

**§10605. Sentencing alternative; habitual violator**

**1. Habitual violator defined.** For purposes of this section, "habitual violator" means a person whose record, as maintained by the department, shows that:

A. The person has been convicted of 3 or more criminal violations under this Part within the previous 5-year period, except that, whenever more than one criminal violation is committed at the same time, multiple convictions are deemed to be one offense; or [PL 2003, c. 614, §9 (AFF); PL 2003, c. 655, Pt. B, §64 (AMD); PL 2003, c. 655, Pt. B, §422 (AFF).]

B. The person has been adjudicated as having committed 3 or more civil violations under this Part and convicted of 2 or more Class E crimes as a result of such prior adjudications within the previous 5-year period. [PL 2003, c. 614, §9 (AFF); PL 2003, c. 655, Pt. B, §64 (AMD); PL 2003, c. 655, Pt. B, §422 (AFF).]

[PL 2003, c. 614, §9 (AFF); PL 2003, c. 655, Pt. B, §64 (AMD); PL 2003, c. 655, Pt. B, §422 (AFF).]

**2. Sentencing alternative for habitual violators.** When an habitual violator is convicted of a crime in this Part the court shall impose a sentencing alternative involving not less than 3 days imprisonment, none of which may be suspended, and a fine of not less than \$500, none of which may be suspended.

[PL 2003, c. 414, Pt. A, §2 (NEW); PL 2003, c. 614, §9 (AFF).]

**SECTION HISTORY**

PL 2003, c. 414, §A2 (NEW). PL 2003, c. 414, §D7 (AFF). PL 2003, c. 614, §9 (AFF). PL 2003, c. 655, §B64 (AMD). PL 2003, c. 655, §B422 (AFF).

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