

SB0302/918076/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 302
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “with” in line 3 down through “breath” in line 4; in line 5, after “vehicle” insert “and who has a certain alcohol concentration in the person’s blood or breath or who refuses to submit to a certain test for alcohol concentration.”; strike beginning with “authorizing” in line 12 down through “circumstances” in line 15 and substitute “limiting liability for punitive damages under this Act to the person operating or attempting to operate the motor vehicle”; in line 17, strike “who”; in line 18, strike “driving” and substitute “operating”; in the same line, strike “drive” and substitute “operate”; and strike beginning with “with” in line 18 down through “breath” in line 19.

AMENDMENT NO. 2

On page 2, in line 12, after “(1)” insert “(I)”; in line 14, strike “0.08” and substitute “0.15”; on page 2, in line 16, after the semicolon insert “OR

(II) 1. CAUSES PERSONAL INJURY OR WRONGFUL DEATH WHILE OPERATING OR ATTEMPTING TO OPERATE A MOTOR VEHICLE;

2. IS DETAINED BY A POLICE OFFICER WHO HAS REASONABLE GROUNDS TO BELIEVE THAT THE PERSON HAS BEEN OPERATING OR ATTEMPTING TO OPERATE A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL, WHILE IMPAIRED BY ALCOHOL, OR IN VIOLATION OF § 16-813 OF THE TRANSPORTATION ARTICLE; AND

3. REFUSES TO SUBMIT TO A CHEMICAL TEST TO DETERMINE ALCOHOL CONCENTRATION;”;

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and in line 17, strike “**5**” and substitute “**10**”.

AMENDMENT NO. 3

On page 3, after line 4, insert:

“(E) LIABILITY FOR PUNITIVE DAMAGES UNDER THIS SECTION SHALL BE LIMITED SOLELY TO THE PERSON OPERATING OR ATTEMPTING TO OPERATE THE MOTOR VEHICLE.”

AMENDMENT NO. 4

On page 3, strike in their entirety lines 5 through 12.