

# Pennsylvania

Effective August 25, 2017, Pennsylvania requires the use of ignition interlocks for refusals, repeat and first-time offenders with a BAC of .10 or greater. As of December 2017, there were 8,135 interlocks installed in Pennsylvania. Between 2006 to 2018, interlocks stopped 77,267 attempts to drive drunk, including 6,133 in 2018.

**Why MADD does not call the law all-offender? Judges are not required to order an interlock for first-time offenders with a BAC of .08 to .099.**

## Ignition Interlock Law Overview and MADD Legislative Recommendations

How soon can an ignition interlock be installed?		Duration on ignition interlock	Legislative Recommendation
First offense .10 BAC or more	Upon arrest	1 year	<i>Require interlocks for all first-time convicted drunk drivers. Eliminate interlock waiting periods.</i>
Second offense	6 months after revocation		
First refusal			
<b>Compliance Based Removal?</b>			<b>Yes</b>

A person must remain on an interlock until Pennsylvania DOT receives a declaration from the person's interlock vendor, in a form provided or approved by the department, certifying that the following incidents have not occurred in the two prior consecutive months: 1) An attempt to start the vehicle with a BAC of .08 or more, not followed within five minutes by a subsequent attempt with a breath alcohol concentration lower than .08., 2) Failure to take or pass any required retest. 3) Failure of the person to appear at the ignition interlock system vendor when required for maintenance, repair, calibration, monitoring, inspection or replacement of the device such that the ignition interlock system no longer functions.

<b>Day-for-Day Credit for early installation?</b>	<b>Yes</b>
<b>Do plea agreements or reductions in the original DUI charge include the requirement of an interlock?</b>	<b>No</b>
<b>Legislative Recommendation</b>	<i>Allow a first-time apprehended drunk driver who did not cause an injury or property damage crash, and successfully completes six continuous months on an ignition interlock and completes other court or department conditions to be granted a plea deal.</i>

<b>Indigent Program?</b>	<b>No</b>
Individuals whose income is below 200% of the poverty level, may apply for a Hardship Exemption. The hardship exemption allows the individual to have it installed in only one vehicle.	
<b>Legislative Recommendation</b>	<i>Create an indigent program so low-income interlock users have access to these devices. This program should be paid for by interlock vendors or non-indigent interlock users.</i>

<b>Interlock user fees (not including leasing costs of the device)</b>	<b>Yes</b>
\$65 fee to Penn DOT for applying for an ignition interlock license. Offenders must pay a \$27.50 reinstatement fee.	