

HB0409/358970/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 409  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the first “of” insert “prohibiting a person from committing a certain violation relating to alcoholic beverages under certain circumstances;”; in line 7, after “circumstances;” insert “establishing a certain penalty;”; in line 11, strike “and 10-117”; and in line 16, after “Section” insert “10-117 and”.

AMENDMENT NO. 2

On page 2, after line 33, insert:

**“(D) A PERSON MAY NOT VIOLATE SUBSECTIONS (A) OR (B) OF THIS SECTION IF THE VIOLATION INVOLVES AN INDIVIDUAL UNDER THE AGE OF 21 YEARS WHO:**

**(1) THE PERSON KNEW OR REASONABLY SHOULD HAVE KNOWN WOULD OPERATE A MOTOR VEHICLE AFTER CONSUMING THE ALCOHOLIC BEVERAGE; AND**

**(2) AS A RESULT OF OPERATING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL OR WHILE IMPAIRED BY ALCOHOL, CAUSES SERIOUS PHYSICAL INJURY OR DEATH TO THE INDIVIDUAL OR ANOTHER.”.**

On page 3, in line 7, strike “**(1)**”; in the same line, strike “An” and substitute “**EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, AN**”; in the same line, strike “**§ 10-117(A)**” and substitute “**§ 10-117**”; and strike in their entirety lines 9 through 19, inclusive, and substitute:

**“(1) A FINE NOT EXCEEDING \$2,500 FOR A FIRST OFFENSE; OR**

(Over)

**(2) A FINE NOT EXCEEDING \$5,000 FOR A SECOND OR SUBSEQUENT OFFENSE.**

**(C) AN ADULT WHO VIOLATES § 10-117(D) OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$5,000 OR BOTH.”.**