

# Driving Under the Influence



## When am I legally intoxicated?

You are legally intoxicated in Texas when your blood alcohol concentration reaches 0.08%. Still, you are breaking the law as soon as drugs or alcohol affect your driving — or flying or boating — ability.

## What are the penalties for a DWI?

- First offense: Up to a \$2,000 fine, Up to 180 days in jail upon conviction with three mandatory days, and loss of driver's license for up to a year.
- Second offense: Up to a \$4,000 fine, one month to a year in jail upon conviction, loss of driver's license for up to two years.
- Third offense: A \$10,000 fine, two to 10 years in prison, loss of driver's license for up to two years.
- These fines do not include a state fine of \$3,000, \$4,500, or \$6,000 assessed upon sentencing.

## Drunk driving with a child passenger

- You will be charged with child endangerment if you drive drunk with children under 15.
- You will be additionally fined up to \$10,000.
- You could be put in jail for up to two years.
- You will lose your driver's license for another 180 days.

## Driving with an open container

Carrying an open container of alcohol in your vehicle, even if you're not drunk, is illegal.