DMV File No: _____

WEST VIRGINIA ALCOHOL TEST AND LOCK (INTERLOCK) PROGRAM

DMV Web Site Application

(Please Call Toll-Free 1-800-642-9066 for assistance)

The State of West Virginia may issue restricted driving privileges to a driver who has been revoked due to an **alcohol-related** DUI. The driver must apply for, and be accepted into, the Alcohol Test and Lock Program. Once accepted into the Program, the driver must have an approved ignition interlock device installed in their vehicle. Individuals interested in the Alcohol Test and Lock Program should carefully read and complete this application. Applicants should contact the Interlock Section toll-free at 1-800-642-9066 or 304-558-1672 with any questions.

Applicant Information

Full Name	Spouse's Name	Social Security Number	Date of Birth
Physical Address (Must present proof at license issue)	Mailing Address (If different)		Driver's License Number
City		State	Zip Code
Home Phone	Work Phone		

Vehicle Information (Class "A" Passenger Type vehicles only**)**

Name of Registered Owner(s) or Lessee(s) ***If other than Applicant, the Owner's Consent to Installation of Interlock Device on page 4 of this application must be completed***. *If more than one vehicle is owned and/or operated please list on the supplemented insert.*			
Year	Make	Model	VIN
Title Number	License Plate Number		

MUST READ AND SIGN. APPLICATION WILL NOT BE PROCESSED WITHOUT SIGNATURES

Title 91CSR5 Section 16.5.i. ***Any person required to participate in this program must have an ignition interlock device installed on every vehicle he or she owns or operates.***

I hereby declare that I have read and understand the above Rule. Therefore I understand that withholding any vehicle information is in direct violation of Federal and State Regulations and grounds for immediate removal of driving privileges.

I own more than 1 vehicle. ☐**Yes** ☐ **No**

I understand that I can only operate the WV Interlock Equipped Vehicle _____ **(Initials)**

Insurance Information (Actual proof **must** be presented at device installation)

Insurance Company	Agent Name
Policy	Policy Expiration Date

This Section for Office Use Only

Processed By	**Date**	**Fee Balance @ EOP**	**Last DWSR Conviction**	**Date Mailed**
S&T	**Need** **Enrolled** **Completed** **Date**	**Approval Number**	**Participation Period**	**Date Eligible**

ELIGIBILITY REQUIREMENTS

In order to be eligible to participate in the Alcohol Test and Lock Program you must meet the following minimum requirements. Additional requirements may be imposed by the DMV:

1. You must be eligible to obtain a West Virginia license.
2. You must be currently revoked by West Virginia and not be appealing the revocation administratively or in Circuit Court.
3. **You must have completed or be enrolled in the Safety and Treatment Program within 60 days after entering the Alcohol Test and Lock Program.**
4. You must not have been convicted of driving while revoked or suspended within the last 6 months.
5. You must own the vehicle(s) to be used in the Alcohol Test and Lock Program **or** have the owner's approval (**see page 4**).
6. You must be at least 18 years old.

PROGRAM LENGTH

You must serve a minimum revocation period before being eligible for the Alcohol Test and Lock Program. Once admitted to the program, you must participate for the minimum period of time defined under WV Code 17C-5A-3a and WV Administrative Regulation 91CSR5 that was in effect on the DUI incident date. The time requirements are:

Type of DUI	Minimum Revocation Period*	Interlock Participation Period*	Additional Remarks
1ST Offense DUI	15/30/45 days	4/5/9 months	Mandatory Participation for DUI incidents after 6-6-2008 with a BAC of .15 or higher
2nd or greater Offense DUI	1 year	1 year for each DUI incident (conviction OR revocation)	Mandatory Participation for all 2nd offense DUI incidents on/after 7-8-2005
1st Offense Implied Consent DUI	30 or 45 days	9 or 12 months	Participation Period will be based on the DUI incident date
1st Offense DUI with Minor	60 days	10 months	Additional Participation for 2nd offense with Minor on/after 6-6-2008
1st Offense Under 21 "AMA"	30 days	6 months	Expunged upon successful completion
1st Offense Knowingly Permitting DUI	15 or 30 days	4 or 5 months	Participation Period will be based on the DUI incident date
1st Offense Bodily Injury DUI	2 months	1 year	DUI incidents on/after 7-8-2005
1st Offense Misdemeanor Death	6 months/ 1 year	2 years	No Misdemeanor Death after 6-6-2008
1st Offense Felony Death DUI	1 year	2 years	Additional Participation for 2nd offense with Death after 6-6-2008

*** Minimum Revocation & Participation periods may be subject to change in the event of new Legislation**

PROGRAM REQUIREMENTS

Once you are approved for the Alcohol Test and Lock Program:

1. You will receive written notification with an approval number. You must contact the Service Provider for an installation appointment. You must have the interlock device installed within 6 months of date of application for the Alcohol Test and Lock Program.
2. You must be driven to an installation center by a licensed driver.
3. Vehicles must be manufactured after 1980 and may require an inspection to verify vehicle is equipped with OBD I (On Board Diagnostics Generation 1) or newer. Tell the Service Provider the make/model/year of vehicle when making an appointment.
4. You will be required to return to the installation center at least every 30-60 days to have the vehicle monitored. The data will be downloaded from the device and reported to DMV.
5. You will be considered in violation of the Alcohol Test and Lock Program, and subject to removal from the program, for any program violations which include, but are not limited to, the following:
   - Failure to report for device monitoring every 30 days, or as scheduled.
   - Failure to enroll, withdrawal from, or no progress in, the Alcohol Safety and Treatment Program.
   - Notice from any law enforcement officer, Division employee or service provider that indicates operating a vehicle not equipped with an interlock device.
   - Failure to abide by the Service Agreement with Service Provider.
   - Tampering with, bypassing or removing the interlock device or allowing someone to do the same.
   - Attempting to start or operate a vehicle while under the influence of alcohol.
   - Failure to submit and pass retests after starting the vehicle when requested by the interlock device.
   - Failure to use equipped vehicle.
   - Accumulation of Interlock Demerit system points in accordance with DMV policy.

PROGRAM COST

Individuals approved for the Alcohol Test and Lock Program will enter into a Service Agreement with the interlock service provider. The Service Agreement will contain the following costs:

Installation charge	$50.00	Daily rental and service	$2.13	De-install charge	$30.00

The following charges are **only** assessed for customer violations, errors or requests service:

Missed appointment	$35.00	Service call (hourly)	$60.00
Violation reset	$50.00	Service call (per mile)	$0.44
Change of vehicle	$50.00	NSF check	$25.00
Loss Protection Plan Daily	$0.19		

Note: Fees may be changed with DMV approval prior to a client entering the Alcohol Test and Lock Program. All fees are subject to state sales tax.

CERTIFICATION

I hereby acknowledge and state that:

1. I have read the Alcohol Test and Lock Program Participant Requirements, as specified under WV Code 17C-5A-3a and WV Administrative Regulation 91CSR5, and agree to those requirements. I understand that my participation in the Program is restrictive, and I am subject to removal from the Program for violating any of the terms and conditions imposed upon me.

2. I understand that it is a violation of the Alcohol Test and Lock Program, as well as other motor vehicle laws, for me to attempt to obtain a driver's license in any other state during my enrollment in the Program. I understand that any recent court convictions not yet received by the DMV may change my Alcohol Test and Lock Program eligibility status.

3. **I must have completed an approved DUI Safety and Treatment Program or, within 60 days of having the interlock installed, be enrolled and actively participating in a DUI Safety and Treatment Program until this requirement is successfully completed.** I further understand that if I do not comply with this requirement that I will only receive one written warning. The Service Provider must be presented with proof of enrollment, including a copy of fee receipt, or satisfactory completion of your Safety and Treatment Program through one of the approved providers. **Failure to comply with these terms will result in immediate removal from the Alcohol Test and Lock Program.**

4. I must abide by the terms of the Service Agreement with the interlock device Service Provider, and will contact the DMV 30 days prior to my scheduled removal date to ensure all Safety and Treatment paperwork is present and all reinstatement fees are paid. I understand that failure to comply with this requirement may extend my participation period.

5. Removal from the Alcohol Test and Lock Program due to non-compliance or violations of the rules governing the Program including, but not limited to, the conditions listed in this section, shall result in the immediate loss of any restricted driving privileges provided by participation in this Program.

I knowingly and intelligently waive any and all opportunities or rights to obtain an administrative hearing regarding my removal from the Alcohol Test and Lock Program.

I hereby declare under the penalties of perjury that all the information contained herein is true and accurate to the best of my knowledge, information, and belief.

Date of Application	**Applicant's Signature**

Once your application is received and approved by the DMV, the Service Provider will contact you to arrange an installation appointment. Should your application for the program be declined, the DMV will send you written notification together with an explanation as to why your application was rejected. Upon installing an interlock device in your vehicle, the DMV will send you an authorization letter so you can obtain your restricted license. **You cannot operate your interlock-equipped vehicle until you have received your restricted license. This restricted license can only be used to operate a vehicle in which an approved functioning interlock device has been installed, and then only under the conditions set forth in this application.**

If the Vehicle is NOT in your name this section MUST be completed.

Owner's Consent to Installation of Interlock Device (Must Be Notarized)

I, the undersigned, do hereby swear or affirm that:

1. I am the registered owner or lessee of the vehicle(s) described on page 1 and Supplement A of this application.
2. I agree to the use of the vehicle(s) by the Applicant listed on page 1 of this application and/or Supplement A for their participation in the Alcohol Test and Lock Program.
3. I agree to the provisions of the Alcohol Test and Lock Program with the Division of Motor Vehicles and its authorized service provider.
4. In the event that the applicant leaves the Alcohol Test and Lock Program, I will bring the vehicle(s) to the service provider for the removal of the interlock device within 5 days of the applicant being terminated from the Alcohol Test and Lock Program.

Registered Owner Signature	Registered Owner Name (Printed)		
Street Address	City	State	Zip Code
Relationship to Applicant	Telephone Number		

This vehicle is to be used for _____

Applicant's Name (Printed) License Number DMV File Number

Notary: State of _____ County of _____

Sworn and subscribed before me on this _____ day of _____, 20_____

Notary Public Signature	Notary Public Name (Printed)

(Notary Seal) My commission expires:_____

Return this application together with a check or money order <u>Made Payable to the Division of Motor Vehicles</u> in the amount of $100 to:

Division of Motor Vehicles
PO BOX 17060
Charleston, West Virginia 25317

<u>The Regional DMV's cannot process your application OR accept reinstatement fees.</u>

<u>Mail your application to the DMV address above.</u>

<u>THE $100 PROCESSING FEE IS NON-REFUNDABLE.</u>

(Applications will NOT be processed without $100 fee, initial AND signature acknowledgements)