

DWI Violations (Driving Under the Influence of Liquor/Drugs)

Artesia Municipal Court has jurisdiction over 1st, 2nd, and 3rd Offense DWI violations that occur within the municipality of Artesia, with the exception of juvenile cases.

Below is a list of the potential and mandatory penalties if convicted of either a 1st, 2nd, or 3rd DWI in Municipal Court.

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| <p>Non-Aggravated DWI: -Driving a vehicle in this state with a Blood Alcohol Concentration (BAC) Level of less than .16</p> | <p>Aggravated DWI – - Driving a vehicle in this state with a Blood Alcohol Concentration (BAC) Level of .16 or more, -Refusal to submit to chemical testing, -Causing bodily injury to a human being as a result of the unlawful operation of a motor vehicle while driving under the influence o intoxicating liquor or drugs</p> |
| <p>DWI 1st Offense Non-Aggravated:</p> <p>Fine : \$0.00 up to \$500.00 Fees: \$ 85.00 Crime Lab Fee \$ 75.00 Community Prevention Programs Fee \$ 20.00 Corrections Fee \$ 6.00 Court Automation Fee \$ 3.00 Judicial Education Fee</p> <p>Jail: 0 up to 90 days</p> <p>Mandatory Sentences: Alcohol Screening DWI School 24 up to 48 hours Community Service Ignition Interlock for 1 year Ignition Interlock License for 1 year Supervised Probation for 1 year</p> <p>Alcohol or drug abuse treatment program if recommended by alcohol screening</p> | <p>DWI 1st Offense Aggravated:</p> <p>Fine: \$0.00 up to \$500.00 Fees: \$ 85.00 Crime Lab Fee \$ 75.00 Community Prevention Programs Fee \$ 20.00 Corrections Fee \$ 6.00 Court Automation Fee \$ 3.00 Judicial Education Fee</p> <p>Jail: 2 up to 90 days (48 hours mandatory)</p> <p>Mandatory Sentences: Alcohol Screening DWI School 24 up to 48 hours Community Service Ignition Interlock for 1 year Ignition Interlock License for 1 year Supervised Probation for 1 year</p> <p>Alcohol or drug abuse treatment program if recommended by alcohol screening</p> |
| <p>DWI 2nd Offense Non Aggravated:</p> <p>Fine: \$500.00 to \$999.00 Fees: \$ 85.00 Crime Lab Fee \$ 75.00 Community Prevention Programs Fee \$ 20.00 Correction Fee \$ 6.00 Court Automation Fee \$ 3.00 Judicial Education Fee</p> <p>Jail: 4 up to 179 days (4 consecutive days mandatory)</p> <p>Mandatory Sentences: Alcohol Screening 48 hours Community Service Ignition Interlock for 2 years Ignition Interlock License for 2 years Alcohol or drug abuse treatment program -Inpatient Treatment- 28-day minimum -Outpatient Treatment – 90 day minimum -or other substance abuse counseling program</p> <p>Supervised Probation for 1 year</p> | <p>DWI 2nd Offense Aggravated:</p> <p>Fine: \$500.00 to \$999.00 Fees: \$ 85.00 Crime Lab Fee \$ 75.00 Community Prevention Programs Fee \$ 20.00 Corrections Fee \$ 6.00 Court Automation Fee \$ 3.00 Judicial Education Fee</p> <p>Jail: 8 up to 179 days (8 consecutive days mandatory)</p> <p>Mandatory Sentences: Alcohol Screening 48 Community Service Ignition Interlock for 2 years Ignition Interlock License for 2 years Alcohol or drug abuse treatment program -Inpatient Treatment- 28-day minimum -Outpatient Treatment – 90 day minimum -or other substance abuse counseling program</p> <p>Supervised Probation for 1 year</p> |
| <p>DWI 3rd Offense Non-Aggravated:</p> <p>Fine: Mandatory \$999.00 Fees: \$ 85.00 Crime Lab Fee \$ 75.00 Community Prevention Programs Fee \$ 20.00 Corrections Fee \$ 6.00 Court Automation Fee \$ 3.00 Judicial Education Fee</p> <p>Jail: 30 to 179 days (30 consecutive days mandatory)</p> <p>Mandatory Sentences: Alcohol Screening 96 hours Community Service Ignition Interlock for 3 years Ignition Interlock License for 3 years Alcohol or drug abuse treatment -Inpatient Treatment- 28-day minimum -Outpatient Treatment – 90 day minimum -or other substance abuse counseling program</p> <p>Supervised Probation for 1 year</p> | <p>DWI 3rd Offense Aggravated</p> <p>Fine: Mandatory \$999.00 Fees: \$ 85.00 Crime Lab Fee \$ 75.00 Community Prevention Programs Fee \$ 20.00 Corrections Fee \$ 6.00 Court Automation Fee \$ 3.00 Judicial Education Fee</p> <p>Jail: 90 to 179 days (90 consecutive days mandatory)</p> <p>Mandatory Sentences: Alcohol Screening 96 hours Community Service Ignition Interlock for 3 years Ignition Interlock License for 3 years Alcohol or drug abuse treatment -Inpatient Treatment- 28-day minimum -Outpatient Treatment – 90 day minimum -or other substance abuse counseling program</p> <p>Supervised Probation for 1 year</p> |