

# Prosecuting the Hardcore Drunk Driver

Prosecutor  
Presentation

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## Part 3: Effective Sanctions

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### Pre-Conviction Sanctions

- Pre-trial release
- Plea considerations and limitations

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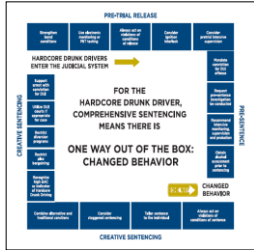
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# Sentencing Box



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## South Dakota 24/7

### Conditions of Bond (2<sup>nd</sup> + Offense)

- Demonstrate complete abstinence from alcohol
- Not frequent any place where alcohol served
- Twice daily testing
- Immediate sanction for failing to take test or for failing test



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### Secure Continuous Remote Alcohol Monitor: SCRAM



© Alcohol Monitoring Systems, Inc.



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## Ignition Interlock



© SMART START of California

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## Intensive Pre-Trial Supervision

- Counseling
- Treatment
- Monitoring

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## Restrict Diversion

## Maintain Integrity of Arrest

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### Post-Conviction Sanctions

- Fines
- Incarceration
- Staggered sentencing
- Intensive Supervision/Probation

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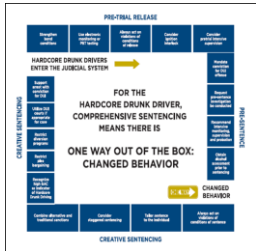
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### Sentencing Box




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### Fines

- Traditional fines do little to reduce recidivism
- But
  - Serve as retribution
  - May help pay costs associated with HCDD

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## Incarceration

- Extremely costly
- May be no more effective than other sanctions

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## HCDD

Long jail term unlikely to resolve problems

May exacerbate them

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## Alternatives

- Shock probation
- Inpatient treatment
- Electronic home confinement

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DWI Court model  
Community service

Ignition interlock  
SCRAM  
Vehicle sanctions  
Licensing Options

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## Effective Alcohol Treatment

- Early detection
- Comprehensive assessment and individualized treatment
- Care management

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## Effective Alcohol Treatment

- Individual interventions
- Contracting with patients
- Social skills training

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## Effective Alcohol Treatment

- Medications
- Specialized services for medical, psychiatric or family problems
- Continuing care
- Strong bond with therapist or counselor



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## Effective Alcohol Treatment

- Longer duration
- Participation in support groups
- Strong patient motivation



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## Conclusion



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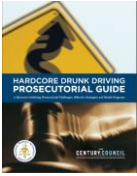
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### Apprehension, Prosecution and Conviction



Swift Identification  
Certain Punishment  
Effective Treatment

= Reduce Recidivism

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