

**DUI STATUTORY SENTENCING BREAKDOWN UNDER 316.193, FLORIDA STATUTES  
(Does Not Include Manslaughter or Serious Bodily Injury)**

Offense Number	Amount of Fines and Costs	Probation Period	DL Rev Period (Conviction to offense per §322.28)	Jail Time (Conviction to offense per §316.193(6)(b))	Impound	Ignition Interlock Device
1st Below .15	\$500 - \$1000 §316.193(2)(a)	Up to 12 months §316.193(6)(a)	6 months to 1yr. §322.28(2)(a)(1)	Up to 6 months §316.193(2)(a)2a	10 days §316.193(6)(a-c)	If court ordered
1st above .15 or person less than 18 yoa in car	\$1000 - \$2000 §316.193(4)(a)	Up to 12 months §316.193(6)(a)	6 months to 1yr. §322.28(2)(a)(1)	Up to 9 months §316.193(4)(b)1	10 days §316.193(6)(a-c)	Up to 6 months
2nd w/in 5yrs. below .15	\$1000 - \$2000 §316.193(2)(a)	Up to 12 months §316.193(6)(a)	5yrs. §322.28(2)(a)2	<i>Mandatory 10 days</i> §316.193(6)(b) Up to 9 months §316.193(2)(a)2b	30 days §316.193(6)(b)	At least 1yr.
2nd w/in 5yrs. above .15	\$2000 - \$4000 §316.193(4)(a)	Up to 12 months §316.193(6)(a)	5yrs. §322.28(2)(a)2	<i>Mandatory 10 days</i> §316.193(6)(b) Up to 12 months §316.193(4)(b)2	30 days §316.193(6)(b)	Up to 2 years
2nd outside 5yrs. below .15	\$1000 - \$2000 §316.193(2)(a)	Up to 12 months §316.193(6)(a)	Up to 1yr. §322.28(1)	Up to 9 months §316.193(2)(a)2b	10 days §316.193(6)(a-c)	At least 1Year
2nd outside 5yrs. above .15 or person less than 18 yoa in car	\$2000 - \$4000 §316.193(4)(a)	Up to 12 months §316.193(6)(a)	Up to 1yr. §322.28(1)	Up to 12 months §316.193(4)(b)2	10 days §316.193(6)(a-c)	Up to 2 Years
Felony 3 <sup>rd</sup> /3rd w/in 10yrs. below .15	Up to \$5000 §316.193(2)(b)	Up to 60 months §316.193(6)(a)	10 years §322.28(2)(a)3	<i>Mandatory 30 days</i> §316.193(6)(c) Up to 5 yrs. §316.193(2)(b) §775.082(3)(d)	90 days §316.193(6)(c)	At least 2yrs.
Felony 3 <sup>rd</sup> /3rd w/in 10yrs. above .15	\$4000 - \$5000 §316.193(4)(a)	Up to 60 months §316.193(6)(a)	10 years §322.28(2)(a)3	<i>Mandatory 30 days</i> §316.193(6)(c) Up to 5 yrs. §316.193(2)(b) §775.082(3)(d)	90 days §316.193(6)(c)	At least 2yrs.
3rd outside 10yrs. below .15	\$2000 - \$5000 §316.193(2)(b)2	Up to 12 months §316.193(6)(a)	Up to 1yr. §322.28(1)	Up to 12 months §316.193(4)(b)2	10 days §316.193(6)(a-c)	At least 2yrs.
3rd outside 10yrs. above .15	\$4000+ §316.193(4)(a)	Up to 12 months §316.193(6)(a)	Up to 1yr. §322.28(1)	Up to 12 months §316.193(4)(b)2	10 days §316.193(6)(a-c)	At least 2yrs.
Felony 3 <sup>rd</sup> /Fourth	\$2000+ §316.193(2)(b)3	Up to 60 months §316.193(6)(a)	Permanently §322.28(2)(e)	Up to 5yrs. §316.193(2)(b) §775.082(3)(d)	10, 30, 90 days depending on priors §316.193(6)(a-c)	