



# 2021

## YEAR-END REPORT

Legislative Activity

**RESPONSIBILITY.ORG**



## IMPAIRED DRIVING PREVENTION

### Legislative Report

Every year, Responsibility.org works to advance policies at the state and Federal level that will eliminate impaired driving and underage drinking and this year was an especially active one. In addition to engaging in legislation in 27 states, we also worked to reauthorize Federal highway legislation. **To follow is a summary of legislation enacted this year and a preview of efforts we will focus on in 2022.**



#### Responsibility.org Efforts Helped Pass Ground-Breaking Anti-Impaired Driving Legislation into Federal Law

On November 5th, Congress enacted and on November 15th President Biden signed into law the Infrastructure Investment and Jobs Act that will provide a massive infusion of funding into highway safety at a time when historic increases in traffic deaths have occurred. In late November, U.S. DOT Secretary Pete Buttigieg announced the National Highway Traffic Safety Administration's (NHTSA) early [estimate](#) for fatalities in the first half of 2021, showing 20,160 people died in motor vehicle crashes during this time period, up 18.4% over 2020. These latest findings put the U.S. on track to exceed 40,000 annual fatalities for the first time in more than a decade. In the wake of this announcement, U.S. DOT will create its first department-level "National Roadway Safety Strategy" to be released in February of 2022.

The new infrastructure law eases requirements to allow more states to qualify for federal safety grants and authorized the use of federal funds for a wider array of safety activities. The Act also cuts federal red tape and removes bureaucratic hurdles that continue to hinder safety initiatives. Included in the bill are two pieces of legislation that [Responsibility.org](#) championed, The HALT/RIDE Act and the Multiple Substance Impaired Driving Prevention Act.

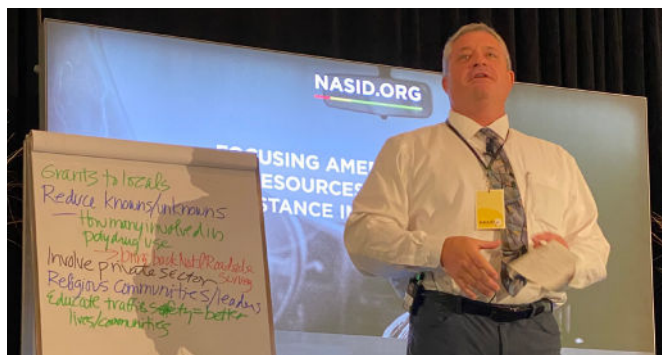


#### Advancing Impaired Driving Prevention Technology

The HALT/RIDE Act, an effort led by Mothers Against Drunk Driving (MADD), directs NHTSA to initiate a rulemaking process and set the final standard within three years for impaired driving safety equipment on all new vehicles. NHTSA will evaluate technologies that may include:

- Driving performance monitoring systems that monitor the vehicle movement using cameras and sensors that are outside the vehicle, such as lane departure warning and attention assist;
- Systems that monitor the driver's head and eyes, typically using a camera or other sensors that are inside the vehicle;
- Alcohol detection systems that use sensors to determine whether a driver is drunk and then prevent the vehicle from moving.

Automakers will have three years to implement the safety standard. Members of Congress who led this effort include Representatives Debbie Dingell (D-MI), David McKinley (R-WV), Kathleen Rice (D-NY) and Senators Ben Ray Lujan (D-NM), Rick Scott (R-FL), Gary Peters (D-MI), and Shelley Moore Capito (R-WV).



## Leading the Charge: Multiple Substance Impaired Driving Prevention Act

This legislation was introduced by Representatives Steve Cohen (D-TN), Kathleen Rice (D-NY), Troy Balderson (R-OH), Tim Burchett (R-TN) and Senators Shelley Moore Capito (R-WV) and Kyrsten Sinema (D-AZ). It will increase national investment and maximization of innovative programs and technology to eliminate multiple substance impaired driving by:

- Reforming NHTSA's National Priority Safety Program (Section 405) to allow funds to be used for drug toxicology, impaired-driving related training for law enforcement, prosecutor, and judicial education, expanded drug testing including the use of oral fluids, electronic warrant systems, and general offender monitoring technology.
- Clarifying that states may use funds to improve reporting and share impaired driving data.
- Requiring a GAO study on the reporting of impaired driving arrest and citation data into federal databases and the landscape of how states share information.
- Expanding state efforts to collect timely and accurate data on crash information, including electronic crash reporting systems that allow accurate real or near-real-time access.

The effort to pass this legislation was led by a coalition built by Responsibility.org and included the Distilled Spirits Council of the United States (DISCUS), Mothers Against Drunk Driving (MADD), the Beer Institute, Governors Highway Safety Association (GHSA), the National Alliance to Stop Impaired Driving (NASID), National District Attorneys Association (NDAA), National Safety Council (NSC), National Sheriffs Association (NSA), Recording Artists Against Drunk Driving (RADD), Students Against Destructive Decisions (SADD), and the Coalition for Cannabis Policy Education and Regulation (CPEAR).

Other landmark safety provisions included in the bill and championed by Responsibility.org and the National Alliance to Stop Impaired Driving (NASID) include:

- Language to expand the number of states that qualify for incentive grant funding with the passage of effective ignition interlock laws.
- Public education efforts on cannabis-impaired driving prevention.
- Data collection efforts for expanded drug testing among impaired drivers.
- Research on cannabis-impaired driving.

Also in 2021, Responsibility.org led efforts to respond to Senators Chuck Schumer (D-NY), Cory Booker (D-NJ), and Ron Wyden (D-OR) who requested input on the draft version of their Cannabis Administration and Opportunity Act (CAOA). Responsibility.org joined with Governors Highway Safety Association, MADD, National Safety Council, NASID, SADD and RADD to submit joint comments. Our groups take no position on cannabis legalization. However, we are dedicated to ensuring that any legislation considered that changes the legal status of cannabis includes strong provisions to prevent cannabis-impaired and multiple substance impaired driving, continues the work needed to eliminate drunk driving and prevents underage cannabis consumption. We understand the CAO will be formally reintroduced in the first half of 2022.

## Step by Step, State by State: Advancing Alcohol Responsibility in State Legislation

In 2021, Responsibility worked to pass legislation in Alabama, California, Hawaii, Florida, Georgia, Indiana, Iowa, Kansas, Louisiana, Maryland, Massachusetts, Michigan, Montana, Nebraska, Nevada, New Jersey, New York, North Carolina, North Dakota, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Utah, and Virginia.

Responsibility.org was proud to work alongside The Coalition for Ignition Interlock Manufacturers, MADD, DISCUS and North Carolina's traffic safety coalition for a coalition effort aimed at modernizing the state's ignition interlock law by expanding the law to include best practices that are known to reduce recidivism and increase interlock use among impaired drivers. The new law also sets forth a process to further explore improvements to the law in 2022. We were excited to deliver awards to all of our legislative champions as well as the North Carolina Governor's Highway Safety Representative, Mark Ezzell.



## LEGISLATIVE AWARDS:

# Honoring our Champions and Advocates in Elected Office



### AWARDEES (LEFT TO RIGHT)

**First Row:** Senator Vickie Sawyer (R-District 34), Representative Destin Hall (R-District 87), Mark Ezzell (North Carolina Governor's Highway Safety Representative),

**Second Row:** Representative Timothy Moffitt (R-District 117), Representative William Richardson (D-District 44), Senator Bob Steinburg (R-District 1), Senator Warren Daniel (R-District 46),

**Third Row:** Senator Jim Burgin (R-District 12), Representative Joe John (D-District 40), Representative Mike Clampitt (R-District 119),

**Bottom Row:** Representative John Faircloth (R-District 62), Representative Ralph Hise (R-47th District), Senator Danny Britt (R-District 13)

## Other State Laws Enacted in 2021 Include:

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Alabama	SB 195	Sam Givhan (R) Arthur Orr (R) Tim Melson (R)	Driving offenses	This bill would revise the administrative suspension periods for chemical test refusal as follows, (a) 1st refusal within 10 years - 90 days (b) 2nd refusal within 10 years - one year (c) 3rd refusal within 10 years - 3 years (d) 4th or subsequent refusals within 10 years - 5 years.	Signed into law April 29, 2021 and takes effect July 1, 2021.
Alabama	SB 258	Arthur Orr (R)	Testing	To provide additional circumstances in which an expert witness may give expert testimony, provide for additional chemical tests that may be used to determine if a person was driving under the influence, to provide for who can draw blood, provide that a witness may provide testimony on the results of horizontal gaze nystagmus test.	Signed into law May 17, 2021 and takes effect August 1, 2021
Arkansas	HB 1059	Carol Dalby (R) Alan Clark (R)	DWI courts	The bill provides that a district court may establish a DWI/ BWI specialty court program for persons convicted of driving or boating while intoxicated.	Signed into law and took effect on February 2, 2021
Arkansas	HB 1184	Carol Dalby (R)	BWI Drunk Driving	Concerning the drawing of a person's blood when a person was operating or in actual physical control of a motorboat or motor vehicle while intoxicated.	Signed into law February 24, 2021 and takes effect January 3, 2022 (90 days after session ends).
Arkansas	SB 685	Lance Eads (R)	Drunk Driving BWI	Concerning the sealing of a misdemeanor offense of driving or boating while intoxicated.	Signed into law April 29, 2021 and takes effect January 3, 2022. (90 days after session ends).
Arkansas	HB 1062	Lanny Fite (R) Kim Hammer (R) Jeff Wardlaw (R)	Drunk driving sanctions	The bill increases the lookback period for prior conviction of boating or driving while intoxicated for the purpose of sentence enhancement. Increases the lookback period from five years to 10 years for 2nd through 5th offenses and for 6th or subsequent offenses from 5 years to 20 years.	Signed into law March 5, 2021 and took effect March 8, 2021

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Arizona	HB 2187	Frank Pratt (R)	Administrative suspension License revocation	This bill amends the requirement for inclusion of a certified report, noting the penalty of perjury requirement for cases involving impaired driving or being in physical control of a vehicle when the suspect submits to a chemical test with results noting the limits for the respective per se limits for alcohol and/or drugs. Additionally, this bill updated the definition of mandatory driver's license revocation.	Signed into law April 5, 2021 and takes effect July 4, 2021.
California	AB 901	Lisa Calderon (D)	Drunk Driving Drugged Driving	Establishes that rental company may provide in the rental contract that a damage waiver does not apply under any of the following circumstances: (1) damage or loss results from an authorized driver's (A) intentional, willful, wanton, or reckless conduct, (B) operation of the vehicle under the influence of drugs or alcohol in violation of Section 23152 of the vehicle code, (C) towing or pushing anything, or (D) operation of the vehicle on an unpaved road if the damage or loss	Signed into law September 30, 2021 and takes effect January 1, 2022.
Connecticut	SB 919	Judiciary Committee	Underage Sales	Provides immunity from criminal prosecution for a minor who possesses alcohol when the minor seeks emergency assistance to prevent the death or serious injury of another person	Signed into law July 7, 2021 and took effect October 1, 2021.
Delaware	HB 51	Sara Lynn (D) Stephanie Hansen (D) Larry Mitchell (D) Paul Baumbach (D) Gerald Brady (D)	Drunk driving sanctions	This act clarifies Delaware's driving under the influence law related to intensive inpatient or outpatient drug and alcohol treatment for felony DUI offenders. This act clarifies when the required intensive inpatient or outpatient drug and alcohol treatment, as approved by the court or the Department of Correction can take place.	Signed into law and took effect April 13, 2021

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Delaware	SB 39	<a href="#">Kyle Gay (D)</a> <a href="#">Darius Brown (D)</a> <a href="#">Sean Lynn (D)</a> <a href="#">Sherry Dorsey Walker (D)</a> <a href="#">Bill Bush (D)</a> <a href="#">Larry Lambert (D)</a> <a href="#">Tizzy Lockman (D)</a> <a href="#">Spiros Mantzavinos (D)</a> <a href="#">Sarah McBride (D)</a> <a href="#">Marie Pinkney (D)</a> <a href="#">Bryan Townsend (D)</a> <a href="#">Paul Baumbach (D)</a> <a href="#">John Kowalko (D)</a> <a href="#">Eric Morrison (D)</a>	Probation before judgment	This bill clarifies that Probation Before Judgment may be entered for multiple charges arising from a single arrest. Changes to the legislation also allow for a defendant to be permitted Probation Before Judgment more than once in a five-year period so long as offenses are different titles of the code.	Signed into law and took effect April 13, 2021.
Georgia	HB 466	<a href="#">Alan Powell (R)</a> <a href="#">Ricky Williams (R)</a> <a href="#">Jason Ridley (R)</a> <a href="#">John Corbett (R)</a> <a href="#">Jesse Petrea (R)</a> <a href="#">Ron Stephens (R)</a> <a href="#">Randy Robertson (R)</a>	DUI Underage drinking	This bill relates to drivers' licenses and driver training schools. It reduces the number of required hours in the intervention component of DUI Alcohol or Drug Use Risk Reduction Program. It allows licensed driver training schools to conduct on-the-road testing and provides for driver training requirements; waives certain fees; sets driver training school student exam standards; issues licenses to driving school instructors to teach certain courses and perform driver's examinations.	Signed into law May 4, 2021, takes effect July 1, 2021.
Hawaii	SB 765	<a href="#">Chris Lee (D)</a> <a href="#">Laura Acasio (D)</a> <a href="#">Roz Baker (D)</a> <a href="#">Stanley Chang (D)</a> <a href="#">Mike Gabbard (D)</a> <a href="#">Gil Keith-Agaran (D)</a> <a href="#">Jarrett Keohokalole (D)</a> <a href="#">Donna Kim (D)</a> <a href="#">Bennette Misalucha (D)</a> <a href="#">Karl Rhoads (D)</a> <a href="#">Maile Shimabukuro (D)</a> <a href="#">Kurt Fevella (R)</a> <a href="#">Clarence Nishihara (D)</a> <a href="#">Glenn Wakai (D)</a>	Ignition interlock	Requires that ignition interlock devices be installed and maintained on one or more vehicles registered to, and all vehicles operated by anyone convicted of operating a vehicle under the influence of an intoxicant, during the applicable period of license revocation.	Enrolled to Governor April 29, 2021, and takes effect July 1, 2021
Hawaii	SB 153	<a href="#">Chris Lee (D)</a>	Impaired driving council	Establishes the Hawaii impaired driving council to establish comprehensive strategies for preventing and reducing impaired driving.	Enrolled to governor on April 26, 2021, and takes effect upon approval.



STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Idaho	HB 241	House Committee on Judiciary, Rules and Administration	Ignition interlock	Amends existing law to revise a provision regarding the installation of an ignition interlock device, to provide for a petition for relief in certain instances, and to revise provisions regarding judicial review. If no civil or criminal case is pending related to the order to install the ignition interlock device, a person may file a petition for relief in magistrate court under this section in his county of residence, or, if such person has no county of residence, in Ada County, if such petition is filed within 30 days of the order requiring the installation of the interlock device.	Signed into law on April 15, 2021, and takes effect July 1, 2021.
Indiana	HB 1084	Mike Young (R) John Young (R) Greg Taylor (D) Lonnie Randolph (D)	Ignition interlock	The bill provides that if it is determined under subsection (a) that there is probable cause to believe that a person operated a vehicle while intoxicated, the court may, as an alternative to any suspension of the person's driving privileges under subsection (c), issue an order recommending that the person be prohibited from operating a motor vehicle unless it is equipped with a functioning certified ignition interlock device.	Signed into law April 8, 2021, and takes effect July 1, 2021.
Indiana	HB 1097	David Abbott (R)	Drunk Driving Drugged Driving	Provides that a person who uses a vehicle to commit the offense of resisting law enforcement or interfering with public safety, and has a prior conviction for either offense that involved the use of a vehicle, commits a Level 5 felony	Signed into law and took effect April 26, 2021.
Indiana	SB 201	John Young (R) Mike Young (R) Mike Bohacek (R) Karen Tallian (D) Jim Lucas (R) Cindy Ledbetter (R) Heath VanNatter (R)	Driving under the influence of drugs	Provides a defense to prosecution for a person who operates a vehicle with cannabis or its metabolite in the person's blood under certain conditions.	Signed into law April 15, 2021 and takes effect July 1, 2021.
Iowa	HF 757	Eddie Andrews (R)	Ignition interlock	A bill for an act relating to driver's license restrictions, including ignition interlock for first time DUI offenders.	Signed into law May 10, 2021, and takes effect July 1, 2021.



STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Maine	LD 1433	Roland Martin (D)	Ignition interlock	Amends several motor vehicle laws. Amends the law regarding when a person is eligible to install an ignition interlock device during the term of the person's suspension and when that person can remove the device without penalty	Signed into law June 15, 2021 and took immediate effect.
Michigan	SB 617	Roger Victory (R)	BAC	Defines crimes: intoxication or impairment; technical changes regarding eliminating sunset for .08 limit.	Signed into law September 24, 2021, and took immediate effect.
Michigan	HB 4309	Graham Filler (R)	BAC	Amends the sentencing guidelines within the Code of Criminal Procedure to reflect extending the sunset provision raising the BAC that constitutes OWL – tie-barred with MI HB 4308	Signed into law August 23, 2021, and took immediate effect.
Michigan	HB 4308	Abduallah Hammoud (D)	BAC	Modifies the sunset on which the bodily alcohol content (BAC) that constitutes OWL will increase from 0.08 to increase to 0.10 beginning five years after the State Treasurer publishes certification regarding annual federal highway construction funding conditioned on compliance with a national blood alcohol limit.	Signed into law August 23, 2021 and took immediate effect.
Michigan	HB 4220	Joe Bellino (R)	Drunk Driving Drugged Driving	Relating to criminal procedure: arrests; exception to the presumption for issuance of appearance tickets in lieu of an arrest in operating while intoxicated.	Signed into law on August 23, 2021 and took immediate effect.
Michigan	SB 438	Curt VanderWall (R)	Drunk Driving Drugged Driving	Relating to criminal procedure: arrests; exception to the presumption for issuance of appearance tickets in lieu of an arrest in operating while intoxicated; provide for.	Signed into law July 1, 2021 and took immediate effect.
Montana	HB 478	Ryan Lynch (D) Derek Harvey (D)	Testing	An act revising driving under the influence laws; providing that breath analysis is included in the possible expenditures for the blood-draw search warrant processing account.	Signed into law May 4, 2021, and takes effect October 1, 2021.
Montana	HB 115	Bill Mercer (R)	DUI	Increases penalties for 5th and subsequent DUI.	Signed into law May 12, 2021, and takes effect October 1, 2021.

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Montana	SB 365	<a href="#">Keith Regier (R)</a>	DUI	An act generally revising laws regarding driving under the influence; providing for driving under the influence crimes, treatment requirements, a sobriety monitoring program, forfeiture provisions, implied consent and administrative license suspension, appeal process, conditions of admissibility, a process for administration of tests, conditions for receiving a probationary driver's license, open container violations, and revocation and suspension of license procedures; providing rulemaking authority; providing penalties.	Signed into law May 12, 2021, and takes effect January 1, 2022.
Nebraska	LB 271	<a href="#">Adam Morfeld (D)</a> <a href="#">Matt Hansen (D)</a>	Alcohol Monitoring Ignition Interlock	The bill prohibits participation in pretrial diversion programs for certain driving under the influence and driver's license revocation violations.	Signed into law May 27, 2021, and goes into effect 3 months after legislature adjourns (August 27, 2021)
New Jersey	A 5342	<a href="#">Benjie Wimberly (D)</a> <a href="#">Nick Scutari (D)</a> <a href="#">Nilsa Cruz-Perez (D)</a>	Underage cannabis consumption	Concerns certain regulated substances, with particular emphasis on underage possession or consumption of various forms of cannabis, including legal consequences for such activities set forth in legislation passed by both houses of legislature.	Signed into law February 22, 2021, and takes effect July 4, 2021.
New Jersey	A 21	<a href="#">Annette Quijano (D)</a> <a href="#">Jamal Holley (D)</a> <a href="#">Britnee Timberlake (D)</a> <a href="#">Angela McKnight (D)</a> <a href="#">Joe Danielsen (D)</a> <a href="#">Benjie Wimberly (D)</a> <a href="#">Nick Scutari (D)</a> <a href="#">Steve Sweeney (D)</a> <a href="#">Mila Jasey (D)</a> <a href="#">Clinton Calabrese (D)</a> <a href="#">Yvonne Lopez (D)</a>	Cannabis	Legalizes personal use of cannabis for certain adults, subject to state regulation; decriminalizes small amount cannabis and hashish possession; removes marijuana as a schedule 1 drug.	
New Jersey	AB 5472	<a href="#">Herb Conaway (D)</a>	Underage Sales	Requires law enforcement to provide written notification to parent or guardian of person under age 18 who commits first offense of unlawfully buying or possessing alcoholic beverages or cannabis	Signed into law February 22, 2021, and takes effect July 4, 2021.

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
New York	S 854	<a href="#">Liz Krueger (D)</a> <a href="#">Jamal Bailey (D)</a> <a href="#">Brian Benjamin (D)</a> <a href="#">Alessandra Biaggi (D)</a> <a href="#">Neil Breslin (D)</a> <a href="#">Jabari Brisport (D)</a> <a href="#">Samra Brouk (D)</a> <a href="#">Leroy Comrie (D)</a> <a href="#">Jeremy Cooney (D)</a> <a href="#">Mike Gianaris (D)</a> <a href="#">Michelle Hinchey (D)</a> <a href="#">Brad Hoylman (D)</a> <a href="#">Robert Jackson (D)</a> <a href="#">Tim Kennedy (D)</a> <a href="#">John Liu (D)</a> <a href="#">Rachel May (D)</a> <a href="#">Zellnor Myrie (D)</a> <a href="#">Kevin Paker (D)</a> <a href="#">Jessica Ramos (D)</a> <a href="#">Gustavo Rivera (D)</a> <a href="#">Julia Salazar (D)</a> <a href="#">Diane Savino (D)</a> <a href="#">Luis Sepulveda (D)</a> <a href="#">Jose Serrano (D)</a>	Cannabis	Enacts the "marihuana regulation and taxation act"; establishes the cannabis law; defines terms; establishes the New York state cannabis control board and the office of cannabis management; outlines powers and duties thereof; authorizes the lawful use of medical cannabis; authorizes research programs related thereto; establishes a cannabis research license to permit a licensee to produce, process, purchase and/or possess cannabis for certain limited research purposes; relates to adult-use cannabis; authorizes a person to apply for a license to cultivate, process, distribute, deliver or dispense cannabis for sale in this state; relates to the description of cannabis, and the growing of and use of cannabis by persons twenty-one years of age or older; makes technical changes regarding the definition of cannabis; relates to removing certain references to marijuana relating to forfeiture actions; relates to the qualification of certain offenses involving cannabis; exempts certain persons from prosecution for the use, consumption, display, production or distribution of cannabis; relates to the definition of smoking; provides for the licensure of persons authorized to produce, process and sell marihuana; relates to the criminal sale of cannabis; relates to drug paraphernalia; adds a new article on cannabis to the penal law; authorizes a motion for resentencing for persons convicted of certain marihuana offenses; levies an excise tax on certain sales of cannabis; creates the New York state cannabis revenue fund, the New York state drug treatment and public education fund and the New York state community grants reinvestment fund	Signed into law March 2, 2021 and took effect May 25, 2021.

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
North Carolina	SB 183	Warren Daniel (R)	Ignition Interlock	As amended on 11/2/21, amends provisions permitting an ignition interlock system and requiring it for the restoration of licenses for drivers convicted of having an alcohol concentration of 0.15 or more. Provides for costs of an ignition interlock system. Requires the court to order the designated motor vehicle equipped with a functioning ignition interlock system to be set to prohibit driving with an alcohol concentration of greater than 0.02 (was 0.00) The 11/2/21 amendment amends provisions relating to refusal to submit to chemical analyses	Signed into law and took effect March 31, 2021.
North Dakota	HB 1336	Dennis Johnson (R) Terry Jones (R) Karen Karls (R) Bernie Satrom (R) Diane Larson (R) Larry Luick (R) Janne Mydral (R)	DUI	An act to amend and reenact section 39-08-01.6 of the North Dakota Century Code, relating to sealing a criminal record of a driving under the influence offense; and to provide for retroactive application.	Signed into law November 8, 2021 and took immediate effect.
North Dakota	HB 1393	Mary Schneider (D-NPL) Josh Boschee (D-NPL) Ruth Buffalo (D-NPL) Karla Hanson (D-NPL) Mary Johnson (R) Tom Kading (R) Larry Klemm (R) Kathy Hogan (D-NPL)	Sentencing alternatives	A bill to amend and reenact sentencing alternatives. Every person convicted of an offense who is sentenced by the court must be sentenced to one or a combination of the following alternatives (unless the sentencing alternatives are otherwise specifically provided in the statute defining the offense or sentencing is deferred under subsection 4) A. Payment of reasonable prosecution costs. B. Probation. C. Imprisonment, including intermittent imprisonment. D. A fine. E. Restitution for damages F. Restoration of damaged property or other work detail. G. Treatment by a public or private institution. H. Sexual offender treatment program. I. Restorative justice program completion.	Signed into law March 25, 2021, and takes effect August 1, 2021.



STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
North Dakota	HB 1034	Joint Committee on Legislative Management	Assessment	Relating to preliminary treatment and involuntary hearings and references to an individual who is chemically dependent; and to provide a penalty.	Signed into law April 12, 2021, and takes effect August 1, 2021.
North Dakota	HB 1035	Joint Committee on Legislative Management	Underage drinking	This bill provides that a child in need of services as a result of a minor in consumption or minor in possession may receive an informal adjustment; and a child who is contesting a charge of minor in possession or minor in consumption may receive a formal petition under chapter 27.	Signed into law April 8, 2021, and takes effect August 1, 2021.
North Dakota	HB 1470	Ruth Buffalo (D-NPL) Gretchen Dobervich (D-NPL) Zachary Ista (D-NPL) Mary Schneider (D-NPL) Tim Mathern (D-NPL) Pat Heinert (R) John Nelson (R)	Mental health	An act to provide for a legislative management study relating to behavioral health needs of inmates.	Signed into law April 28, 2021, and takes effect August 1, 2021.
North Dakota	HB 1223	Zachary Ista (D) Mary Adams (D-NPL) Corey Mock (D-NPL) JoNell Bakke (D-NPL) Joan Heckaman (D-NPL) Emily O'Brien (R) Shannon Roers Jones (R) Steve Vetter (R) Curt Kreun (R) Scott Meyer (R)	Underage drinking	This bill relates to the penalty for an individual under 21 years of age who consumes, purchases, or possesses an alcoholic beverage. Individuals under 21 years of age are prohibited from consuming alcohol beverages or entering licensed premises. The penalty has changed from a class B misdemeanor to an infraction.	Signed into law April 16, 2021, and takes effect August 1, 2021.
North Dakota	SB 2264	Terry Wanzek (R) Janne Myrdal (R) Larry Klemm (R) Bernie Satrom (R)	Underage consumption	An act to create and enact a new subsection to section 19.02.1-23 of the North Dakota Century Code, relating to penalties for the possession of cannabis by an individual under the age of 21; and to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to prohibiting an individual or under the age of 21 from consuming alcohol beverages; and to provide a penalty.	Signed into law March 31, 2021, and takes effect August 1, 2021.

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
North Dakota	SB 2246	<a href="#">Scott Meyer (R)</a> <a href="#">Doug Larson (R)</a> <a href="#">Diane Larson (R)</a> <a href="#">Zachary Ista (D)</a> <a href="#">Shannon Roers Jones (R)</a> <a href="#">Mary Schneider (D-NPL)</a>	Veterans	Relating to Drug Court and the creation of a Veterans Treatment docket.	Signed into law March 31, 2021, and takes effect August 1, 2021.
Oklahoma	SB 367	<a href="#">Kim David (R)</a> <a href="#">Chris Kannady (R)</a>	Drunk Driving Sanctions	The bill provides that upon receipt of a written blood or breath test report reflecting that the arrested person, if under twenty-one (21) years of age, had any measurable quantity of alcohol in the blood or breath of the person, or, if the arrested person is twenty-one (21) years of age or older, a blood or breath alcohol concentration of eight-hundredths (0.08) or more, accompanied by a sworn report from a law enforcement officer that the officer had reasonable grounds to believe the arrested person had been operating or was in actual physical control of a motor vehicle while under the influence of alcohol as prohibited by law, the Department shall revoke or deny the driving privilege of the arrested person for a period as provided by Section 6-205.1 of this title, unless the person has successfully completed or is currently participating in the Impaired Driver Accountability Program in relation to the arrest which is the subject of the report.	Signed into law March 31, 2021, and takes effect August 1, 2021.
Oklahoma	SB 283	<a href="#">Michael Brooks (D)</a> <a href="#">Ross Ford (R)</a> <a href="#">Andy Fugate (D)</a> <a href="#">Robert Manger (R)</a> <a href="#">Darcy Jech (R)</a> <a href="#">Roland Pederson (R)</a> <a href="#">Darrel Waver (R)</a>	Underage Drinking	An act relating to crimes and punishments; amending section 141, chapter 336 which relates to penalties for prohibited acts; modifying penalties; amending section 160, chapter 366 which relates to furnishing alcoholic beverage to persons under 21 years of age; requiring certain program participation for violation; amending 22 O.S 2011 which relates to the sentencing powers of the court; modifying inclusions; and providing an effective date.	Signed into law April 27, 2021, and takes effect November 1, 2021.

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Oregon	HB 3140	Ron Noble (R)	Drugged Driving	Makes changes to statutes related to operating vehicle or boat while under influence of intoxicants that reference controlled substances to clarify applicability to psilocybin.	Signed into law April 27, 2021, and takes effect November 1, 2021.
Pennsylvania	HB 843	David Rowe (R)	DUI Child Endangerment	Amends Title 23 (Domestic Relations) of the Pennsylvania Consolidated Statutes, in child custody, further providing for consideration of criminal conviction. Includes "The former 75 Pa.C.S. 3737 (relating to driving under the influence of alcohol or controlled substance)" as a threatening offense when considering the custody of children	Signed into law June 11, 2021 and took immediate effect
South Dakota	SB 35	Senate Committee on Appropriations	Cannabis	Makes an appropriation to implement provisions concerning the legalization, regulation, and taxation of cannabis, and to declare an emergency.	Signed into law June 30, 2021 and took effect August, 26, 2021.
Tennessee	HB 150	Jason Zachary (R) Rusty Grills (R)	Underage drinking	This bill broadens offense of property owner allowing an "underage adult" to consume alcohol to apply to all minors.	Signed into law and took effect March 21, 2021.
	SB 157	Richard Briggs (R)			
Tennessee	HB 679	Dale Carr (R) William Lamberth (R) Paul Sherrell (R) Terri Weaver (R) John Crawford (R) Sam Whitson (R) Jason Zachary (R) Lowell Russell (R) Rush Bricken (R) Robin Smith (R) Debra Moody (R) Patsy Hazelwood (R) Chris Todd (R) John Gillespie (R) Johnny Garrett (R) Ryan Williams (R) Bill Beck (D) Bob Freeman (D)	Boating under the influence	As enacted, aligns penalties for boating under the influence with the penalties for driving under the influence; clarifies that the offenses of vehicular assault, aggravated vehicular assault, vehicular homicide, and aggravated vehicular homicide may be committed by a person boating under the influence.	Signed into law May 19, 2021, and takes effect July 1, 2021.
	SB 246	Becky Massey (R)			Signed into law May 13, 2021, and takes effect July 1, 2021.

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Tennessee	SB 157	Richard Briggs (R)	Underage drinking	As enacted, broadens offense of property owner allowing an "underage adult" to consume alcohol to apply to all minors; sets a mandatory fine for convictions offenses related to providing alcohol to minors.	Signed into law May 13, 2021, and takes effect July 1, 2021.
Utah	HB 26	Stephanie Pitcher (D) Jerry Stevenson (R)	24-7 Sobriety Program	Expands the 24-7 Sobriety Program	Signed into law March 16, 2021, and took effect May 5, 2021.
Utah	HB 20	Steve Eliason (R) Curt Bramble (R)	Driving under the influence sentencing amendments DUI child endangerment	This bill prohibits sentencing reductions for driving under the influence related offenses in certain circumstances; creates a separate offense for each person in a vehicle that is under 16 years old when the driver is operating the vehicle while under the influence of drugs or alcohol; etc.	Signed into law March 16, 2021, and took effect May 5, 2021.
Utah	HB 47	Steve Eliason (R) Jerry Stevenson (R)	DUI revisions	The bill provides that if an individual is charged with a criminal offense in subsection (8)(b), there is a rebuttable presumption that the individual be detained. Criminal charges that create a rebuttable presumption of detention under subsection (8)(a) include: an offense of driving under the influence or driving with a measurable controlled substance in the body if the offense results in death or serious bodily injury to any individual.	Signed into law March 16, 2021, and took effect May 5, 2021.
Utah	SB 180	Karen Mayne (D) Ryan Wilcox (R)	Driver license suspension revision	This bill amends driver license suspension for certain drug related offenses to circumstances in which the court finds that a driver license suspension is likely to reduce recidivism and is in the interest of public safety; removes driver license suspension requirements for certain offenses related to custodial interference; and makes technical changes.	Signed into law March 17, 2021, and took effect May 5, 2021.
Utah	SB 179	Karen Mayne (D) Ryan Wilcox (R)	DUI probation amendments	This bill allows a court to order supervised probation for certain DUI offenses to be provided by Adult Probation and Parole in certain circumstances.	Signed into law March 17, 2021, and took effect May 5, 2021.



STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Virginia	HB 2113	<a href="#">Charniele Herring (D)</a> <a href="#">Dawn Adams (D)</a> <a href="#">Lashrecse Aird (D)</a> <a href="#">Hala Ayala (D)</a> <a href="#">Lamont Bagby (D)</a> <a href="#">Jeff Bourne (D)</a> <a href="#">Betsy Carr (D)</a> <a href="#">Lee Carter (D)</a> <a href="#">Josh Cole (D)</a> <a href="#">Liz Guzman (D)</a> <a href="#">Cliff Hayes (D)</a> <a href="#">Dan Helmer (D)</a> <a href="#">Patrick Hope (D)</a> <a href="#">Clint Jenkins (D)</a> <a href="#">Mark Keam (D)</a> <a href="#">Kaye Kory (D)</a> <a href="#">Marke Levine (D)</a> <a href="#">Alfonso Lopez (D)</a> <a href="#">Delores McQuinn (D)</a> <a href="#">Candi Mundon King (D)</a> <a href="#">Ken Plum (D)</a> <a href="#">Cia Price (D)</a> <a href="#">Sam Rasoul (D)</a> <a href="#">David Reid (D)</a> <a href="#">Ibraheem Samirah (D)</a> <a href="#">Don Scott (D)</a> <a href="#">Marcus Simon (D)</a> <a href="#">Shelly Simonds (D)</a> <a href="#">Suhas Subramanyam (D)</a> <a href="#">Kath Tran (D)</a> <a href="#">Angelina Williams Graves (D)</a> <a href="#">Carrie Coyner (R)</a>	Criminal Records Sealing of Records	<p>Establishes a process for the automatic sealing of police and court records, defined in the bill for certain convictions, deferred dispositions, and acquittals and for offenses that have been nolle prossed or otherwise dismissed. The bill also allows a person to petition for the sealing of police and court records relating to certain convictions. The bill has staggered delayed effective dates in order to develop systems for implementing the provisions of the bill. As introduced, this bill was a recommendation from the Virginia State Crime Commission.</p>	Signed into law April 7, 2021, and staggered effective dates for different provisions starting as early as March 1, 2021.
	SB 1339	<a href="#">Scott Surovell (D)</a> <a href="#">Louise Lucas (D)</a> <a href="#">Joe Morrissey (D)</a> <a href="#">Patrick Hope (D)</a> <a href="#">Kaye Kory (D)</a>			Signed into law April 7, 2021, and staggered effective dates for different provisions starting as early as March 1, 2021.
Virginia	HB 2166	<a href="#">Patrick Hope (D)</a> <a href="#">Kaye Kory (D)</a> <a href="#">Creigh Deeds (D)</a>	Cannabis	Involuntary admission; provisions governing involuntary inpatient & mandatory outpatient treatment.	Signed into law March 18, 2021, and takes effect July 1, 2022.

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Virginia	HB 2312	<a href="#">Charniele Herring (D)</a> <a href="#">Lamont Bagby (D)</a> <a href="#">Kelly Convirs-Fowler (D)</a> <a href="#">Seve Heretick (D)</a> <a href="#">Don Scott (D)</a> <a href="#">Dawn Adams (D)</a> <a href="#">Hala Ayala (D)</a> <a href="#">Jeff Bourne (D)</a> <a href="#">Lee Carter (D)</a> <a href="#">Josh Cole (D)</a> <a href="#">Liz Guzman (D)</a> <a href="#">Dan Helmer (D)</a> <a href="#">Patrick Hope (D)</a> <a href="#">Chris Hurst (D)</a> <a href="#">Clint Jenkins (D)</a> <a href="#">Kayne Kory (D)</a> <a href="#">Mark Levine (D)</a> <a href="#">Alfonso Lopez (D)</a> <a href="#">Delores McQuinn (D)</a> <a href="#">Cia Price (D)</a> <a href="#">David Reid (D)</a> <a href="#">Ibraheem Samirah (D)</a> <a href="#">Marcus Simon (D)</a> <a href="#">Shelly Simonds (D)</a> <a href="#">Angelia Williams Graves (D)</a>	Cannabis	<p>As of July 1, 2021, a person 21 years of age or older can carry under 1 ounce of cannabis in public. If caught with 1 ounce to under 1 pound of cannabis, there is a \$25 civil penalty.</p> <p>If caught with more than a pound of cannabis, you could get up to 10 years in prison and up to a \$250,000 fine.</p> <p>The only way to get cannabis in Virginia is to grow it or have it gifted to you by someone that grew it. Sales of cannabis in Virginia will not be allowed until 2024.</p> <p>It is illegal to use cannabis in a car or vehicle. It is illegal whether you are the driver or passenger. An open container (including a bag, jar or Tupperware container) in a vehicle is punishable by a misdemeanor and \$250 fine.</p>	Signed into law April 7, 2021, and staggered effective dates starting as early July 1, 2021.
Virginia	SB 1213	<a href="#">John Edwards (D)</a> <a href="#">Scott Surovell (D)</a> <a href="#">Bill DeSteph (R)</a>	Restricted licenses	Authorizes the Department of Motor Vehicles to issue restricted driving credentials to individuals with driver's license suspensions resulting from drug-impaired driving offenses.	Signed into law March 25, 2021, and takes effect July 1, 2021.
Virginia	SB 1336	<a href="#">Richard Stuart (R)</a> <a href="#">Jennifer Boysko (D)</a> <a href="#">Scott Surovell (D)</a>	Ignition interlock	Provides that in any criminal case where a defendant's license to operate a motor vehicle, engine, or train is subject to revocation or suspension and the court orders a defendant, as a condition of probation or otherwise, to enter into and successfully complete an alcohol safety action program, the court may issue the defendant a restricted license to operate a motor vehicle where the only restriction is to prohibit the defendant from operating a motor vehicle that is not equipped with a functioning, certified ignition interlock system for a period of not less than 12 consecutive months without alcohol-related violations of the interlock requirements.	Signed into law March 18, 2021, and takes effect July 1, 2021.

STATE	BILL	PRIMARY SPONSOR(S)	FOCUS	BILL SUMMARY	EFFECTIVE DATE
Virginia	SB 1339	Scott Surovell (D) Louise Lucas (D) Joe Morrissey (D) Patrick Hope (D) Kaye Kory (D)	Drunk driving sanctions	Sealing of criminal records; penalties. Establishes a process for the automatic sealing of police and court records, defined in the bill for certain convictions, deferred dispositions, and acquittals for offenses that have been nolle prossed or otherwise dismissed. The bill also allows a person to petition for the sealing of police and court records relating to certain convictions. The bill has staggered delayed effective dates in order to develop systems for implementing the provisions of the bill.	Signed into law April 7, 2021, and staggered effective dates for different provisions starting as early as March 1, 2021.
Virginia	SB 1406	Adam Ebbin (D) Louise Lucas (D) Joe Morrissey (D) Lionell Spruill (D) Scott Surovell (D) Kaye Kory (D)	Cannabis	Eliminates criminal penalties for simple possession of up to one ounce of marijuana by persons 21 years of age or older, modifies several other criminal penalties related to marijuana and imposes limits on dissemination of criminal history record information related to certain marijuana offenses.	Signed into law April 7, 2021, and staggered effective dates for different provisions starting as early as July 1, 2021.
Virginia	SB 1122	Bill Stanley (R) Jenn McClellan (D) Joe Morrissey (D)	High-risk impaired driver	The bill eliminates Virginia's enhanced jail sanctions for habitual DUI offenders, high BAC drivers, third-offense felony drunk drivers, commercial licensed drunk drivers and persons convicted of DUI whilst also transporting a minor.	Signed into law March 31, 2021 and takes effect July 1, 2021.
Vermont	H 20	Maxine Grad (D)	Ignition interlock pretrial	An act relating to pretrial risk assessments and pretrial services.	Signed into law and took effect April 29, 2021.
West Virginia	SB 345	Ryan Weld (R) Rollan Roberts (R) William Ihlenfeld (D) John Unger (D)	Ignition interlocks	Expands alcohol test and lock program to include offenders with drug-impaired driving offenses.	Signed into law March 5, 2021 and takes effect June 3, 2021.
West Virginia	SB 496	Ryan Weld (R)	Felony DUI	The bill authorizes the use of a conviction under any law of the United States or any other state for an offense that has substantially similar elements of a qualifying offense such as driving under the influence causing death.	Signed into law April 19, 2021, and takes effect July 6, 2021.

To follow DUI laws and statistics in your state, please visit our [State Map](#). If you would like to work with Responsibility.org to advance effective impaired driving and underage drinking prevention policies, please contact [Brandy.Axdahl@responsibility.org](mailto:Brandy.Axdahl@responsibility.org) for federal efforts or [Chris.Konschak@responsibility.org](mailto:Chris.Konschak@responsibility.org) for state efforts. We also provide technical assistance to states working to improve their laws through the National Alliance to Stop Impaired Driving led by Dr. Darrin Grondel, who can be reached at [Darrin.grondel@responsibility.org](mailto:Darrin.grondel@responsibility.org).