



**State:**

District of Columbia

**Statute/Law:**

§ 50-2201.05: *Under the Influence*

**Per Se Law?:**

No

**Statute/Law Language:**

No individual shall operate or be in physical control of any vehicle in the District:

(II) While under the influence of intoxicating liquor or any drug or any combination thereof.

**Penalties Following Conviction:**

First offense - fine of \$300; possible imprisonment for not more than 90 days.

Second offense (within 15 years) - fine of not less than \$1,000 and not more than \$5,000; imprisonment for not more than one year and not less than a mandatory-minimum of 5 days; the court may impose a sentence of at least 30 days of community service; one year license suspension.

Third and subsequent offense (within 15 years) - fine of not less than \$2,000 and not more than \$10,000; imprisonment for not more than one year, but not less than a mandatory-minimum of 10 days.

**Discretionary Court-Ordered Penalties:**

Offender may be required to perform at least 60 days of community service; two year license suspension. The court may order a defendant to pay restitution to the Victims' Compensation Fund or to the victim directly.

**For more information:**

<http://weblinks.westlaw.com/toc/default.aspx?Abbr=dc-st-web&Action=ExpandTree&AP=N55FAEE9095D611DB9BCF9DAC28345A2A&ItemKey=N55FAEE9095D611DB9BCF9DAC28345A2A&RP=%2Ftoc%2Fdefault%2Ewl&Service=TOC&RS=WEBL13.01&VR=2.0&SPa=dcc-1000&pbcc=DA010192&fragment#N55FAEE9095D611DB9BCF9DAC28345A2A>

*Current as of March 2013*

