

STATUTORY SUMMARY

SUSPENSION 652 ILCS 5/6-208.1; 5/6-206.1; 5/6-514(a) (3)(i); (b);see 49CFR sec. 383.51

1st offender= no prior DUI/SSS w/in 5 years
CDL=1yr Disq.

6 month SSS BAC>.08 or 1 year SSS test refusal MDDP on 31st day of suspension

2nd offender=prior DUI/SSS w/in 5 years of test date.
CDL(any prior)=lifetime Disq.

1 year SSS BAC>.08
3 year SSS test refusal
NO MDDP possible

CRIMINAL OFFENSE 5/11-501
DUI REFUSAL OR BAC<.16-NO PASSENGER < 16 & Valid DL and Insurance

EFFECT ON DRIVING

TYPE OF DISPOSITION

JAIL/COMM. SERVICE

FINE

1st Violation (a); (c)(1)
730 ILCS 5/6-6-1(d)(1),(2),(3)

None other than SSS.

Class A misdemeanor / Eligible for supervision to 2 years if no prior DUI disposition or Reckless plea.

No jail if supervision

1st SSS reinstatement fee \$250;
DUI Tech fee \$500 (poss \$150 analysis) fines up to \$2500

2nd Violation (except if def has prior reckless homicide or AggDUI resulting in great bodily harm see below treated as 3rd) 501(c)(2)

SSS+revocation min 1 year if conviction on DUI; RDP eligible-if 2nd conv RDP after 1yr w/BAIID

Class A/ Not eligible for supervision if any prior DUI disposition = C/D or prob to 2yr

0-364 days-if prior; mand. 5 days jail or 240 hours comm service

2nd SSS reinstatement fee\$500;
DUI Tech fee \$1000 (poss \$150 analysis) fines up to \$2500

3rd Violation -or- 4th violation (d)(1)(A),(E);(d)(2)(B),(C) (d)(3)

Revoked for min 5yr if prior conv w/in 20 yrs; RDP Eligible-if 2nd conv RDP after 1 yr w/BAIID; Rev min 10 yr if 3rdconv RDP same 4th revoked life.

3rd=Class 2 felony/ Probation or C/D up to 48 months; 4th= Class 2 no probation

3rd= mand. 10 days jail or 480 hours comm serv/ if 4th=no probation 3-7yr IDOC

reinst as above; DUI Tech \$1000 (poss \$150 analysis) to \$25,000

5th Violation-or- 6th or subsequent (d)(1)(A);(d)(2)(D),(E)

Revoked for life No RDP

5th=Class 1 no probation 4-15 yr IDOC/ 6th+ = Class X 6-30 IDOC

No Probation

reinst as above; DUI Tech \$1000 (poss \$150 analysis) to \$25,000

DUI accident in school zone resulting in bodily harm or accident w/ great bodily harm or death (d)(1)(E);(d)(2)(F);(d)(2)(G)

Same as DUI except revoked 3yr for reckless homicide or 5yr for 2nd w/ 20yr

Convicted +school accid=Class 4 Great bodily harm=Class 4 felony Reckless Homicide=Class 2 felony

Conv+school accid=Class 4 prob+10 days or 480hrs comm serv Great bodily harm=Class 4 prob+10 days or 480 hrs, if IDOC 1-12 yr/Reckless Homicide=Class2 if IDOC 3-14 yr w/one dead - 6-28 w/2 or more dead

Conv+school accid
1st=\$2500.;2nd=\$5000
reinst as above; DUI Tech fee \$500 or \$1000 (poss \$150 analysis) up to \$25,000

DUI ON SSS/REVOKED FOR DUI OR RECKLESS HOMICIDE : DID NOT POSSESS DL : NO INSURANCE : DRIVING SCHOOL BUS W/ PASS<18

1st or 2nd Violation (d)(1)(B);(d)(1)(G);(d)(1)(H); (d)(1)(I);(c)(2);(d)(3)

SSS+revocation min 1 year if conviction on DUI-RDP eligible

Class 4 felony/ Probation or C/D up to 30 months

mand 10 days jail or 480 hours;+if 2nd =mand. 5 days jail or 240 hours; IDOC 1-3 years; in addition to any DWLS/DWLR penalty

reinst as above; DUI Tech fee \$500 or \$1000 (poss \$150 analysis) up to \$25,000

3rd Violation (d)(2)(B);(d)(3)

Same as 3rd violation above

Class 2 felony/ Probation or C/D up to 48 months

mand. 10 days jail or 480 hours comm serv; IDOC 3-7 years

reinst as above; DUI Tech fee \$1000 (poss \$150 analysis) up to \$25,000

4th 5th 6th Violation or more (d)(2)(C);(d)(2)(C);(d)(2)(D)

Same as 4th 5th 6th; No RDP for 4th conv. or more revoked for life.

4th Class 2; 5th Class 1; 6th Class X

No Probation=IDOC=4th 3-7; 5th 4-15; 6th 6-30

See above -over-

CRIMINAL OFFENSE 5/11-501**DUI WITH PASSENGER UNDER 16**1st Violation (c)(3)EFFECT ON DRIVING

None other than SSS/ see other side

TYPE OF DISPOSITION

Class A misdemeanor / Eligible for supervision to 2 years if no prior DUI disposition or Reckless plea.

JAIL/COMM. SERVICE

subj to 6 mo. jail and 25 days comm service

FINE1st SSS reinst fee \$250/ DUI Tech \$500 (poss \$150 analysis) + min \$1000 to \$25002nd Violation (d)(1)(K);(d)(2)(I); (c)(2)SSS+revocation min 1 year if conviction on DUI; RDP eligible-if 2nd conv RDP after 1yr w/BAIID See 2nd violation above

Class 2 felony C/D or prob to 48 months

mand 5 days jail or 240 hours comm serv; subj to 6 mo jail and mand 25 days comm service

2nd SSS reinst fee \$500; DUI Tech \$1000 (poss \$150 analysis) fines mand \$2500;(or mand \$5000 if bod harm to pass<16)1st Violation if accid w/ bodily harm to pass<16 (d)(1)(J)

See above

Class 4 felony

subj to 6 mo. jail and mand 25 days comm. service

reinst as above; DUI Tech \$500 (poss \$150 analysis) min \$2500 to\$25,000 plus \$200 DNA Fee

3rd Violation (d)(2)(B);(d)(3)Revoked for min 5yr if prior conv w/in 20 yrs; RDP Eligible-if 2nd conv RDP after 1 yr w/BAIID; Rev min 10 yr if 3rdconv RDP same.

Class 2 felony/ Probation or C/D up to 48 months

mand 10days jail or 480 hours; subj to 6 mo jail and mand 25 days comm serv;or IDOC 3-7 years and 25 days comm service.

reinst as above; DUI Tech \$1000 (poss \$150 analysis) min \$25,000; plus \$200 DNA

4th or more (d)(2)(C),(D),(E)4th revoked for life-No RDPSame as 4th etc on other sideSame as 4th etc on other side w/ mand 25 days comm serv

min \$25,000+ DUI Tech \$1000 (poss \$150 analysis) to \$25,000 plus \$200 DNA Fee plus \$150 analysis

DUI WHILE BAC .16 OR MORE1st Violation (c)(4)

SSS+revocation 1 year if conviction on DUI-RDP eligible

Class A misdemeanor / Eligible for supervision to 2 years if no prior DUI disposition or Reckless plea.

mand 100 hours comm serv

min \$500+DUI Tech \$500 (poss \$150 analysis) to \$2500

2nd Violation (c)(5);(c)(2)SSS+revocation min 1 year if conviction on DUI; RDP eligible-if 2nd conv RDP after 1yr w/BAIID

Class A/ Not eligible for supervision if any prior DUI disposition = C/D or prob to 2yr

mand 5 days jail or 240 hours comm serv + mand 2 days jail

min \$1250+DUI Tech \$1000 (poss \$150 analysis) to \$2500

3rd Violation (d)(2)(B);(d)(3)Revoked for min 5yr if prior conv w/in 20 yrs; RDP Eligible-if 2nd conv RDP after 1 yr w/BAIID; Rev min 10 yr if 3rdconv RDP same.

Class 2 felony/ Probation or C/D up to 48 months

mand 10 days jail or 480 hours comm serv+ mand. 90 days jail;or IDOC 1-3 years

min\$2500 +DUI Tech \$1000 (poss \$150 analysis) to \$25K to \$200 DNA

4th or more (d)(2)(C),(D),(E)4th revoked for life-No RDPSame as 4th etc on other sideSame as 4th etc on other side

min \$5000+ same as above