

New York State Fact Sheet - Aggravated DWI (ADWI)

Provisions of ADWI Law

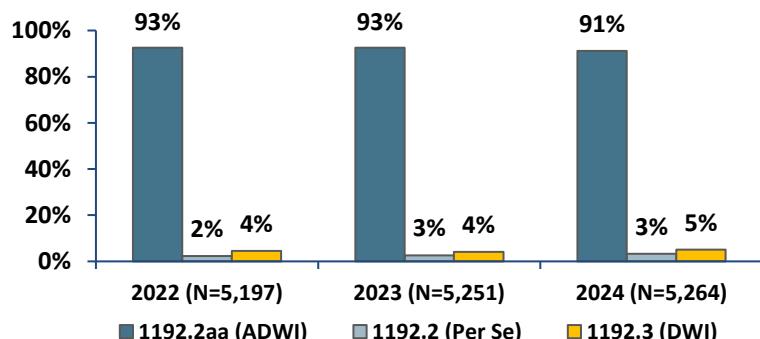
- ✓ BAC: 0.18% or higher
- ✓ Fine: \$1,000 - \$2,500
- ✓ Jail: Not more than one year
- ✓ License Action: Revocation for at least 1 year
- ✓ Plea to lesser charge of DWI: Mandatory IDP participation, assessment and treatment, if required
- ✓ Convicted of 1192.2a & sentenced to probation: Mandatory ignition interlock

Drivers Arrested for Alcohol Impaired Driving with a Known BAC

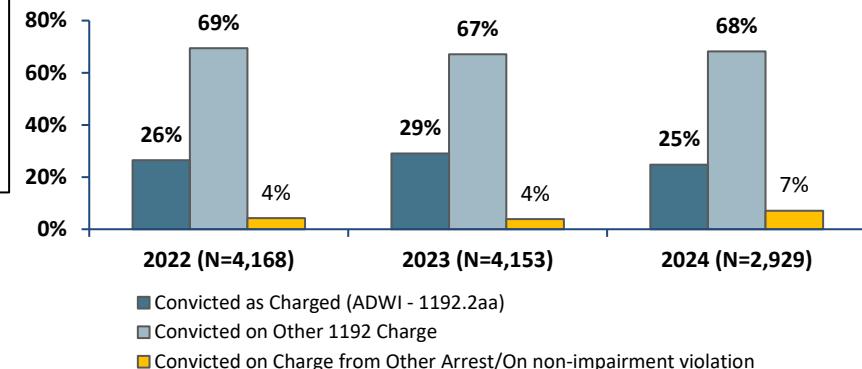
	2022 N=17,157	2023 N=17,529	2024 N=18,623
BAC < 0.18	69.72%	70.06%	71.73%
BAC \geq 0.18	30.28%	29.94%	28.27%
Mean BAC*	0.1529	0.1521	0.1507

*Mean BAC values are for Drivers arrested for alcohol impaired driving and with a BAC > 0

Drivers Arrested with a BAC ≥ 0.18 by Section of VTL 1192



Drivers with a BAC ≥ 0.18 Arrested for ADWI and Convicted Conviction Charge



Drivers Arrested for ADWI and Convicted of ADWI Penalties, Sanctions and Fines

	2022 (N=1,101)	2023 (N=1,204)	2024 (N=724)
License Revocation	97%	98%	96%
Probation	41%	40%	39%
Probation Only	1%	1%	1%
Probation + Interlock	41%	39%	39%
Interlock only (No Probation)	56%	58%	58%
DDP	10%	9%	10%
Victim Impact Panel	25%	21%	22%
Jail	12%	12%	10%
Fine Known	2022 (N=600)	2023 (N=606)	2024 (N=295)
\$0 - \$999	7%	5%	6%
\$1,000 - \$1,499	74%	82%	85%
\$1,500 - \$2,500	19%	13%	9%
More than \$2,500	<1%	0%	0%