

IN THE JUSTICE COURT OF RANKIN COUNTY, MISSISSIPPI

Defendant: _____

File No. _____

Trial Guilty Plea Nolo Plea

**SENTENCING ORDER FOR DUI CONVICTION
SECOND OFFENSE DUI – ZERO TOLERANCE FOR MINORS**

This cause came on for sentencing on conviction for DUI and the Court being satisfied it has complete jurisdiction, hereby FINDS and ORDERS:

The defendant having been convicted of a **second** offense DUI (*Zero Tolerance for Minors*):

1. The defendant shall be fined \$ _____ (*not more than Five Hundred Dollars (\$500.00)*).
2. In accordance with Miss. Code Ann. § 63-11-31(2)(b)(i), the defendant is hereby assessed, in addition to the criminal fines, penalties and assessments provided by law for violations of Section 63-11-30, a fee of Fifty Dollars (\$50.00), to be deposited in the Interlock Device Fund in the State Treasury.
3. In accordance with Miss. Code Ann. § 63-11-30(3)(c), thirty (30) days after receipt of the court abstract, the Department of Public Safety shall suspend the driver's license and driving privileges of the defendant for ninety (90) days unless the defendant has surrendered his/her driver's license to be voided and obtained a new driver's license that is restricted to operation of vehicles equipped with an ignition-interlock device that complies with Section 63-11-31; the defendant shall not be eligible for an unrestricted license until he/she has either been subject to a full one-year suspension or has exercised the driving privilege solely under an interlock-restricted license for one (1) full year.
4. In accordance with Miss. Code Ann. § 63-11-30(3)(e), the defendant may have the period of driver's license suspension reduced to six (6) months if the defendant receives an in-depth diagnostic assessment, and as a result of the assessment is determined to be in need of treatment for alcohol or drug abuse and successfully completes treatment for alcohol or drug abuse at a program site certified by the Department of Mental Health. Each person who receives a diagnostic assessment shall pay a fee representing the cost of such assessment. Each person who participates in a treatment program shall pay a fee representing the cost of such treatment.
5. In accordance with Miss. Code Ann. § 63-11-31(6)(a), all vehicles owned by the defendant that are not equipped with an ignition interlock device shall be
 - impounded or
 - immobilized
 pending further order of the court lifting the offender's driving restriction. The cost associated with any impoundment or immobilization shall be paid by the defendant without regard to ability to pay.

So ordered, this the _____ day of _____, 20_____.

Judge