

Staff Summary: **Timeline of Major Changes to Montana’s Driving Under the Influence Law**
Prepared for the Law and Justice Interim Committee, September 2025

1983	2003	2005	2010
Enactment of <u>Senate Bill 313</u>: <ul style="list-style-type: none">1. Added 0.10% blood concentration illegal; 0.04% for commercial drivers2. Adds mandatory 24 hours in jail upon conviction3. Established a minimum fine \$100 – maximum fine \$3004. Added mandatory license suspension5. Creates stricter penalties for repeat offenses—2nd offense: 7 days in jail, fine \$300-\$5006. Added implied consent refusal, 3 months automatic license suspension; up to 1 year for 2nd refusal	Reforms driven by federal influence Enactment of <u>House Bill 195</u>: <ul style="list-style-type: none">1. Allowed ignition interlock on first offense2. Increased 1st offense fines range to \$300-\$5003. Increased 2nd offense fines range to \$600-\$1,0004. Increased 3rd offense fine range to \$1000-5000 and minimum jail 10 days	Enactment of <u>House Bill 46</u>: Created the offense of vehicular homicide while under the influence. Enactment of <u>Senate Bill 80</u>: Banned open containers of alcohol in motor vehicles by any occupant—Federal Highway funds at stake	24/7 Sobriety Program begins as a Pilot Program in Lewis and Clark County
2011	2013	2021	2025
Enactment of <u>House Bill 106</u>: Expanded the 24/7 Sobriety Program statewide. <ul style="list-style-type: none">1. Frequent alcohol testing2. Monitoring bracelet	Enactment of <u>House Bill 355</u>: Doubled the Look-back period for DUIs from 5 to 10 years Enactment of <u>House Bill 168</u>: Established the legal limit for THC at 5 ng/ml	Major rewrite/reorganization of DUI statutory code Enactment of <u>Senate Bill 365</u>: Repealed many DUI statutes and replaced them with a more readable and organized structure beginning at 6-8-1001, MCA Enactment of <u>House Bill 115</u>: Increased penalties for 5 th and subsequent DUI offenses	Enactment of <u>House Bill 267</u>: “Bobby’s Law” - Established the crime of aggravated vehicular homicide while under the influence Enactment of <u>House Bill 467</u>: Added oral fluid testing as an acceptable method to test for DUI