

**SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ALAMEDA**

**MISDEMEANOR PLEA ATTACHMENT: VC 23103 / 23103.5**

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

**INSTRUCTIONS:** Read this form if you are pleading guilty or no contest to a charge of reckless driving, reduced from charges of driving under the influence. 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>BASIC CONSEQUENCES FOR CONVICTION OF VEHICLE CODE SECTION 23103 / 23103.5</b>		
<b>Offense</b>	<b>Sentence With No Probation</b>	<b>Sentence With Up to 3 Years Probation</b>
VC 23103 as lesser offense to any DUI charge	Jail: 5 to 90 days and/or a fine of \$145 to \$1,000 plus penalty assessments. Serves as prior DUI conviction for 10 years.	Jail: up to 90 days and/or a fine of \$145 to \$1,000 plus penalty assessments. Probation revocation fine suspended. Attendance at alcohol/drug program required unless good cause shown. Serves as prior DUI conviction for 10 years.
<b>BASIC CONSEQUENCES FOR CONVICTION OF VEHICLE CODE SECTION 23152 (a) and (b)</b>		
<b>Offense</b>	<b>Sentence With No Probation</b>	<b>Sentence With 3 to 5 Years Probation</b>
Second DUI offense within 10 years	Jail: 90 days to 12 months. Fine: \$390 to \$1,000 plus penalty assessments. DMV suspends license 24 months; surrender license to court.	Jail: Either 96 hours (in minimum 48-hour blocks) or 10 days, to 12 months jail. Fine: \$390 to \$1,000 plus penalty assessments. Probation revocation fine (\$100 to \$1,000) suspended. Mandatory completion of alcohol/drug program for minimum 18 to 30 months. DMV suspends license 24 months; surrender license to court.
<b>BASIC CONSEQUENCES FOR CONVICTION OF VEHICLE CODE SECTION 23152 (a) and (b)</b>		
<b>Offense</b>	<b>Sentence With No Probation</b>	<b>Sentence With 3 to 5 Years Probation</b>
Third DUI offense within 10 years	Jail (120 days to 12 months). Fine: \$390 to \$1,000 plus penalty assessments. DMV revokes license 36 months; surrender license to court.	Option A: Same jail term and fine as no probation, plus Probation revocation fine (\$100 to \$1,000) suspended.  Option B: Jail: 30 days to 12 months. Fine: \$390 to \$1,000 plus penalty assessments. Probation revocation fine (\$100 to \$1,000) suspended. Mandatory completion of alcohol/drug program for minimum 18 to 30 months. DMV revokes license 36 months; surrender license to court.