State of California—Health and Human Services Agency
Department of Health Care Services

TOBY DOUGLAS
DIRECTOR

EDMUND G. BROWN JR.
GOVERNOR

DATE: March 3, 2014

MHSUDS INFORMATION NOTICE NO.: 14-006

TO: COUNTY ALCOHOL AND DRUG PROGRAM ADMINISTRATORS
COUNTY MENTAL HEALTH DIRECTORS
LOCAL MENTAL HEALTH BOARDS
DUI COUNTY COORDINATORS

SUBJECT: DUI PROGRAM ENROLLMENT

REFERENCE: California Code of Regulations (CCR}, Title 9, Division 4, Chapter 3, Section 9848 – Participant Enrollment; Health and Safety Code (HSC), Sections 11836-11838.11; and California Vehicle Code (VC) Sections 23152 and 23153

This letter serves to eliminate potential confusion in requirements for DUI program enrollment as related to changes in VC Sections 23152 and 23153 which became effective on January 1, 2014. While the recent changes in VC align DUI violations into three categories: 1) Alcohol, 2) Drug, or 3) a combination of the two; enrollment and completion requirements for a DUI offender in a California licensed DUI Program remains unchanged as outlined in HSC Section 11837(a) and CCR, Title 9, Section 9848.

As confirmed by the Department of Motor Vehicles, any information inconsistent with the above referenced HSC or CCR regarding enrollment and completion requirements for the DUI offender is incorrect. The recent change in VC serves to further determine the substance(s) of influence at the time of arrest however; it does not change existing requirements for enrollment or completion of a licensed DUI program and any deviation could result in undue costs, additional violations, and delays in restoring driving privileges for the DUI offender.

If you have any questions regarding this letter, please contact your assigned DUI program analyst or the DUI Program Unit at (916) 322-2964.

Sincerely,

/s/

Karen Baylor, Ph.D., LMF, Deputy Director
Mental Health & Substance Use Disorder Services

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