

UNDER THE INFLUENCE MANDATORY
SENTENCING CHART

CHARGE and SENTENCING REFERENCE	OFFENSE	BASE FINE	83% SURCHARGE	\$20 PROBATION ASSESSMENT	PRISON CONSTRUCTION ASSESSMENT	LAW ENF AND BOATING SAFETY ASSESSMENT	\$13 ADDITIONAL ASSESSMENT	DUI ABATEMENT FEE	JAIL REIMBURSEMENT FEE A.R.S. 13-804.01	BASE JAIL/DOC TIME	JAIL TIME SUSPENDED UPON ALC/DRUG SCREENING	NUMBER OF CONSECUTIVE DAYS IN JAIL	ALCOHOL/DRUG SCREENING A.R.S. 28-1387B	COMMUNITY RESTITUTION HOURS	
		Per A.R.S. § 5-398.01, § 28-1389, and § 28-8292, fines, surcharges and assessments cannot be waived.													
BOATING UNDER															
5-395A1 (OUI) -- per 5-395.01															
Op watercraft while intox: liq, drugs, vapor	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	ALL	0	YES	MAY	
Op watercraft while intox: liq, drugs, vapor (reckless endangerment)	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	9 DAYS	24 HOURS	YES	MAY	
Op watercraft while intox: liq, drugs, vapor	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
Op watercraft while intox: liq, drugs, vapor (reckless endangerment)	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	NONE	30 DAYS	YES	30 HOURS	
5-395A2 (OUI) -- per 5-395.01															
Op watercraft while intox: liq, drugs, vapor .08+ (reckless endangerment)	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	ALL	0	YES	MAY	
Op watercraft while intox: liq, drugs, vapor .08+ (reckless endangerment)	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	9 DAYS	24 HOURS	YES	MAY	
Op watercraft while intox: liq, drugs, vapor .08+ (reckless endangerment)	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
Op watercraft while intox: liq, drugs, vapor .08+ (reckless endangerment)	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	NONE	30 DAYS	YES	30 HOURS	
5-395A3 (OUI) -- per 5-395.01															
Op watercraft while intox: drugs listed in 13-3401 (reckless endangerment)	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	ALL	0	YES	MAY	
Op watercraft while intox: drugs listed in 13-3401 (reckless endangerment)	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	9 DAYS	24 HOURS	YES	MAY	
Op watercraft while intox: drugs listed in 13-3401 (reckless endangerment)	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
Op watercraft while intox: drugs listed in 13-3401 (reckless endangerment)	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	NONE	30 DAYS	YES	30 HOURS	
5-395A4 (OUI) -- per 5-395.01															
Commercial op of watercraft; BAC .04 or + (reckless endangerment)	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	ALL	0	YES	MAY	
Commercial op of watercraft; BAC .04 or + (reckless endangerment)	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	9 DAYS	24 HOURS	YES	MAY	
Commercial op of watercraft; BAC .04 or + (reckless endangerment)	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
Commercial op of watercraft; BAC .04 or + (reckless endangerment)	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	NONE	30 DAYS	YES	30 HOURS	
5-396A1 (OUI) -- per 5-396															
Op watercraft aggravated	First	750	622.50	20	1500	1500	13	250	YES	12 MONTHS	NONE	4 MONTHS	YES	MAY	
Op watercraft aggr 2 or more priors within 84 mo		750	622.50	20	1500	1500	13	250	YES	24 MONTHS	NONE	8 MONTHS	YES	MAY	
5-396A2a (OUI) passenger under 15 YOA/ commits an offense of 5-395 -- per 5-396															
Op watercraft aggravated	First	750	622.50	20	1500	1500	13	250	YES	10 DAYS	ALL	0	YES	MAY	
5-396A2b (OUI) passenger under 15 YOA/ commits an offense of 5-397-- per 5-396															
Op watercraft aggravated	First	750	622.50	20	1500	1500	13	250	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
5-397A1 (OUI) -- per 5-397															
Op watercraft extreme 0.15 - 0.19 BAC	First	250	207.50	20	1000	1000	13	250	YES	30 DAYS	20 DAYS	10 DAYS	YES	MAY	
Op watercraft extreme 0.15 - 0.19 BAC	Second	500	415.00	20	1250	1250	13	250	YES	120 DAYS	60 DAYS	60 DAYS	YES	30 HOURS	
5-397A2 (OUI) -- per 5-397															
Op watercraft extreme 0.20 or + BAC	First	500	415.00	20	1000	1000	13	250	YES	45 DAYS	NONE	45 DAYS	YES	MAY	
Op watercraft extreme 0.20 or + BAC	Second	1000	830.00	20	1250	1250	13	250	YES	180 DAYS	NONE	90 DAYS	YES	30 HOURS	

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		Per A.R.S. § 5-398.01, § 28-1389, and § 28-8292, fines, surcharges and assessments cannot be waived.													
DRIVING UNDER INFLUENCE															
28-1381A1 (DUI) -- per 28-1381															
DUI Liquor/drugs/vapors	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	9 DAYS	1 DAY	YES	MAY	
DUI Liquor/drugs/vapors	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
28-1381A2 (DUI) -- per 28-1381															
DUI Liquor BAC .08 or more	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	9 DAYS	1 DAY	YES	MAY	
DUI Liquor BAC .08 or more	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
28-1381A3 (DUI) -- per 28-1381															
DUI Drug listed in 13-3401 or metabolite	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	9 DAYS	1 DAY	YES	MAY	
DUI Drug listed in 13-3401 or metabolite	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
28-1381A4 (DUI) -- per 28-1381															
DUI Commercial vehicle driver BAC .04 +	First	250	207.50	20	500	500	13	NONE	YES	10 DAYS	9 DAYS	1 DAY	YES	MAY	
DUI Commercial vehicle driver BAC .04 +	Second	500	415.00	20	1250	1250	13	NONE	YES	90 DAYS	60 DAYS	30 DAYS	YES	30 HOURS	
28-1382A1 (DUI) -- per 28-1382															
DUI Extreme BAC .15 - 0.19	First	250	207.50	20	1000	1000	13	250	YES	30 DAYS	NONE	30 DAYS *	YES	MAY	
DUI Extreme BAC .15 - 0.19	Second	500	415.00	20	1250	1250	13	250	YES	120 DAYS	NONE	60 DAYS	YES	30 HOURS	
28-1382A2 (DUI) -- per 28-1382															
DUI Extreme BAC .20 or more	First	500	415.00	20	1000	1000	13	250	YES	45 DAYS	NONE	45 DAYS *	YES	MAY	
DUI Extreme BAC .20 or more	Second	1000	830.00	20	1250	1250	13	250	YES	180 DAYS	NONE	90 DAYS	YES	30 HOURS	
28-1383A1 (DUI) -- per 28-1383															
DUI Aggrav w/driver license restriction	First	750	622.50	20	1500	1500	13	250	YES	4 MONTHS	NONE	4 MONTHS	YES	N/A	
28-1383A2 (DUI) -- per 28-1383															
DUI Aggrav with priors	First	750	622.50	20	1500	1500	13	250	YES	4 MONTHS	NONE	4 MONTHS	YES	N/A	
DUI Aggrav w/3 or more priors in 84 months		Not less than \$750	83 percent of fine	20	1500	1500	13	250	YES	8 MONTHS	NONE	8 MONTHS	YES	N/A	
28-1383A3A (DUI) -- per 28-1383															
DUI Aggrav child under 15 in car Ref 28-1381	First	750	622.50	20	1500	1500	13	250	YES	10 DAYS	9 DAYS	1 DAY	YES	N/A	
DUI Aggrav child under 15 in car Ref 28-1381(1)	Second	750	622.50	20	1500	1500	13	250	YES	90 DAYS	60 DAYS	30 DAYS	YES	N/A	
DUI Aggrav child under 15 in car Ref 28-1381	Third+	750	622.50	20	1500	1500	13	250	YES	4 MONTHS	NONE	4 MONTHS	YES	N/A	
28-1383A3B (DUI) -- per 28-1383															
DUI Aggrav child under 15 in car Ref 28-1382	First	750	622.50	20	1500	1500	13	250	YES	30 DAYS	20 DAYS	10 DAYS	YES	N/A	
DUI Agg child under 15 in car Ref 28-1382D	Second	750	622.50	20	1500	1500	13	250	YES	120 DAYS	60 DAYS	60 DAYS	YES	N/A	
DUI Aggrav child under 15 in car Ref 28-1382	Third+	750	622.50	20	1500	1500	13	250	YES	4 MONTHS	NONE	4 MONTHS	YES	N/A	
28-1383A4 (DUI) -- per 28-1383															
DUI Agg w/CIID Refuse Test per 28-1321	First	750	622.50	20	1500	1500	13	250	YES	10 DAYS	9 DAYS	1 DAY	YES	N/A	
DUI Agg w/CIID Refuse Test per 28-1321	Second	750	622.50	20	1500	1500	13	250	YES	90 DAYS	60 DAYS	30 DAYS	YES	N/A	
* Pursuant to 28-1382I the judge may suspend all but nine days of the jail sentence for a first offense extreme DUI subsection A1 or 14 days for subsection A2 if the person equips any motor vehicle the person operates with a certified ignition interlock device for a period of twelve months.															

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		Per A.R.S. § 5-398.01, § 28-1389, and § 28-8292, fines, surcharges and assessments cannot be waived.													
FLYING UNDER INFLUENCE (see individual sentencing reference for each occurrence)															
28-8282A1 (FUI)															
Op aircraft FUI liq/drugs/narco Ref 28-8284 (1st)	First	250	207.50	20	500	500	13	NONE	YES	24 HOURS	NONE	24 HOURS	YES	MAY	
Op aircraft FUI liq/drugs/narco Ref 28-8286 Alt	Alternative	250	207.50	20	500	500	13	NONE	NO	NONE	NONE	NONE	YES	MAY	
Op aircraft FUI liq/drugs/narco Ref 28-8287 (2nd)	Second	500	415.00	20	1250	1250	13	NONE	YES	60 DAYS	NONE	--	YES	N/A	
Op aircraft FUI liq/drugs/narco Ref 28-8288 (3rd)	Third+	750	622.50	20	1500	1500	13	NONE	YES	6 MONTHS	NONE	--	YES	N/A	
28-8282A2 (FUI)															
Op aircraft w/phys/mental disability Ref 28-8284	First	250	207.50	20	500	500	13	NONE	YES	24 HOURS	NONE	24 HOURS	YES	MAY	
Op aircraft w/phys/mentl disabil-Alt Ref 28-8286	Alternative	250	207.50	20	500	500	13	NONE	NO	NONE	NONE	NONE	YES	MAY	
Op aircraft with phys/mental disability Ref 28-8287	Second	500	415.00	20	1250	1250	13	NONE	YES	60 DAYS	NONE	--	YES	N/A	
Op aircraft with phys/mental disability Ref 28-8288	Third+	750	622.50	20	1500	1500	13	NONE	YES	6 MONTHS	NONE	--	YES	N/A	
28-8282C1 (FUI)															
Op aircraft FUI liq/drugs .04+ Ref 28-8284	First	250	207.50	20	500	500	13	NONE	NO	24 HOURS	NONE	24 HOURS	YES	MAY	
Op aircraft FUI liq/drugs .04+ Altrn Ref 28-8486	Alternative	250	207.50	20	500	500	13	NONE	NO	NONE	NONE	NONE	YES	MAY	
Op aircraft FUI liquor/drugs .04+ Ref 28-8287	Second	500	415.00	20	1250	1250	13	NONE	NO	60 DAYS	NONE	--	YES	N/A	
Operate aircraft FUI liquor/drugs .04+ Ref 28-8288	Third+	750	622.50	20	1500	1250	13	NONE	NO	6 MONTHS	NONE	--	YES	N/A	
28-8282C2 (FUI)															
Op aircraft w/in 8 hrs of being intox Ref 28-8284	First	250	207.50	20	500	500	13	NONE	YES	24 HOURS	NONE	24 HOURS	YES	MAY	
Op aircraft w/in 8 hrs of being intox Alt Ref 28-8286	Alternative	250	207.50	20	500	500	13	NONE	NO	NONE	NONE	NONE	YES	MAY	
Op aircraft w/in 8 hrs of being intox Ref 28-8287	Second	500	415.00	20	1250	1250	13	NONE	YES	60 DAYS	NONE	--	YES	N/A	
Op aircraft w/in 8 hrs of being intox Ref 28-8288	Third+	750	622.50	20	1500	1500	13	NONE	YES	6 MONTHS	NONE	--	YES	N/A	
28-8282D (FUI)															
Owner/mgr allows intox person to fly Ref 28-8284	First	250	207.50	20	500	500	13	NONE	YES	24 HOURS	NONE	24 HOURS	YES	MAY	
Ownr/mgr allows intox prsn to fly Alt Ref 28-8286	Alternative	250	207.50	20	500	500	13	NONE	NO	NONE	NONE	NONE	YES	MAY	
Owner/mgr allows intox person to fly Ref 28-8287	Second	500	415.00	20	1250	1250	13	NONE	YES	60 DAYS	NONE	--	YES	N/A	
Ownr/mgr allows intox person to fly Ref 28-8288	Third+	750	622.50	20	1500	1500	13	NONE	YES	6 MONTHS	NONE	--	YES	N/A	
28-8284 (FUI)															
For 1st violation of 28-8282 et seq	First	250	207.50	20	500	500	13	NONE	YES	24 HOURS	NONE	24 HOURS	YES	MAY	
28-8286 (FUI)															
Alternative sentence for 1st viol 28-8282 et seq	Alternative	250	207.50	20	500	500	13	NONE	NO	NONE	NONE	NONE	YES	MAY	
28-8287 (FUI)															
For 2nd violation of 28-8282 et seq	Second	500	415.00	20	1250	1250	13	NONE	YES	60 DAYS	NONE	--	YES	N/A	
28-8288 (FUI)															
For 3rd or more violations of 28-8282 et seq	Third+	750	622.50	20	1500	1500	13	NONE	YES	6 MONTHS	NONE	--	YES	N/A	

JUVENILE UNDER THE INFLUENCE MANDATORY
SENTENCING CHART

CHARGE and SENTENCING REFERENCE	OFFENSE	BASE FINE Min \$250 Max \$500	83% SURCHARGE	\$20 PROBATION ASSESSMENT	PRISON CONSTRUCTION ASSESSMENT	PUBLIC SAFETY EQUIPMENT FUND	DUI ABATEMENT FEE	\$13 ADDITIONAL ASSESSMENT	DETENTION REIMBURSEMENT FEE A.R.S. 8-343(M)	BASE DETENTION TIME	DETENTION TIME SUSPENDED UPON ALC/DRUG SCREENING	NUMBER OF CONSECUTIVE DAYS IN DETENTION	ALCOHOL/DRUG SCREENING ARS 8-343(L)	COMMUNITY RESTITUTION HOURS	
		Per A.R.S. § 8-343(J) fines, surcharges and assessments MAY be waived if the court orders a minimum of 80 hours of community restitution.													
28-1381A1 (DUI) -- per 28-1381															
DUI Liquor/drugs/vapors	First	250	207.50	20	500	500	NONE	13	YES	10 DAYS	10 DAYS	0	YES	MAY	
DUI Liquor/drugs/vapors	Second	250	207.50	20	1250	1250	NONE	13	YES	90 DAYS	60 DAYS	30 DAYS	YES	MAY	
28-1381A2 (DUI) -- per 28-1381															
DUI Liquor BAC .08 or more	First	250	207.50	20	500	500	NONE	13	YES	10 DAYS	10 DAYS	0	YES	MAY	
DUI Liquor BAC .08 or more	Second	250	207.50	20	1250	1250	NONE	13	YES	90 DAYS	60 DAYS	30 DAYS	YES	MAY	
28-1381A3 (DUI) -- per 28-1381															
DUI Drug listed in 13-3401 or metabolite	First	250	207.50	20	500	500	NONE	13	YES	10 DAYS	10 DAYS	0	YES	MAY	
DUI Drug listed in 13-3401 or metabolite	Second	250	207.50	20	1250	1250	NONE	13	YES	90 DAYS	60 DAYS	30 DAYS	YES	MAY	
28-1382A1 (DUI) -- per 28-1382															
DUI Extreme BAC .15 - 0.19	First	250	207.50	20	1000	1000	250	13	YES	30 DAYS	20 DAYS	10 DAYS	YES	MAY	
DUI Extreme BAC .15 - 0.19	Second	250	207.50	20	1250	1250	250	13	YES	120 DAYS	60 DAYS	60 DAYS	YES	MAY	
28-1382A2 (DUI) -- per 28-1382															
DUI Extreme BAC .20 or more	First	250	207.50	20	1000	1000	250	13	YES	45 DAYS	30 DAYS	15 DAYS	YES	MAY	
DUI Extreme BAC .20 or more	Second	250	207.50	20	1250	1250	250	13	YES	180 DAYS	90 DAYS	90 DAYS	YES	MAY	
28-1383A1 (DUI) -- per 28-1383															
DUI Aggrav w/driver license restriction	First	250	207.50	20	1500	1500	250	13	YES	4 MONTHS	2 MONTHS	2 MONTHS	YES	MAY	
28-1383A2 (DUI) -- per 28-1383															
DUI Aggrav with priors	First	250	207.50	20	1500	1500	250	13	YES	4 MONTHS	2 MONTHS	2 MONTHS	YES	MAY	
DUI Aggrav w/3 or more priors in 84 months	Second	250	207.50	20	1500	1500	250	13	YES	8 MONTHS	6 MONTHS	2 MONTHS	YES	MAY	
28-1383A3A (DUI) -- per 28-1383															
DUI Aggrav child under 15 in car Ref 28-1381	First	250	207.50	20	1500	1500	250	13	YES	10 DAYS	10 DAYS	0	YES	MAY	
DUI Aggr child undr 15 in car Ref 28-1381(1)	Second	250	207.50	20	1500	1500	250	13	YES	90 DAYS	60 DAYS	30 DAYS	YES	MAY	
28-1383A3B (DUI) -- per 28-1383															
DUI Aggrav child under 15 in car Ref 28-1382	First	250	207.50	20	1500	1500	250	13	YES	45	30 DAYS	15 DAYS	YES	MAY	
DUI Agg child undr 15 in car Ref 28-1382D	Second	250	207.50	20	1500	1500	250	13	YES	180 DAYS	90 DAYS	90 DAYS	YES	MAY	
The juvenile sentencing chart only addresses offenses listed in A.R.S. 8-343															