

II. CHARTS

12:48 Penalty charts

Penalties for Driving Under Suspension for Operation of Vehicle Without Proof of Financial Responsibility Violation of RC 4510.161¹

Judge Mark P. Painter, 10-26-04

Offense ²	Jail	Fine	Driving Suspension ³	Time w/o limited driving privileges	Limited Impoundment of plates ⁴	Immobilization Of vehicle ³	Immediate Vehicle seizure ⁵	Forfeiture of vehicle ⁴
First	0-180 days	0-\$1,000	Up to 1 year Class 7	No	30 days	30 days	Yes	No
Second	0-180 days	0-\$1,000	Up to 1 year Class 7	No	60 days	60 days	Yes	No
Third and More	0-180 days	0-\$1,000 ⁶	Up to 1 year Class 7	No	N/A	N/A	Yes	Yes ⁶

¹Or similar municipal ordinance. RC 4510.161. But see fn 2.

²Violation of RC 4510.16 only. Does not cumulate with any other section. Five year look-back date.

³Class 7 Suspension. . RC 4510.02. The court may suspend the license for up to one year. No mandatory suspension. RC 4510.16(B)(1).

⁴Impoundment, immobilization, and forfeiture are mandatory. RC 4510.16(B)(2). Also court may impound plates of all other vehicles registered to offender. RC 4507.164.

⁵See generally RC 4510.41. Only if vehicle owned by driver.

⁶Or if vehicle transferred in interim, or no forfeiture order issued because of liens or other protected interest, court maybe fine offender value of vehicle. RC 4510(B)(2)(c).

Penalties for Driving Under DUI Suspension Violation of RC 4510.141¹

Judge Mark P. Painter, 10-26-04

Offense w/ 6 years ²	Jail	Fine	Driving suspension ^{3~}	Time without limited driving ⁴	Impoundment ⁵	Immobilization of vehicle ⁵	Immediate vehicle seizure ⁶	Forfeiture of vehicle ⁵
First	3-180 days ⁷	\$250-\$1000	Up to 1 year Class 7	No	30 days	30 days	Yes	No
Second	10 days-1 year ⁸	\$500-\$2,500	Up to 1 year Class 7	No	60 days	60 days	Yes	No

Third and subsequent	30 days- 1 year ⁹	\$500-\$2,500 ¹⁰	Up to 1 year Class 7	No	No	No	Yes	Yes ¹⁰
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¹Or similar municipal ordinance. RC 4510.161. But for municipal ordinance, look-back period is five years. Go figure.

²Violation of RC 4510.14 or substantially equivalent municipal ordinance only. Does not cumulate with any other section. RC 4510.14(B)(2)

³Class 7 Suspension. RC 4510.02. The court may suspend the license for up to one year. RO 4510.14(B)(1)(c).

⁴If privileges granted, must require special plates. RC 4510.13(A)(7).

⁵Impoundment, Immobilization, and Forfeiture are mandatory, if registered in offender's name. RC 4510.14(B)(1)(d). Also court may impound plates of all other vehicles registered to offender. RC 4507.164.

⁶Only if vehicle owned by driver.

⁷Or may impose 30-180 days house arrest with electronic monitoring. RC 4510.14(B)(1)(a). Any HAEM. only after a finding, entered on the record, that within 60 days there will be no room for the offender to begin serving his time. RC 4510.14(C).

⁸Or may impose 90 days to 1 year house arrest with electronic monitoring. RC 4510.14(B)(2)(a). Also, no longer a "petty offense." Requires written jury waiver and additional Rule 11 advice to defendant.

⁹No house arrest with electronic monitoring allowed. RC 4510.14(B)(3)(a). also, no longer a "petty offense." Requires written jury waiver and additional Rule 11 advice to defendant.

¹⁰Or if vehicle transferred in interim, or no forfeiture order issued because of liens or other protected interest, court may fine offender value of vehicle. RC 4510.14(B)(3)(d).