



HOUSE BILL 297: Amend Habitual DWI.

2017-2018 General Assembly

Committee:	House Judiciary II	Date:	April 11, 2017
Introduced by:	Reps. Jackson, Hurley, Bert Jones, Saine	Prepared by:	Susan Sitze
Analysis of:	First Edition		Committee Counsel

OVERVIEW: *House Bill 297 would amend the offense of Habitual Impaired Driving by reducing the number of prior offenses required, and providing that once an offender is convicted of Habitual Impaired Driving any future offenses will also be prosecuted as Habitual offenses.*

CURRENT LAW: A person is guilty of habitual impaired driving if they commit the offense of impaired driving and have 3 or more prior convictions of impaired driving within 10 years of the new offense. Habitual impaired driving is punishable as a Class F felony and requires a minimum 12 month active sentence. A conviction under this statute also results in a permanent license revocation.

BILL ANALYSIS: House Bill 297 would amend the number of prior convictions required for habitual impaired driving to only require 2 prior convictions within the 10 years preceding the current offense. Additionally, the bill would provide that if a person has previously been convicted of habitual impaired driving, any new offense shall also be habitual impaired driving.

EFFECTIVE DATE: This act would become effective December 1, 2017, and apply to offenses committed on or after that date.

Karen Cochrane-Brown
Director



H 2 9 7 - S M S A - 1 5 E 1 - V - 2

Legislative Analysis
Division
919-733-2578