

In New Jersey, a person with a BAC of 0.08% or greater who operates a motor vehicle or a boat is considered to be driving under the influence (DUI).

Being convicted of a DUI is a serious offense, carrying heavy penalties including:

- Fines, fees and surcharges
- License suspension
- Ignition interlock device
- Jail time
- Community service

The following information is a courtesy of The State of New Jersey Motor Vehicle Commission.

Mandatory fines and penalties

Alcohol or drug related DUI with BAC of 0.10% or greater

License loss	Fines, fees & surcharges	Prison term	Community service, IDRC & Interlock
7 months– 1 year	\$300–\$500 fine \$230 IDRC* fee \$100 to drunk driving fund \$100 to AERF* \$1,000/year (for 3 years) surcharge \$75 to Neighborhood Services Fund	Up to 30 days	12–48 hours IDRC* BAC 0.15% or greater: ignition interlock device during license suspension and 6 months - 1 year following restoration

Alcohol or drug related DUI with BAC greater than 0.08% but less than 0.10%

License loss	Fines, fees & surcharges	Prison term	Community service, IDRC & Interlock
3 months	\$250–\$400 fine \$230 IDRC* fee \$100 to drunk driving fund \$100 to AERF* \$1,000/year (for 3 years) surcharge \$75 to Neighborhood Services Fund	Up to 30 days	12–48 hours IDRC*

Repeated DUI convictions

Offense	License loss	Fines, fees & surcharges	Prison term	Community service, IDRC & Interlock
2nd offense within 10 years	2 years	\$500–\$1,000 fine \$280 IDRC* fee \$100 to drunk driving fund \$100 to AERF* \$1,000/year (for 3 years) surcharge \$75 to Neighborhood Services Fund	48 hours– 90 days	30 days CS 12–48 hours IDRC* Ignition interlock device during license suspension and 1-3 years following restoration
3rd offense within 10 years of 2nd offense	10 years	\$1,000 fine \$280 IDRC* fee \$100 to drunk driving fund \$100 to AERF* \$1,500/year (for 3 years) surcharge \$75 to Neighborhood Services Fund	180 days	Up to 90 days CS (can reduce period of imprisonment) 12–48 hours IDRC* Ignition interlock device during license suspension and 1-3 years following restoration

Related Offenses

Driving or riding with an open container

Offense	Fines	Community service
1st	\$200	–
2nd	\$250	10 days

Driving with a DUI suspension

License loss	Fines or surcharges	Prison term
Additional 1–2 years	\$500 fine \$250/year (for 3 years) surcharge	10–90 days

Driving while possessing drugs

License loss	Fines or surcharges
2 years	Minimum \$50 fine

Driving while possessing drugs

License loss	Fines or surcharges
2 years	Minimum \$50 fine

Notes:

- *IDRC - Intoxicated Driver Resource Center
- *AERF - Alcohol Education and Rehabilitation Fund
- Underage drinking may cause a six-month delay in getting a license
- Alcohol and drug-related offenses require completion of an alcohol screening and evaluation program

Failure to pay DUI surcharges will result in

- Indefinite suspension of driving privileges
- Action filed in State Superior Court by MVC. This may include securing a lien against your property, garnishing your wages or other similar action