

STATE COURT OF HOUSTON COUNTY
STATE OF GEORGIA
PRE-TRIAL

DUI SENTENCING GUIDELINES

FOR NEGOTIATED SETTLEMENTS OFFENSE DATES AFTER February 1, 2022 all prior negotiated pleas will be honored

Defendant's Name: _____ Case Number: _____ SR _____

1 POINT	Each prior conviction or nolo for suspended license, fleeing/eluding, hit and run	
1 POINT	Each prior alcohol-drug-related offense other than DUI except as counted above	
1 POINT	Each prior felony conviction within 10 years	
5 POINTS	Each prior felony with vehicle or vehicular homicide	
3 POINTS	If 5 or more moving violations WITHIN 5 YEARS	
5 POINTS	If 5 or more moving violations WITHIN 3 YEARS	
3 POINTS	If Defendant is under 21 years of age	
5 POINTS	If non-prescribed controlled substance present	
5 POINTS	If child in car	
7 POINTS	If defendant struck another occupied vehicle	
5 POINTS	If bodily injury to another	
5 POINTS	If committed in a commercial vehicle	
3 POINTS	If Blood Alcohol Level equals or exceeds .150 grams percent	
5 POINTS	If Blood Alcohol Level equals or exceeds .200 grams percent	
3 POINTS	If implied consent refusal	
3 POINTS	If other suspendable traffic offense committed with present DUI	
5 POINTS	Each DUI within 5 years of subject incident date	
3 POINTS	Each DUI more than 10 years earlier than subject incident date	
	TOTAL POINTS	

Number and date of prior DUI convictions and nolo pleas within ten years of this offense _____

<i>Offense Within 10 Years</i>	<i>0-4 POINTS</i>	<i>5-9 POINTS</i>	<i>10-12 POINTS</i>	<i>13-15 POINTS</i>	<i>16-18 POINTS</i>	<i>19-21 POINTS</i>	<i>22 or More POINTS</i>
1 ST OFFENSE	\$1563 24 hrs jail Bal 12 mos Prob 40hrs c/s	\$1563 48 hrs jail Bal 12 mos Prob 64hrs c/s	\$1563 10 days jail Bal 12 mos Prob 80hrs c/s	\$1563 30 days jail Bal 11 mos Prob 120hrs c/s	\$1563 60 days jail Bal 10 mos Prob 160hrs c/s	\$1563 4 mos jail Bal 8 mos Prob 160hrs c/s	\$1563 6 mos jail Bal 6 mos Prob 160hrs c/s
	0-2 POINTS	3-5 POINTS	6-10 POINTS	11-14 POINTS	15-18 POINTS	19-21 POINTS	22 or More POINTS
2 ND OFFENSE	\$2034 72 hrs jail Bal 12 mos Prob 240hrs c/s	\$2034 10 days jail Bal 12 mos Prob 240hrs c/s	\$2034 30 days jail Bal 11 mos Prob 240hrs c/s	\$2034 60 days jail Bal 10 mos Prob 240hrs c/s	\$2034 4 mos jail Bal 8 mos Prob 240hrs c/s	\$2034 6 mos jail Bal 6 mos Prob 240hrs c/s	\$2034 8 mos jail Bal 4 mos Prob 240hrs c/s
	0-3 POINTS	4-5 POINTS	6-8 POINTS	9-10 POINTS	11 or More POINTS		
3 RD OR SUBSEQUENT OFFENSE	\$4982 30 days jail Bal 11 mos Prob 240hrs c/s	\$4982 60 days jail Bal 10 mos Prob 240hrs c/s	\$4982 4 mos jail Bal 8 mos Prob 240hrs c/s	\$4982 8 mos jail Bal 4 mos Prob 240hrs c/s	\$4982 12 mos jail	Grid to serve as Guideline only. Actual Sentence may differ depending on case specifics including mitigating factors	

Fine amounts include surcharges. \$50 court costs and restitution for appointed counsel may also be added. Fines on DUI/Drug charges increase by \$250/\$375/\$500 for additional surcharge.

Each probation sentence typically will include: substance abuse evaluation within 30 days, follow recommendations of evaluation, minimum 2 Alcohol Anonymous meetings a week, minimum 16 week intensive substance abuse counseling unless first substance offense lifetime, Blood Alcohol Content less than 0.15, then 1 Alcohol Anonymous meeting a week, minimum 6 week substance abuse education course. Probationers will be subject to random searches and drug screens. Generally, ignition interlock will be ordered for 6 months for any 2nd or greater DUI within 5 years. Other conditions may also be added.