

THOMPSON, THOMPSON & GLANVILLE, PLC

Super Drunk Driving Law

In July of 2009 the Michigan Legislature enacted Public Acts 461 and 462 which amended the Michigan Vehicle Code by imposing enhanced criminal penalties for operating a vehicle with a BAC of 0.17 or more. This new act, known as the "Super Drunk" driving law takes affect on October 31, 2010. Michigan's new "super drunk" driving law affects individuals arrested with an alcohol content of 0.17 or more as follows:

1. It increases the maximum penalty from 93 days in jail to 180 days in jail.
2. It increases the maximum fine from \$500.00 to \$700.00, plus court costs.
3. It mandates alcohol rehabilitation programs.
4. It Increases driver's license sanctions to the following:
 - a. A one-year license suspension for first-time offenders with a restricted license available after the first 45 days of suspension.
 - b. A requirement to install an alcohol detection device calibrated at .025 with additional suspensions if the driver violates conditions of the restricted license and operates a vehicle with a BAC of higher than .025.