



Interagency Program for Intoxicated Driver (IPID) Committee

A Committee of the Waukesha County Department of Health and Human Services Board

INFORMATION RELATED TO INTOXICATED DRIVING OFFENSES IN WAUKESHA COUNTY

The purpose of this document is to communicate the process and resources around the intoxicated driving issue to local attorneys and their clients.

- 1. Anyone convicted of intoxicated driving needs to have an intoxicated driver assessment.**
 - a. **The designated driver safety plan (DSP) assessment facility for Waukesha County residents is Addiction Resource Council (ARC) at 262-524-7921.** Youth offenders under 18 must have parent or legal guardian present during assessment. Contact the DSP assessment facility within 3 business days of conviction **in the county you reside in** ([Wisconsin Legislature: DHS 62.07](#)).
Assessment agencies for other counties: <https://www.dhs.wisconsin.gov/idp/directory.htm>
 - b. Assessment may be completed prior to conviction.
 - c. ARC charges an assessment fee that must be paid upon scheduling. Payment plans may be available (contact ARC for details).
 - d. ARC will create a DSP for the driver. This is a two-step process:
 - i. Assessment
 - ii. Education and/or treatment recommendations
 - e. Designated assessment facility will communicate compliance to the Department of Transportation (DOT) to make drivers eligible for occupational licensing.
 - f. Driver has 1 year to complete DSP and/or requirements. This can be extended for 4 months if driver contacts ARC before plan expires.
 - g. If intoxicated driving assessment findings are suspected dependency or dependency, driver will be required to complete DSP requirements regardless of conviction.
 - h. If an individual is charged with an additional incidence of operating while intoxicated (OWI) while on an active DSP, a new assessment will be required by the DOT.

- 2. Operating While Intoxicated (OWI) Treatment Court**
 - a. For 3rd or 4th convictions (must be screened as high risk/high need).
 - b. Apply through District Attorney's (DA) office
 - i. OWI Treatment Court can be offered by the DA's office or can be requested of the DA's office. There is no specific application form.
 - ii. The DA's office refers the offender for driving under the influence (DUI)- Risk and Needs Triage (RANT) screening with Wisconsin Community Services (WCS).
 - iii. If the applicant is screened to be high risk/high need, the OWI Treatment Court team reviews for approval.
 - iv. If approved by the OWI Treatment Court team, the DA's office notifies the attorney of the outcome for the client and gives them an offer.
 - c. OWI Treatment Court is a minimum of one year.
 - d. High accountability – case manager appointments, random drug/alcohol screening, requirement to attend self-help groups, treatment.

- e. Benefits of Treatment Court participation may include reduced/absolved sentence, support for recovery, case management, ability to work, continued availability to family, etc.

3. Interlock Ignition Device (IID) if required.

- a. May be required for alcohol or drugged driving offenses.
- b. Required on a first offense with blood alcohol concentration (BAC) of .15 or higher or a breathalyzer or blood sample refusal upon arrest.
- c. Second or more offense IID is automatically required for 12 months minimum.
- d. Driver responsible for installation, monthly cost and recalibration of IID.
- e. Order is effective once rendered by court, but time requirement does not begin until driver license is effective and IID is installed on all vehicles other than motorcycles registered or owned by applicant.

4. Victim Impact Panel

- a. May be ordered by judge (mandatory in Waukesha County for third or higher offense).
- b. May be required by assessor as part of DSP.
- c. Register at ARC (\$25 fee if court ordered or part of DSP recommendation). Payment required prior to attending.
- d. Offered 4 times/year at Waukesha County Technical College (WCTC) – Pewaukee campus.

5. SR22 Insurance for OWI

- a. To obtain an occupational license if your license is suspended or revoked.
- b. To reinstate a driver's license after operating privileges are revoked. SR22 is not required after revocation if the only reason for revocation is Non-Compliance with Driver Safety Plan/Interview or 1st offense OWI.
- c. Does not replace current insurance.
- d. SR22 Insurance must be filed for three years from the date you are eligible to reinstate your driving privileges.

6. Treatment Accountability

- a. Treatment provider agencies must be state certified substance use treatment professionals.
- b. Treatment can begin prior to DSP assessment but must be completed during DSP effective period in order to meet DSP requirement.
- c. If treatment is required by DSP, the treatment agency is expected to communicate with ARC at minimum at intake and discharge regarding outcome. If required treatment is not completed successfully, or if the ARC is not notified of successful completion, the ARC will notify DOT who will suspend driver's license again.

For more information, contact:

Addiction Resource Council (ARC)

Phone: 262-524-7921

Fax: 262-524-7932

Email: frontdesk@arcouncil.net or
info@yourchoiceprevention.org