

IN 2005 THERE WERE 4,800 DRIVERS 18 YEARS AND YOUNGER INVOLVED IN AUTOMOBILE ACCIDENTS.

# CAREERS

Being convicted of a felony DUI or drug offense will disqualify a person from many careers, and some careers are not open to those who habitually drink.

## SOME OF THE CAREERS CLOSED TO CONVICTED FELONS OR HABITUAL DRINKERS

- Attorney** (Section 73-3-41)  
Disqualified if convicted of a felony
- Architect** (Section 73-1-29)  
Disqualified if convicted of a felony
- Bond Bailman** (Section 83-393{2})  
Disqualified if convicted of a felony
- Barber** (Section 73-5-25)  
“Certificate of Registration may be denied, suspended or revoked if convicted of a felony or for habitual drunkenness or addiction to the use of morphine, cocaine, or habit forming drugs.”
- Cosmetology** (Section 73-7-27{2}{F})  
“...is addicted to the excessive use of intoxicating liquors or to the use of drugs to such an extent as to render him or her unfit to practice...”
- Dentist or Dental Hygienist** (Section 73-9-61)  
“License of a Dentist or Dental Hygienist may be revoked or suspended for ‘habitual personal use of intoxicants or drugs...’ or ‘being guilty of an offense under the laws of a state punishable by death or imprisonment for a term exceeding one year...’”
- Deputy Sheriff** (Section 19-25-19)  
Deputy Sheriffs “shall not have been convicted of a felony...”
- Medicine** (Section 73-25-29)  
“Habitual use of intoxicating liquors, or any beverage, to an extent which affects professional competence...”
- Optometrist** (Section 73-19-23)  
“The board shall refuse to grant a certificate of licensure to any applicant and may cancel, revoke or suspend the operation of any certificate by it granted for any or all of the following reasons, to-wit:  
A) The conviction of a felony in this state or any other jurisdiction, or the entry of guilty or nolo contendere to a felony charge.  
B) Being addicted or habituated to a drug or intoxicant.”
- Physical Therapist** (Section 73-23-59)  
“Subject to sanctions including revocation of license for conviction of a felony or for continued practice although the license has become unfit to practice as a physical therapist or physical therapist assistant due to addiction or severe dependency upon alcohol or other drugs...”
- Polygraph Examiner** (Section 73-29-31)  
Convicted of a felony or “license holder has been adjudged by a court of competent jurisdiction as an habitual drunkard.”
- Psychologist** (Section 73-31-21)  
Convicted of a felony or “is using any narcotic or any alcoholic beverage to an extent or in any manner dangerous to any other person or the public, or to an extent that such use impairs his ability to perform the work of a professional psychologist with safety to the public...”
- Real Estate Broker** (Section 73-35-21{g})  
“Refusal of license, suspension or revocation, for entering a guilty plea or conviction of any felony.”
- Veterinarian** (Section 73-39-19)  
“Revocation or suspension of license of a veterinarian or the certificate of an animal technician for “chronic inebriety or habitual use of drugs...” or final conviction of a felony.”



THE MISSISSIPPI BAR

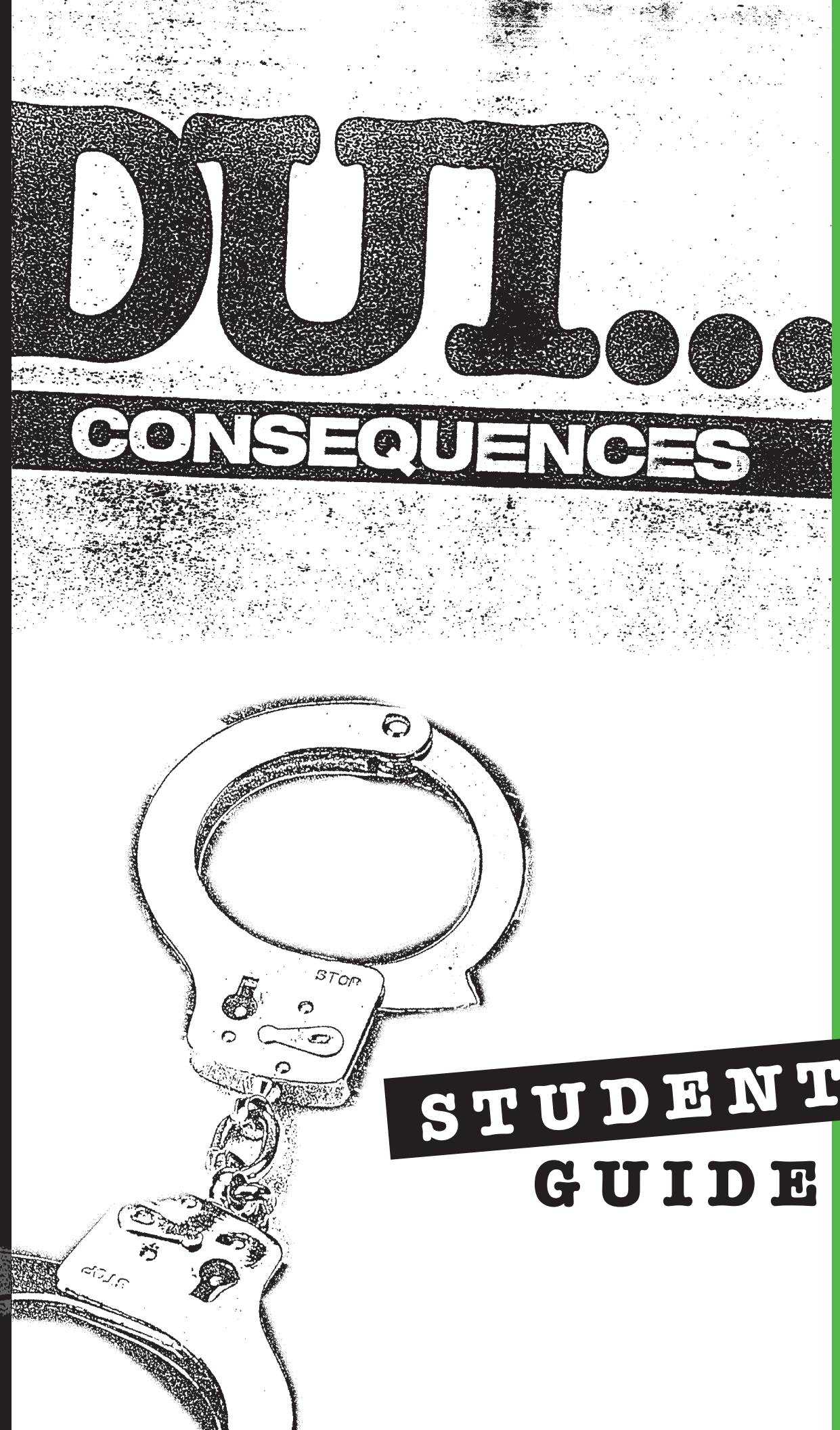
A Program of the Young Lawyers Division  
Child Advocacy Committee of the Mississippi Bar

Statistics provided from the Benchmark Report and Planning Document fiscal year 2003 from the State of Mississippi Office of Highway Safety.  
Special thanks to attorney Victor “Vic” Carmody, Jr., P.A. of Jackson, MS.

REMAINS THE LEADING FACTOR IN MOTOR VEHICLE DEATHS PER NHTSA.

IN 2005, THE DRUNK DRIVING STATISTICS CONTINUED TO SHOW THAT ALCOHOL INVOLVEMENT

IN 2005 IN MISSISSIPPI THERE WERE 22,511 TOTAL ARRESTS FOR DUI.



## STUDENT GUIDE

PROVIDED  
BY  
THE  
YOUNG  
LAWYERS  
DIVISION





ALCOHOL WAS INVOLVED IN 39% ALL 2005 TRAFFIC FATALITIES IN MISSISSIPPI, 39% NATIONALLY.

IN 2005 THERE WERE 78,861 TOTAL CRASHES REPORTED IN MISSISSIPPI. THERE WERE 3,033 DRUNKEN DRIVERS INVOLVED IN CRASHES.

# DUI... CONSEQUENCES

## ARREST

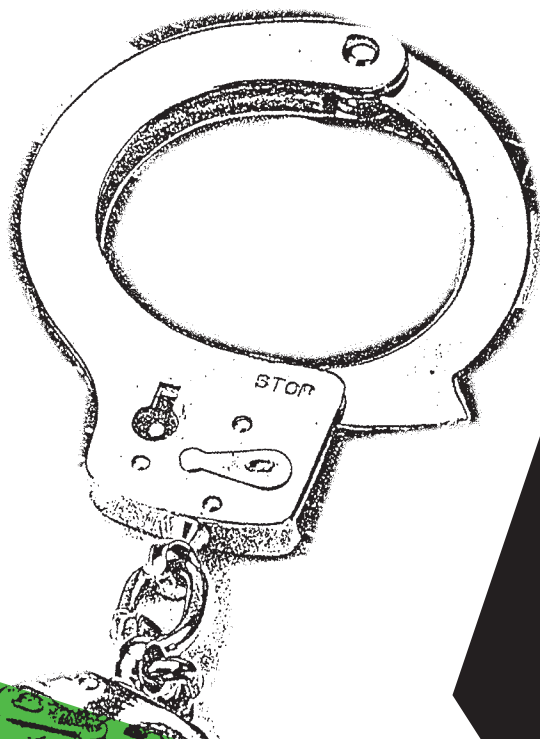
1. Taken into custody...placed in handcuffs
2. The police will search you and your vehicle
3. Towing and storage of your vehicle

## JAIL

1. Booked in jail, fingerprinted, photographed
2. Placed in jail cell - often in drunk tank with derelicts and other dangerous people
3. Phone call - from initial arrest to first phone call often over three hours
4. Bond - may be required to post bond to be released, will have to pay cash or 10% of bond and bond taxes to bondsman

## PUBLICITY

Court records of arrest and conviction are public record. Newspapers publish names, crimes, fines and jail sentences for those arrested for DUI, drug and other offenses.



## ZERO TOLERANCE FOR MINORS (UNDER 21)

- @ .02% Blood Alcohol Concentration to .08%
- @ Over .08%, you are treated like an adult

## FIRST OFFENSE

- @ Fine \$250.00
- @ License suspended ninety (90) days (thirty (30) days if no breath test refusal)
- @ May be non-adjudicated at court's discretion

## SECOND OFFENSE

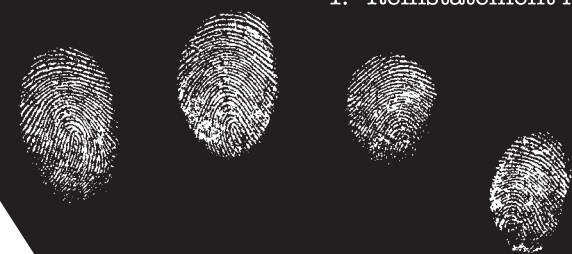
- @ Fine \$500.00
- @ License suspension one (1) year (reduction to six (6) months after certified alcohol/drug program)

## THIRD OFFENSE

- @ Fine \$1,000.00
- @ License suspension for two (2) years or until age 21 (whichever is longer)
- @ Completion of certified alcohol/drug program

## LICENSE REINSTATEMENT

1. Must attend drunk driving school. \$150.00 for four (4) three hour sessions over the course of one (1) month.
2. Proof of insurance. SR-22 filed for three (3) years.
3. Proof of payment of fines and completed jail time.
4. Reinstatement fee of \$100.



## ADULT OFFENSES (OVER 21)

### FIRST OFFENSE

- @ Fine \$250-\$1,000 and court costs up to \$150
- @ Forty-eight (48) hours in jail
- @ License suspension for one (1) year

### SECOND OFFENSE (WITHIN 5 YEARS)

- @ Fine \$600-\$1,500 and court costs up to \$150
- @ Ten (10) days to one (1) year in jail and ten (10) days to one (1) year of community service
- @ License suspension for two (2) years

### THIRD OFFENSE

- @ Fine \$2,000-\$5,000
- @ One (1) to five (5) years at the State Penitentiary
- @ License suspension for five (5) years
- @ Automobile seizure and sale with proceeds to the State
- @ Felony conviction - loss of civil rights - loss of careers

## DUI RECORD

DUI offenses remain on your driver's license record for 5 (five) years. It will never leave your criminal record and cannot be expunged. If you are stopped for any minor traffic offenses during this period and the officer calls in for verification of your license, the dispatcher will relate to the officer that you have had a previous DUI conviction. The officer will then make sure that you a) have a valid license (not suspended) and b) are not presently drinking.

ANY PERSON UNDER THE LEGAL AGE TO OBTAIN A DRIVER'S LICENSE WHO IS CONVICTED OF DUI SHALL NOT BE ABLE TO RECEIVE A DRIVER'S LICENSE UNTIL THEY REACH THE AGE OF 18.

OF THE 931 TOTAL TRAFFIC FATALITIES IN 2005, 372 OR 40% WERE ALCOHOL RELATED. NATIONALLY, 14% OF ALCOHOL RELATED FATALITIES WERE PEOPLE AGED 16-20.