fine of \$500 for your first offense and \$1,000 for your second offense for purchasing/possessing alcohol.

If driving with any alcohol in your system, you also face license suspension or revocation for up to 1 year.

If you possess a fake ID, you face:

- No more than a **\$500 fine**
- Up to 2 months in jail
- 12 points on your license
- License suspension or revocation.

If you are caught selling fake IDs, you face:

- Up to **\$2,000** for EACH fake ID sold
- Up to 2 years in jail for EACH fake ID sold
- You are also subject to prosecution for violating federal and homeland security laws.



Questions?

Please contact the Maryland Highway Safety Office
Impaired Driving Prevention Coordinator

410-787-4076

410-787-4050

This information brought to you by: