

MADD 2011 Drunk Driving Statistics

SENATE BILL NUMBER
SENATE NO. 4
DATE 3/18/13
REP. NO. HB367

One in three people will be involved in an alcohol-related crash in their lifetime.

Every day 27 Americans die as a result of drunk driving.

The ages of drunk driving caused deaths peak in early twenties:

- 34% are ages 21 through 24
- 30% are ages 25 through 34
- 25% are ages 35 through 44

Montana ranks number 5 in the nation for percentage of drunk driving deaths

An average drunk driver has driven drunk 80 times before being arrested

Approximately 1/3 of drunk drivers are repeat offenders.

2/3 of drivers who kill or injure themselves or others are 1st offenders --- traffic checks can help prevent.

Drunk driving fatalities happen at a 31% higher rate on week-ends and a 37% higher rate at night.

50 to 75% of convicted drunk drivers continue to drive on a suspended license.

MADD recommends interlocks for all first offenses. Oregon has reduced its drunk driving rate by 35% since improving enforcement and implementing this law in 2007.

The National Highway Administration offers incentives for states that pass laws requiring interlocks for first offenders.

Except for North Dakota, surrounding states have a much lower rate of drunk driving deaths than Montana

Scram bracelet costs an offender about \$10 a day; Interlocks about \$3 a day. 24/7 program around \$5 a day plus the time and expense of reporting to the courthouse.

What does SB 367 do?

For Juveniles:

- I. 1st conviction:
 - *6 month suspension with hard suspension for 30 days. Current law is 90 day suspension.
 - *judge may order alcohol/drug evaluation and treatment and an alcohol monitoring program or process for the duration of the sentence.
 - *fine \$100 to \$500
- II. 2nd conviction
 - *1 year suspension with hard suspension for 60 days. Current law is 6-month suspension
 - *judge shall order alcohol/drug evaluation and treatment and an alcohol monitoring program or process for the duration of the sentence.
 - *fine \$200 to \$500
- III. 3rd conviction
 - *1 year or until age 21 suspension whichever is longer with hard suspension for 60 days.
 - *judge shall order alcohol/drug evaluation and treatment and an alcohol monitoring program or process for the duration of the sentence.
 - *fine \$300 to \$500

Forfeitures - merely changing the reference section to reflect change in 61-8-733

Reporting Requirements for Interlocks

- *calibrated at .02 (currently .025 in Montana)
- *court must complete a form designating where the reports must be sent

The following reports must be made within five days:

- *date the interlock was installed
- *blows over .02
- *blows between .00 and .02

Total blows reported in a 30 day period must be reported within 37 days

Judge may order the person to blow a certain number of times each day even if the person doesn't intend to drive

Aggravated - increase the fine from \$1000 to between \$1000 and \$5000

- *provide for different alcohol/drug monitoring and treatment programs and processes

Second Offenses - Adults adds additional penalty choices for judges if 24/7 is impractical. Interlocks and scam bracelets or other choices specified.

*fine \$600 to \$1000. 7 days to 1 year in jail

*If person under age 16 in the car, \$1200 to \$2000 fine and 14 days to 1 year in jail