

112TH CONGRESS  
1ST SESSION

# S. 1816

To amend title 23, United States Code, to modify a provision relating to minimum penalties for repeat offenders for driving while intoxicated or driving under the influence.

---

## IN THE SENATE OF THE UNITED STATES

NOVEMBER 7, 2011

Mr. LAUTENBERG (for himself and Mr. UDALL of New Mexico) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

---

## A BILL

To amend title 23, United States Code, to modify a provision relating to minimum penalties for repeat offenders for driving while intoxicated or driving under the influence.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. MINIMUM PENALTIES FOR REPEAT OFFEND-**  
4 **ERS FOR DRIVING WHILE INTOXICATED OR**  
5 **DRIVING UNDER THE INFLUENCE.**

6 Section 164(a) of title 23, United States Code, is  
7 amended—

8 (1) by striking paragraph (3);

1           (2) by redesignating paragraphs (4) and (5) as  
2           paragraphs (3) and (4), respectively; and

3           (3) in subparagraph (A) of paragraph (4) (as  
4           so redesignated), by striking clauses (i) and (ii) and  
5           inserting the following:

6                     “(i) a suspension of all driving privi-  
7                     leges for not less than 1 year; or

8                     “(ii) a combination of suspension of  
9                     unlimited driving privileges for 1 year, al-  
10                    lowing for reinstatement of limited driving  
11                    privileges subject to restrictions and lim-  
12                    ited exemptions as established by State  
13                    law, if an ignition interlock device is in-  
14                    stalled for not less than 1 year on each of  
15                    the motor vehicles owned or operated, or  
16                    both, by the individual;”.

○