

DUI/DWI laws

All 50 states and the District of Columbia have per se laws defining it as a crime to drive with a blood alcohol concentration (BAC) at or above a proscribed level, 0.08 percent.

State	BAC defined as illegal per se	Administrative license suspension 1st offense?	Restore driving privileges during suspension ?	Do penalties include interlock	Vehicle forfeiture for multiple offenses	Open container laws
Alabama	0.08	90 days	no	no	no	driver/passenger
Alaska	0.08	90 days	after 30 days	yes	yes	driver
Arizona	0.08	90 days	after 30 days	yes	yes	driver/passenger
Arkansas	0.08	120 days	yes	yes	yes	no
California	0.08	4 months	after 30 days	yes	yes	driver/passenger
Colorado	0.08	3 months	yes	yes	no	driver/passenger
Connecticut	0.08	90 days	yes	yes	no	no
Delaware	0.08	3 months	no	yes	no	no
District of Columbia	0.08	2-90 days	yes	yes	no	driver/passenger
Florida	0.08	6 months	after 30 days	yes	yes	driver/passenger
Georgia	0.08	1 year	yes	yes	yes	driver/passenger
Hawaii	0.08	3 months	after 30 days	no	no	driver/passenger
Idaho	0.08	90 days	after 30 days	yes	no	driver/passenger
Illinois	0.08	3 months	after 30 days	yes	yes	driver/passenger
Indiana	0.08	180 days	after 30 days	yes	yes	driver/passenger
Iowa	0.08	180 days	after 90 days	yes	no	driver/passenger

Kansas	0.08	30 days	no	yes	no	driver
Kentucky	0.08	no	not applicable	yes	yes	driver/passenger
Louisiana	0.08	90 days	after 30 days	yes	yes	driver/passenger
Maine	0.08	90 days	yes	yes	yes	driver/passenger
Maryland	0.08	45 days	yes	yes	no	driver/passenger
Massachusetts	0.08	90 days	no	yes	yes	driver/passenger
Michigan	0.08	no	not applicable	yes	yes	driver/passenger
Minnesota	0.08	90 days	after 15 days	yes	yes	driver/passenger
Mississippi	0.08	90 days	no	yes	yes	no
Missouri	0.08	30 days	no	yes	yes	no
Montana	0.08	no	not applicable	yes	yes	driver/passenger
Nebraska	0.08	90 days	after 30 days	yes	no	driver/passenger
Nevada	0.08	90 days	after 45 days ¹	yes	no	driver/passenger
New Hampshire	0.08	6 months	no	yes	no	driver/passenger
New Jersey	0.08	no	not applicable	yes	no	driver/passenger
New Mexico	0.08	90 days	after 30 days	yes	no	driver/passenger
New York	0.08	variable	yes	yes	yes	driver/passenger
North Carolina	0.08	30 days	after 10 days	yes	yes	driver/passenger
North Dakota	0.08	91 days	after 30 days	yes	yes	driver/passenger
Ohio	0.08	90 days	after 15 days	yes	yes	driver/passenger
Oklahoma	0.08	180 days	yes	yes	yes	driver
Oregon	0.08	90 days	after 30	yes	yes	driver/passenger

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Pennsylvania	0.08	no	not applicable	yes	yes	driver/passenger
Rhode Island	0.08	no	not applicable	yes	yes	driver
South Carolina	0.08	no	not applicable	yes	yes	driver/passenger
South Dakota	0.08	no	not applicable	no	no	driver/passenger
Tennessee	0.08	no	not applicable	yes	yes	driver
Texas	0.08	90 days	yes	yes	yes	driver/passenger
Utah	0.08	90 days	no	yes	no	driver/passenger
Vermont	0.08	90 days	no	no	yes	driver/passenger
Virginia	0.08	7 days	no	yes	yes	no
Washington	0.08	90 days	after 30 days	yes	yes	driver/passenger
West Virginia	0.08	6 months	after 30 days	yes	no	no
Wisconsin	0.08	6 months	yes	yes	yes	driver/passenger
Wyoming	0.08	90 days	yes	yes	no	driver/passenger