



**DUI  
(Guilty Plea)**

Case No. \_\_\_\_\_  
Court \_\_\_\_\_  
County \_\_\_\_\_  
Citation # \_\_\_\_\_  
Violation Date \_\_\_\_\_

COMMONWEALTH OF KENTUCKY  
VS.

PLAINTIFF

DEFENDANT

\_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Comes Defendant, in person  with counsel OR  without counsel, and moves this Court to allow him/her to enter a plea of **"GUILTY"** as set forth below. In support of this motion, Defendant states as follows:

1. I am the person named above and in the citation/warrant **charging** me with **DUI**  **first**  **second**  **third**  **fourth or subsequent offense**. I am pleading guilty to \_\_\_\_\_.
2. My judgment is not now impaired by drugs, alcohol, or medication.
3. I have reviewed a copy of the citation.
4.  **I have told my attorney all the facts known to me concerning my charges**. I believe he/she is fully informed about my case. We have fully discussed and I understand the charges against me and any possible defenses to them. I am satisfied with the advice and counsel the attorney has provided me.
5. **I understand I may plead "NOT GUILTY" or "GUILTY" to any charge against me. I understand the Constitution guarantees me these rights:** (a) the right **not to testify against myself**; (b) the right to a **speedy and public trial by jury, with legal representation**, at which the **Commonwealth must prove my guilt beyond a reasonable doubt**; (c) the right to **have counsel appointed if I cannot afford counsel**; (d) the right to **confront and cross-examine all witnesses called to testify against me**; (e) the right to **produce any evidence, including witnesses, in my favor**; (f) the right to **appeal my case to a higher court**; and (g) the right to **reasonable bail**. I understand if I plead **"GUILTY," I waive these rights and lose the privilege to operate a motor vehicle in the Commonwealth of Kentucky**. I further understand that **should I be convicted of other DUI offenses or operating on suspended license offenses, penalties will be increased with each conviction**.
6. I understand if I plead **"GUILTY,"** the Court may impose any punishment within the range provided by law and while it may consider the Commonwealth's recommendation, the Court may reject it. The legal DUI penalty ranges are:
  - (a) **First Offense Within 5 Years:**
    - (1) **Penalties** - \$200 to \$500 fine and/or 48 hours to 30 days jail. Community labor of 48 hours to 30 days may be substituted for fine or jail. If an aggravating circumstance is present at commission of offense, there is a mandatory minimum of four (4) days imprisonment.
    - (2) **Costs and Fees** - Court Costs, DUI Service Fee, Treatment Program Fee, County Fees, State Fees.
    - (3) **Alcohol or Substance Abuse Treatment Program** - 90 days.
    - (4) **License Revoked** - 30-120 days (or if Defendant is under 18, until Defendant reaches age 18, whichever is longer). May apply for hardship license after minimum suspension period expires. If aggravated offense, mandatory ignition interlock license/device for a period of six months.
  - (b) **Second Offense Within 5 Years:**
    - (1) **Penalties** - \$350 to \$500 fine and 7 days to 6 months jail. Court may order 10 days to 6 months community labor. Must serve minimum of jail and/or community labor. If aggravating circumstance present, mandatory minimum term of imprisonment shall be 14 days.
    - (2) **Costs and Fees** - Court Costs, DUI Service Fee, Treatment Program Fee, County Fees, State Fees.
    - (3) **Alcohol or Substance Abuse Treatment Program** - 1 year.
    - (4) **License Revoked** - 12 - 18 months (or if Defendant is under 18, until Defendant reaches age 18, whichever is longer).
    - (5) **Ignition Interlock** - mandatory ignition interlock license/device for a period of twelve (12) months. License plate impoundment if ignition interlock license requirements are not met.

