

THE CHOICE TO DRINK ALCOHOL IS UP TO YOU...

Nebraska State Legal Actions Regarding Alcohol Related Incidents

Blood Alcohol Content (BAC) of .08 or More (effective 09-01-01)

Incident	1 st Offense	2 nd Offense	3 rd Offense	Notes
Minor in Possession	* Fine: \$250 * Jail: No	* Fine: \$500 * Jail: No	* Fine: \$500 * Jail: 2 Days * Diversion: No	>Does not include legal fees ~Can cost up to \$500 - \$1000
Minor in Consumption	New Law in effect: Call County Attorney for details (402) 375-3585			> For first offense, fine and/or probation likely. 2 or more offenses may lead to jail time.
Driving Under the Influence	1 st Offense	2 nd Offense	3 rd Offense	Notes
Maximum	* Fine: \$500 * Jail: 7-60 Days * Drivers license Suspended for Six (6) Months	* Fine: \$500 * Jail: 30-90 Days * Drivers license Suspended for One (1) Year	* Fine: \$600 * Jail: Up to 1 year * Drivers license Suspended for Fifteen (15) Years	>Fines do not include court costs >Alcohol Evaluation Probable >Alcohol Treatment Probable >AA Meetings Probable >Does not include legal fees ~Can cost up to \$2000 - \$5000 > Fourth conviction (or more): ~\$10,000 Fine ~Five Years Imprisonment
Minimum (If involved in an accident, the maximum penalty is usually given)	* Fine: \$400 * Jail: 7 Days * Drivers license Suspended for 60 Days	* Fine: \$500 * Jail: 2-30 Days * Drivers license Suspended for Six (6) Months	* Fine: \$500 * Jail: 90 Days * Drivers license Suspended for One (1) Year	>Dependent on probation >Does not include legal fees ~Can cost up to \$2000 - \$5000 >Fines do not include court costs >Alcohol Evaluation (\$100 - \$125) ~May be credited toward fine >Alcohol Education Class Probable > AA Meetings > Fourth conviction (or more): ~\$500 Fine ~One Year Imprisonment
Procuring	1 st Offense (no data on subsequent offenses)			Notes
Maximum	<ul style="list-style-type: none"> • \$1000 fine • 1 Year in jail • 400 hours of community service 			Consequences vary according to circumstances and details of the case (see below for most common)
Usual	<ul style="list-style-type: none"> • \$500 fine • Jail time <p>Judge can order a fine, jail time, or both, depending on circumstances.</p>			Students lying about where they drank (saying they didn't consume at the party, but at home – which is legal) can be charged with False Reporting (a Class 1 Misdemeanor) and jail time will be pursued.