

# DUI DEPARTMENT

## **Contact us through Drive Safe**

63-11-30 MS Code of 1972 - Operation of vehicle while under influence of intoxication liquor or other substances impairing ability to operate vehicle.

You were, should have been given a receipt for your driver's license. That receipt served as a Temporary permit to drive. This permit is valid for a period of 30 days. You should have contacted the court and request a trial date and an extension of this driving permit. If you do not contact the court within 30 days and obtain court order extending your temporary permit, your driving privilege shall be suspended for a period of 90 days.

**1st Offense DUI** – Mandatory suspension of 120 days. MASEP is required, along with proof of insurance for three years upon conviction under 63-11-30(2) MS Code of 1972, effective July 1, 2007. To continue driving privileges instead of suspension, driver can request Interlock Restricted Driving License under 63-11-31 MS Code of 1972, effective Oct. 1, 2014.

**63-11-23(2) Administrative suspension** of 90 days on all DUI's starting 45 days from arrest being put into system of DPS. Driver can request Interlock Restricted driving license for that time period to continue driving privileges. On a DUI refusal Interlock Restricted driving time is twice the time period which consist of 180 days. DUI refusal is not eligible for extension if you do not go to court within 30 days.

**63-11-216(1) 1<sup>st</sup> Offense DUI CDL** – A person shall be disqualified from driving a commercial motor vehicle for a period of one (1) year if the person's license or permit to drive has been administrative suspended under state statue 63-11-23 or the person has been convicted of a first violation of operating, attempting to operate, or being in actual physical control of commercial motor vehicle on a highway with an alcohol concentration of four one-hundredths percent (0.04%) or more, or under the influence as provided in state statue 63-11-30.

**63-11-216 (4) Breath Test Refusal CDL** – A person shall be disqualified from driving a commercial motor vehicle for a period of (1) year if the person's refuse to submit to a test to determine the operator's alcohol concentration.