

## 9th Judicial District

Alcohol Level	CS	1st Offense			2nd Offense			3rd Offense			4th Offense			Felony Offenses		
		OWI	PAC	Lic	Fine	Jail	Lic	Fine	Jail	Lic	Fine	Jail	Lic	GUIDELINES DISCONTINUED		
Minimum		702	250	6	916	5	12	1,231	30	24	Probation Preferred			5 & 6th	7-9th	10th & >
Child < 16		881		12	1,357	5	24	1,989	30	48	Use "A" For Probation Only			Class H	Class G	Class F
<.12%	<b>A</b>	702		6	916	5	12	1,231	30	24	1,496	90	24	3+3=6	5+5=10	7.5+5=12.5
Child < 16		881		12	1,357	45	24	1,989	60	48	2,522	180	48	10,000	25,000	25,000
.12-.17%		749		7	1,152	20	14	1,585	60	27	B" For BAC <.17% AND Prior OWI > 5 Years Before			Min/Max Enhanced Penalties 3rd & Subsequent Offenses		
Child < 16		975		14	1,830	60	28	2,700	120	54						
.17 - <.20%	<b>B</b>	796		8	1,390	45	16	1,990	90	29	3,005	270	30	2,014	Affects Fine Only	
Child < 16		1,070		16	2,307	90	32	3,513	150	58	5,545	540	60	5,570		
.20 - <.25%		843		8	1,625	60	17	2,750	120	32	C" BAC > .17% OR Prior OWI < 5 Years Before			2,751	Affects Fine Only	
Child < 16		1,164		16	2,783	120	34	5,037	180	64				8,110		
0.25% >	<b>C</b>	891		9	1,862	120	18	3,005	180	34	4,275	365	36	3,513	Affects Fine Only	
Child < 16		1,259		18	3,259	180	36	6,561	240	68	8,085	730	72	1,065		
Maximum		890		9	1,862	180	18	3,005	365	36	All Revocations Due to New OWI are "C" Dispositions					
Child < 16		1,259		18	3,259	180	36	5,545	365	72						
Probation ?		No			No			No			Probation w/2 Drop			Probation Authorized		
Test Refusal		Assessment + 1 Yr Revc			Assessment + 2 Yr Revc			Assessment + 3 Yr Revc			Assessment + 3 Yr Revc			Assessment + 3 Yr Revc		
Occupational Lic.		Occpational After 30 Days			Occup After 90 Days or 1 Yr			Occup After 90 Days or 1 Yr			Occup After 90 Days or 1 Yr			Occup After 90 Days or 1 Yr		
Immobilization		<b>Federal Law Will Generally Apply To All</b>						Wis. Law May Immobilize If 2d Lifetime Offense; Applies Only to Vehicle Used & Owned								
Notes		<b>SHALL Immobilize If 1 Prior Conviction In Last 5 Years</b>						Shall Immobilize if 2 Prior Offenses w/in 5 Years; All Vehicles Titled or Registered								
<b>Class A Driving--Alcohol Mitigating</b>				<b>Class B Driving--Alcohol Aggravating +1</b>				<b>Class C Driving--Alcohol Aggravating +2</b>								
Class A Driving for CS & Mitigating for Alcohol				Class B for CS Violations--Up 1 For Alcohol Violations				Class C for CS Violations--Up 2 For Alcohol Violations								
(1) Stopped for Non-Traffic Violations				(1) Fleeing; Speed >25 Above the Limit; Balance Greatly Impaired				(1) Test Refusal; More than 2 OWI Within Last 5 Years								
(2) Stopped for Minor Traffic; Speed <12 Above, etc.				(2) Weaving Between Lanes/Shoulder of Road				(2) Collide with Other Vehicle, Tree or Object, Drive Wrong Way								
(3) Last OWI More Than 7 Years Ago; Extenuating Factors				(3) Has Had 1 Prior OWI within Last 2 Years				(3) Reckless Driving, Resisting or Other Violent Behavior								
(4) No Class B or C Aggravating Factors				(4) Failure to Comply with Previous Treatment Plan				(4) Caused Death or Great Bodily Harm to Another								
<b>OPERATING AFTER REVOCATION</b>																
Standard		325	0	30	488	0	60	615	0	120	1,120	0	180	Property / Injury (all) ***		
Aggravated		360	0	60	585	0	90	800	0	180	1,370	0	180	1,398	0	90
Add if HTO		520	30	0	677	60	0	1,055	90	0	2,640	120	0	6,478	0	120
CMV-Stand		760	0	45	1,055	0	60	1,690	0	120	2,005	0	180	GBH or DEATH = Class A Misd		
CMV-Aggrv		1,400	0	90	1,685	0	120	3,275	0	150	2,640	0	180	Aggravating Factors		
Add if HTO		1,055	60	0	1,370	90	0	2,005	120	0	3,275	180	0	OWI Revocation, Unsafe or		
<b>OPERATING AFTER SUSPENSION</b>																
No Knowledge		200	0	0	200	0	0	200	0	0	265	0	180	Reckless Driving, Fleeing,		
Standard		235	0	0	235	0	60	235	0	120	330	0	180	Obstruction or Resisting		
Aggravated		265	0	60	325	0	0	325	0	150	390	0	180	All Loss of License Are		
<b>NO VALID DRIVERS LICENSE</b>																
Standard		265	0	0	360	0	0	425	5	0	425	30	0	Suspensions Exp 4th Revocation		
Aggravated		390	0	0	490	10	0	740	30	0	740	60	0	1st NVDL Only		
Standard is < 3 Months																
Agg is > 3 Mo. or Never Had Lic																

\* 1st Offense OAR is Forfeiture

\*\* OWI Based Revocations & all Offense 2 & Greater; 0-2,500 Fine + Up to 1 Yr Jail

\*\*\* Set Forfeitures; No Min or Max