



Louisiana Department of Public Safety

Office of Motor Vehicles

2-6.00 Alcohol Related Offenses and Ignition Interlock

Revised Date: 09/10/2025

Purpose

This policy describes requirements for [DWI/UDUI](#), [Submit/Refusal](#), [Administrative Revocation \(motor powered watercraft\)](#), [purchase or possession of alcohol](#), [ignition interlock as a condition of reinstatement](#), [violation of interlock requirements \(condition of reinstatement\)](#), and [credit for ignition interlock](#).

Definitions

- [Driving While Intoxicated \(DWI\)](#) - A conviction received from any District, City, Municipal, Federal, or Magistrate court having traffic jurisdiction for operating a motor vehicle while under the influence of beverages of alcoholic content with a blood-alcohol content (BAC) of 0.08 or above, of narcotic drugs, or of central nervous system stimulants.
- [Disqualification Period](#) – a set amount of time a person is not allowed to operate a class A, B, or C vehicle.
- [Ignition Interlock](#) - An in-car alcohol breath screening device that is connected to the engine's ignition system used to prevent a vehicle from starting if it detects a blood alcohol level above a preset limit
- [Refusal](#) - When a law enforcement officer places a person under arrest for operating a motor vehicle while intoxicated and the person refuses to submit to an approved chemical test for intoxication.
- [Submit](#) - When a law enforcement officer places a person under arrest for operating a motor vehicle while intoxicated and the person submits to an approved chemical test for intoxication and such test results show a blood alcohol content over the legal limits.
- [Underage Driving Under the Influence \(UDUI\)](#) - A conviction received from any District, City, Municipal, Federal or Magistrate court having traffic jurisdiction for operating a motor vehicle while under the influence of beverages of alcoholic content with a BAC of 0.02 - 0.079 and under the age of 21 and the conviction date is prior to August 15, 2007. Any UDUI conviction received with a conviction date of August 15, 2007 or after is processed as a DWI.
- [Violation of the Interlock Requirement](#) - The unauthorized removal of the interlock device prior to the removal date authorized by law.

DWI – UDUI

Authority:

[R.S. 14:98, 98.1](#)

[R.S. 32:896](#)

[R.S. 32:414](#)

[R.S. 32:414.2](#)

[R.S. 32:407](#)

[R.S. 32:667](#)

To view Louisiana Statutes: <http://www.legis.state.la.us/>

General:

- The Department shall suspend the driving privileges of any person upon receiving satisfactory evidence of conviction for a charge of Driving While Intoxicated (DWI) or Underage Driving Under the Influence (UDUI) as required under the laws of this state.
- The 2007 Regular Legislative Session amends the existing law pertaining to the duration of the suspension periods on convictions with a date of August 15, 2007. The duration of suspension periods is the same for all persons regardless of age.

Suspension Periods		
Violation	Dated August 14, 2007 and Before	Dated of August 15, 2007 and After
DWI 1st	90 days (3 months)	365 days (1 year)
DWI 1st with BAC 0.15+	730 days (2 years)	730 days (2 years)
DWI 2nd	365 days (1 year)	730 days (2 years)
DWI 2nd with BAC 0.15+	1,460 days (4 years)	1,460 days (4 years)
DWI 3rd	730 days (2 years)	1,095 days (3 years)
UDUI	180 days (6 months)	365 days (1 year)

- **Disqualification Periods for CDL Operation or License Holders** - If a conviction of a DWI or UDUI is received and a Commercial Motor Vehicle (CMV) was being operated **or** the operator holds a class A, B, or C driver's license while operating a private vehicle, the driver must also serve a disqualification period.
 - **Driving CMV 1st Offense** - 365 day (1 year) disqualification period
 - **Driving CMV/HAZMAT 1st Offense** - 1,095 day (3 year) disqualification period
 - **Driving a Private Vehicle** (with a license class of A, B, or C) - 365 day (1 year) disqualification period
 - A subsequent major conviction/violations received while operating a CMV or by an operator with a Class A, B, or C driver's license while operating a private vehicle requires a permanent disqualification period.

- **Methods of Compliance**

- Serve mandatory suspension and/or disqualification period of the driving privileges.
- File proof of future financial responsibility for a period of three (3) years from the date of conviction.
- Pay the applicable reinstatement fee required, in addition to any other fees owed for other statutory requirements.
 - DWI 1st - \$100.00
 - DWI 2nd - \$200.00
 - DWI 3rd or subsequent - \$300.00
 - UDUI - \$60.00

- **Notes** - Louisiana R.S. 32:407, amended in 2008, requires proof of completion of a 30-hour classroom driver education course or a 6-hour pre-licensing course at the time of reinstatement for this violation for any driver who has an intermediate license (16 years of age with a restriction **61**). The course completion date must be after the date of violation.
 - The 8-hour behind the wheel training is **not** required.
 - At the age of 17, however, the course is no longer required for reinstatement. Act 605 does **not** waive this requirement.

Submit – Refusal

Authority:

[R.S. 32:667](#)

[R.S. 32:668](#)

[R.S. 32:661 et al](#)

[R.S. 32:414.2 \(C\)\(2\)](#)

[R.S. 32:407](#)

49 CFR Part 383.51

To view Louisiana Statutes: <http://www.legis.state.la.us/>

General:

- If a Refusal/Submit occurs out-of-state on an individual with a Louisiana driver's license (Class D or E) while operating a private vehicle, it will not be processed.
- If a Refusal/Submit is received and a Commercial Motor Vehicle (CMV) was being operated **or** the violator holds a class A, B, or C driver's license while operating a private vehicle, the driver must also serve a disqualification period.

Suspension Periods			
Refusal Date	Violation	BAC	Suspension Period
Prior to 09/01/2009	Refusal 1 st (any age); Refusal 1 st Out-of-State Driver's License	N/A	180 days
	Refusal 2 nd +(any age); Refusal 2 nd + Out-of-State Driver's License; Refusal 1 st Fatality/Serious Injury (any age)	N/A	545 days
09/01/2009 or After	Refusal 1 st (any age); Refusal 1 st Out-of-State Driver's License; Refusal 1 st Fatality/Serious Injury (any age)	N/A	365 days
	Refusal 2 nd + (any age); Refusal 2 nd + Out-of-State Driver's License; Refusal 2 nd Fatality/Serious Injury (any age)	N/A	730 days
Suspension Period			
Submit Date	Violation	BAC	Suspension Period
Prior to 07/01/2024	Submit 1 st (21 and older); Submit 1 st Out-of-State Driver's License	0.08 - 0.19	90 days
	Submit 1 st (any age); Submit 1 st Out-of-State Driver's License	0.20+	730 days
	Submit Underage (under 21)	0.02-.19	180 days
	Submit 2 nd (21 and older); Submit 2 nd Out-of-State Driver's License	0.08 - 0.19	365 days
	Submit 2 nd (any age); Submit 2 nd Out-of-State Driver's License	0.20+	1460 days
	Submit 3 rd (any age); Submit 3 rd Out-of-State Driver's License	0.08+	365 days
07/01/2024 or After	Submit 1 st (21 and older); Submit 1 st Out-of-State Driver's License	0.08 - 0.14	180 days
	Submit 1 st (any age); Submit 1 st Out-of-State Driver's License	0.15+	730 days
	Submit 2 nd (21 and older); Submit 2 nd Out-of-State Driver's License	0.08 - 0.14	365 days
	Submit 2 nd (any age); Submit 2 nd Out-of-State Driver's License	0.15+	1460 days
	Submit Underage (under 21)	0.02+	180 days

*BAC – Blood Alcohol Content

Requirements

- Refusal**

1. Serve mandatory suspension and/or disqualification period of the driving privileges.
2. File proof of financial responsibility (SR-22) for three (3) years from date of arrest.
3. Pay \$50.00 reinstatement fee, in addition to any fee owed for other statutory requirements.
4. Ignition interlock device installed in the vehicle is required.

- Submit**

1. Serve mandatory suspension and/or disqualification period of the driving privileges.
2. Pay \$50.00 reinstatement fee, in addition to any fee owed for other statutory requirements.
3. Ignition interlock device installed in the vehicle may be required if certain criteria is met.

- **Refusal/Submit for Out-of-State Driver's License**
 1. Serve mandatory suspension of the driving privileges.
 2. Pay \$50.00 reinstatement fee, in addition to any fee owed for other statutory requirements.
- **Additional compliance requirements for any driver who has an intermediate license, sixteen (16) years of age with a "61" restriction.**
 - Proof of completion of a 30-hour classroom driver education course or a 6-hour pre-licensing course at the time of reinstatement for these violations.
 - The course completion date must be after the date of the violation.
 - The 8-hour behind the wheel training is not required.
 - Once the driver turns seventeen (17) years of age, the course is no longer required for reinstatement.
 - Act 605 does not waive this requirement.

Administrative Revocation (Motor Powered Watercraft)

Authority:

[R.S. 32:661\(A\)](#)

[R.S. 32:661.1](#)

To view Louisiana Statutes: <http://www.legis.state.la.us/>

General:

- R.S. 32:661(A) provides that any person who operates a motor vehicle upon the public highways of Louisiana is presumed to have consented to a chemical test (blood, breath or urine) to determine blood alcohol content. The test is administered at the direction of a law enforcement officer having reasonable grounds to believe the arrestee to have been driving or in control of a motor vehicle upon the public highways of Louisiana while under the influence of alcoholic beverages or any abused or illegal controlled dangerous substance as set forth in R.S. 40:964 (Act 338 of the 1987 Regular Session).
- R.S. 32:661.1 provides that any person who operates a motor powered watercraft upon the public navigable waterways of Louisiana is presumed to have consented to a chemical test (blood, breath or urine) to determine blood alcohol content. Said test is administered at the direction of a law enforcement officer having reasonable grounds to believe the arrestee to have been driving or in actual physical control of a motor powered watercraft while under the influence of alcoholic beverages or any abused or illegal controlled dangerous substance as set forth in R.S. 40:976 (Act 661 of the 1989 Regular Session).
- Louisiana RS 32:407, amended in 2008, requires proof of completion of a 30-hour classroom driver education course or a 6-hour pre-licensing course at the time of reinstatement for this violation for any driver who has an Intermediate License, 16 years of age with a 61 restriction. The course completion date must be after the date of violation. The 8-hour behind the wheel training is not required. Once the driver turns 17, however, the course is no longer required for reinstatement. Act 605 does not waive this requirement.

Purchase or Possession of Alcohol

Authority:

[R.S. 14:93.13 \(B\)](#)

[R.S. 14:93.12 \(B\)\(3\)](#)

[R.S. 32:414 \(S\)](#)

To view Louisiana Statutes: <http://www.legis.state.la.us/>

General:

- Upon receipt of a court order, the department will suspend the driving privileges of a person who has been convicted of purchasing or possessing alcohol while under the age of 21, or of a person who has been convicted of purchasing alcohol on behalf of a person under the age of 21.
- The court may issue an order which authorized the department to issue a restricted (hardship) license. Restrictions will be determined by the court.

Compliance:

- The violator must serve the 180 suspension period
- \$60 reinstatement fee

Ignition Interlock as a Condition of Reinstatement

Authority:

[R.S. 32:378.2](#)

[R.S. 32:667\(l\)](#)

To view Louisiana Statutes: <http://www.legis.state.la.us/>

General:

- A driver who is arrested for DWI and refuses or submits to the chemical test for intoxication, in certain instances, may be required to have an ignition interlock device installed in the vehicle that will be driven as a condition of reinstating the driving privileges or upon issuance of a restricted hardship license (effective August 15, 2003).
- A **temporary instructional permit (TIP)** may be issued without an interlock as a condition of reinstatement for the purpose of driver education. The interlock must be installed prior to upgrading the license (effective August 1, 2019).
- Ignition interlock as a condition of reinstatement is not required when the Refusal or Submit was issued to a driver who, on the date of arrest, has an out-of-state driver's license.
- If the driving privileges have been reinstated or a restricted hardship license has been issued with interlock as a condition of reinstatement, removing the interlock prior to the expiration date of this requirement does carry a penalty. Penalties for early removal are outlined in Section 2, [Policy 11.10 Violation of Interlock Requirements - Condition of Reinstatement](#).
- **There are no provisions in the statute to exempt or waive the interlock requirement for any reason. This includes medical conditions.**
- The following violations may require interlock as a condition of reinstatement:
 - Refusal
 - Submit

- Driving Under the Influence (DUI)/Driving While Intoxicated (DWI)
- Underage Driving Under the Influence (UDUI)
- Underage Submit
- Vehicular Negligent Injury

Refusal to Take the Chemical Test	
Date of Refusal	Requirements
Prior to June 18, 2013	Any Refusal arrest date prior to June 18, 2013, with a prior alcohol violation on the record, will not require an interlock as a condition of reinstatement if the Refusal did not result in a DWI conviction (Supreme Court ruling October 16, 2012).
June 18, 2013 to June 30, 2024	Any Refusal arrest dated June 18, 2013 and after, with a prior alcohol violation on the record, will require an ignition interlock as a condition of reinstatement regardless of the disposition of the DWI (amended R.S. 32:667, effective June 18, 2013)
July 1, 2024 or After	A first, second, or subsequent Refusal will require an interlock as a condition of reinstatement, regardless of the disposition of the DWI.
Exception - The Supreme Court ruling at no time affects the requirement of ignition interlock as a condition of reinstatement if there is a crash with moderate or serious bodily injury or there is a child in the vehicle age twelve (12) or younger.	<p>If the Certification of Arrest paperwork received from an arresting agency states that a driver has refused to take the chemical test, the Office of Motor Vehicles shall verify if:</p> <ul style="list-style-type: none"> • At the time of arrest there was a crash with moderate or serious bodily injury • At the time of arrest there was a child in the vehicle twelve (12) years of age or younger

- A **Refusal** violation will be added to the record, a suspension and/or disqualification of the driving privileges imposed, and the record will be updated to reflect that an ignition interlock device will be required upon one of the following:
 - Expiration of the suspension and reinstatement of the driving privileges
 - Issuance of a restricted hardship license

Submittal to the Chemical Test for Intoxication 0.08 or Above	
Date of Submit	Requirements
Prior to June 18, 2013	Any Submit Arrest date prior to June 18, 2013, with a prior alcohol violation on the record within five (5) years, will not require an interlock as a condition of reinstatement if the Submit did not result in a DWI conviction (Supreme Court ruling October 16, 2012).
June 18, 2013 to July 31, 2014	Any Submit with a prior alcohol violation on the record within five (5) years, will require an interlock as a condition of reinstatement regardless of the disposition of the DWI (amended R.S. 32:667).
August 1, 2014 or After	Any Submit with a prior alcohol violation on the record within ten (10) years, will require an interlock as a condition of reinstatement regardless of the disposition of the DWI (amended R.S. 32:667).
Exception - The Supreme Court ruling at no time affects the requirement of ignition interlock as a condition of reinstatement if there is a crash with moderate or serious bodily injury or there is a child in the vehicle age twelve (12) or younger.	<p>If the Certification of Arrest paperwork received from an arresting agency states that a driver has submitted to the chemical test/blood with an alcohol content of 0.08 or above, the Office of Motor Vehicles shall verify if:</p> <ul style="list-style-type: none"> • At the time of arrest there was a crash with moderate or serious bodily injury • At the time of arrest there was a child in the vehicle twelve (12) years of age or younger

- Then a **Submit** violation will be added to the record, a suspension and/or disqualification of the driving privileges imposed, and the record will be updated to reflect that an ignition interlock device will be required upon one of the following:
 - Expiration of the suspension and reinstatement of the driving privileges
 - Issuance of a restricted hardship license
- **Length of Time Required for an Interlock Device**
 - The length of time an interlock is required is mandated by law and cannot be reduced by delaying the installation.
 - The ignition interlock device must remain installed in the driver's vehicle(s) for the same length of time as the mandatory suspension period of the Refusal/Submit that is being reinstated, or at least 180 days, whichever is greater.
- **Interlock Installation**
 - Only [approved interlock manufacturers](#) may install, service, and/or uninstall the interlock device.
 - The ignition interlock device must be installed in all vehicles the driver will be operating, prior to the reinstatement of the driving privileges.

Required Documentation

- The ignition interlock lease agreement and the installation invoice must be submitted as proof that the interlock device has been installed in the driver's vehicle(s) prior to the reinstatement of the driving privileges.

Violation of Interlock Requirements – Condition of Reinstatement

Authority:

[R.S. 32:667\(J\)](#)

To view Louisiana Statutes: <http://www.legis.state.la.us/>

General:

- **Interlock Manufacturer** - The interlock manufacturer reports to the Office of Motor Vehicles that the ignition interlock device has been removed from the vehicle. If it is determined that the interlock was removed early
 - The driving privileges is re-suspended immediately
 - An official notification of suspension is sent to the driver
- **Reinstatement Requirements**
 - If a lease agreement and installation invoice is furnished showing the interlock was re-installed on or prior to the removal date indicated by the manufacturer, the driving privileges are reinstated without further requirements.
 - If the interlock was not re-installed on or prior to the removal date, the following is required to reinstate:
 - A manufacturer's lease and installation invoice indicating when the interlock device was re-installed (the length of the interlock requirement is re-calculated with credit given for the time the interlock was previously installed)
 - \$50.00 reinstatement fee

Notes:

- The suspension for violating the interlock requirement is indefinite until proof of re-installation of the interlock and the reinstatement fee is received.
 - The driving privileges is re-suspended each time the interlock is removed prior to the expiration date of the requirement.
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Credit for Ignition Interlock

Authority:

R.S. 32:378.2 (M)(N)

General:

- Effective August 1, 2019, an individual who had an ignition interlock device installed by an interlock manufacturer approved by Louisiana State Police, Applied Technology, as a requirement of bail, a part of a pre-trial diversion program, or a term of suspended or deferred sentence (Article 894), for an offense involving the operation of a motor vehicle while under the influence of alcohol, drugs, or a combination of alcohol and drugs and is subsequently convicted for such an offense, shall receive credit towards suspension time or any reinstatement requirement that may be imposed.
- The following violations may require interlock:
 - Refusal
 - Submit
 - Driving Under the Influence (DUI)/Driving While Intoxicated (DWI)
 - Underage Driving Under the Influence (UDUI)
 - Underage Submit
 - Vehicular Negligent Injury

Requirements:

- To receive ignition interlock credit, an applicant must provide the following documents to the Office of Motor Vehicles:
 - Completed *Application for Ignition Interlock Credit* ([DPSMV21109](#)) form signed by the applicant and the Violation Information section completed and signed by the court official.
 - A form from the interlock manufacturer, on company letter, which verifies if any interlock violations have been reported.
 - Must indicate the applicant has not had any of the following violations occur once during the period of installation:
 - Tampering with the device.
 - Circumventing the device.
 - Must indicate the applicant has not failed to have the ignition interlock device serviced by an approved ignition interlock provider every thirty (30) days more than two times during the period of installation.
 - Must indicate the applicant has not had any of the following, or combination of the following, three or more times in a thirty (30) day period:

- 1) Failure to take or pass an initial breath test.
 - 2) Failure to take or pass a retest breath test.
- Unauthorized removal of the device.

• **Sample:**

Applicant Information				
Last Name		First Name		Middle/Maiden or Suffix
Date of Birth		Driver's License Number		
Address		City	State	Zip
Installation Date of Ignition Interlock Device		Removal Date of Ignition Interlock Device		
Vehicle Information of the Vehicle the Device Was Installed In				
Vehicle Identification Number		License Plate Number		
Violation Information				
I, _____, am an authorized representative of <small>(Name of Ignition Interlock Manufacturer Representative)</small> _____ and have verified and do certify that the individual <small>(Name of Ignition Interlock Manufacturer Company)</small> listed above has: <input type="checkbox"/> not had <input type="checkbox"/> had two or more of the following violations occur within a 30-day period. Note: A 30-day period is a consecutive 30-days. A violation is counted as one occurrence if it is the same violation and the same day. However, if it is different violations the same day or the same violation multiple days, then it is counted as multiple occurrences. If multiple violations did occur within a 30-day period, mark the occurrence and enter the date(s) in the space provided.				
		Occurrence(s)	Date(s)	
<input type="checkbox"/>	Tampering With the Ignition Interlock Device			
<input type="checkbox"/>	Circumventing the Ignition Interlock Device			
<input type="checkbox"/>	Failure to Bring the Ignition Interlock Device in for Required Service			
<input type="checkbox"/>	Failure to Take or Pass a Re-Test			
<input type="checkbox"/>	Failure to Pass a Breath Test			
<input type="checkbox"/>	Unauthorized Removal of the Device			
By my signature affixed below, I certify under penalty of law, that all information submitted above is true and correct.				
Date		Signature of Representative		Representative's Title

Eligibility:

- An applicant may apply for a driver's license with the interlock restriction, provided he/she is eligible for issuance due to reinstatement or for a hardship license.
- An applicant may apply for a driver's license with the interlock restriction **57** provided his/her record is a valid status. The following additional documentation will be required:
 - Interlock installment/lease agreement
 - Proof of registration
 - Proof of insurance

- Pay a duplicate or renewal license fee to add the restriction

A license with the **57** restriction is not required to be issued, if the credit given will satisfy the interlock time required.

- Credit will not be allowed for any time the applicant had an ignition interlock device installed prior to August 1, 2019.
- Credit will not be given for any disqualification period on commercial driver's license (CDL) privileges.

Exceptions:

- If an individual is charged or arrested for any offense involving the operation of a motor vehicle while under the influence of alcohol, drugs, or a combination of alcohol and drugs, during the period in which the individual is required to have an ignition interlock device as a requirement of bail, a part of a pre-trial diversion program, or a term of a suspended or deferred sentence (Article 894), then credit will **not** be given.
 - required for multiple offense, the interlock time will run consecutively.