

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ALAMEDA

**MISDEMEANOR PLEA ATTACHMENT: VC 14601 PENALTIES**

PEOPLE v. \_\_\_\_\_ CASE NO.: \_\_\_\_\_

**INSTRUCTIONS:** Read this form if you are pleading guilty or no contest to charges of driving with a suspended, revoked or restricted license. Sign the form only if you fully understand it. If you have any questions about this form, ask your lawyer or the judge. Submit this form with the **Misdemeanor Advisement of Rights, Waiver and Plea** form.

<b>SENTENCES FOR DRIVING IN VIOLATION OF A LICENSE SUSPENSION, REVOCATION OR RESTRICTION</b>		
<b>Vehicle Code Section</b>	<b>First Offense</b>	<b>Second or Subsequent Offense; Prior Convictions Within 5 Years of Sections 14601, 14601.1, 14601.2 or 14601.5</b>
14601	Jail: 5 days to 6 months. Fine: \$300 to \$1,000 plus penalty assessments.	Jail: 10 days to 12 months; 10 days jail mandatory with probation. Fine: \$500 to \$2,000 plus penalty assessments.
14601.1	Jail: Maximum 6 months. Fine: \$300 to \$1,000 plus penalty assessments.	Jail: 5 days to 12 months. Fine: \$500 to \$2,000 plus penalty assessments.
14601.2	Jail: 10 days to 6 months; 10 days jail mandatory with probation. Fine: \$300 to \$1,000 plus penalty assessments. Ignition Interlock Device required.	Jail: 30 days to 12 months; 30 days jail mandatory with probation. Fine: \$500 to \$2,000 plus penalty assessments. Ignition Interlock Device required.
14601.2 as Habitual Traffic Offender	If I have been designated as a habitual traffic offender within three (3) years of this conviction, I will be sentenced to serve an <b>additional 180 days jail</b> and pay an <b>additional \$2,000 fine</b> plus penalty assessments. [VC 14601.3 (e)(3)]	
14601.5	Jail: Maximum 6 months. Fine: \$300 to \$1,000 plus penalty assessments.	Jail: 10 days to 12 months; 10 days jail mandatory with probation. Fine: \$500 to \$2,000 plus penalty assessments. <b>Note:</b> Vehicle Code section 14601.3 also constitutes a prior conviction for this offense.
<b>Section</b>	<b>First Offense</b>	<b>Second or Subsequent Offense; Prior Convictions Within 7 Years of Section 14601.3</b>
14601.3	Jail: 30 days. Fine: \$1,000 plus penalty assessments.	Jail: 180 days. Fine: \$2,000 plus penalty assessments.
<b>SENTENCE FOR DRIVING WITHOUT A VALID LICENSE [VEHICLE CODE SECTION 12500(a)]</b>		
Jail: Maximum 6 months. Fine: Maximum \$1,000 plus penalty assessments.		

**MISDEMEANOR PLEA ATTACHMENT: VC 14601 PENALTIES**

1. **Impound:** I understand that if I am the registered owner of the vehicle used in this offense, the court may impound the vehicle at my own expense for up to 180 days on my first conviction, and up to 12 months for a subsequent conviction. (VC 14602.5, 23592)
  
2. **Ignition Interlock:** I understand that if I am convicted of violating Vehicle Code section 14601.2 or sections 14601, 14601.1 or 14601.5 as a lesser offense to a charge of section 14601.2, the court must order that I install an ignition interlock device on any vehicle I own or operate for up to 3 years, that such a device will prevent the vehicle from starting if I have alcohol in my body, and that I am responsible for the expense of properly maintaining that device. I also understand that installation of this device does not authorize me to drive without a valid license. (VC 23575)
  
3. **DMV Actions Separate:** I understand that the DMV may restrict, suspend, or revoke my license, require completion of a drinking driver program and the installation of an ignition interlock device as a result of my arrest or conviction. I understand that these actions are additional to and separate from actions taken by the court.
  
4. **Vehicle Sale:** I understand that, if I am the registered owner of the vehicle that I drove in committing this offense, the court may declare the vehicle to be a nuisance and order that it be sold if I have been previously convicted of violating Vehicle Code sections 12500(a), 14601, 14601.1, 14601.2, 14601.3, 14601.4 or 14601.5. (VC 14607.6)

**I have read and I understand all of the information on these two pages.**

Date: \_\_\_\_\_



\_\_\_\_\_

(SIGNATURE OF DEFENDANT)