

Colorado DUI / DWI Regulations

DUI / DWI Statutes	§42-4-1301 ; §42-2-129 ; §42-2-132
Criteria for DUI / DWI	BAC \geq 0.02 if under the age of 21 BAC \geq 0.05 to 0.0799 = DWAI (Driving with Ability Impaired) BAC \geq 0.08 for all drivers aged 21 or older (DUI) BAC \geq 0.17 or multiple convictions within 5 years = enhanced penalties
Penalties for 1 st offense	1st DWAI: <ul style="list-style-type: none"> ✧ 2 days to 180 days in jail ✧ No mandatory jail time ✧ Max jail time 180 days ✧ Probation up to 2 years ✧ Fines: \$200 - \$500 ✧ Public service: 24 - 48 hours 1st DUI: <ul style="list-style-type: none"> ✧ 5 days - 1 year in jail ✧ No mandatory jail time ✧ Max jail time 1 year ✧ Probation up to 2 years ✧ Fines: \$600 - \$1,000 ✧ Public service: 48 - 96 hours
"Look back" period	Indefinite (lifetime)
Penalties for repeat offender	2 nd Offense: <ul style="list-style-type: none"> ✧ 10 days to 2 years in jail ✧ 10 days mandatory jail time (10 days consecutive, if 2nd offense within 5 years) ✧ Max jail time 2 years ✧ Probation 2 to 4 years ✧ Fines: \$600 - \$1,500 ✧ Public service: 48 - 120 hours 3 rd (& Subsequent) Offenses: <ul style="list-style-type: none"> ✧ 60 days to 2 years in jail ✧ 60 consecutive days mandatory jail time ✧ Max jail time 2 years ✧ Probation 2 to 4 years ✧ Fines: \$600 - \$1,500 ✧ Public service: 48 - 120 hours
License suspensions	1 st offense: 9 months for BAC \geq 0.08 or DUI conviction; 1 year for refusal 2 nd offense: 1 year ; 2 years for refusal 3 rd offense: 2 years; 3 years for refusal and subsequent offenses
Ignition interlocks	Required for 2 nd or "enhanced" offenses

*National Motorists Association
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This information was current at the time of publication. The reader should check official sources for the latest version of regulations.

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Vehicle impoundment	Only for driving with suspended or revoked license
Open Container laws:	Open containers allowed in trunk, behind last upright seats of a vehicle without a trunk, and by passengers in "for hire" vehicles.

Sources

<http://www.orrlaw.com/aop/dui/statutes/penalties/>

<http://colorado-dui-penalties.com/Main/node/11>

<http://dui.drivinglaws.org/resources/can-a-passenger-drink-alcohol.htm>

<http://www.ncsl.org/research/financial-services-and-commerce/open-container-and-consumption-statutes.aspx>

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