The licensee is required to drive a motor vehicle in the

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25 course of employment;

2000 Regular Session 0lr1300

By: Delegate Giannetti Introduced and read first time: February 10, 2000 Assigned to: Judiciary A BILL ENTITLED 1 AN ACT concerning 2 Vehicle Laws - Drunk Driving - Modification of License Suspension 3 FOR the purpose of authorizing the Motor Vehicle Administration to modify a license suspension imposed for certain drunk driving offenses or issue a restrictive 4 5 license if the licensee must transport certain family members to and from a 6 medical facility; and generally relating to drunk driving and the modification of a license suspension. 7 BY repealing and reenacting, with amendments, 8 Article - Transportation 9 10 Section 16-205.1(n) Annotated Code of Maryland 11 12 (1999 Replacement Volume and 1999 Supplement) SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 13 14 MARYLAND, That the Laws of Maryland read as follows: 15 **Article - Transportation** 16 16-205.1. 17 The Administration may modify a suspension under this section or (n) (1) 18 issue a restrictive license if: 19 The licensee did not refuse to take a test; (i) 20 The licensee has not had a license suspended under this section (ii) 21 during the past 5 years; The licensee has not been convicted under § 21-902 of this 22 23 article during the past 5 years; and

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(iv)

HOUSE BILL 776

1 2	alcoholic prevention of	or treatme	2. ent progr	The license is required for the purpose of attending an am; [or]
	3. It finds that the licensee has no alternative means of transportation available to or from the licensee's place of employment and, without the licensee's ability to earn a living would be severely impaired[.]; OR			
8	4. IT FINDS THAT IT IS NECESSARY FOR THE LICENSEE TO PROVIDE TRANSPORTATION TO AND FROM A MEDICAL FACILITY FOR THE LICENSEE'S SPOUSE, CHILD, STEPCHILD, PARENT, STEPPARENT, SIBLING, STEPSIBLING, OR GRANDPARENT.			
12 13 14	In addition to the authority to modify a suspension or issue a restrictive license under paragraph (1) or (4) of this subsection, the Administration may modify a suspension under this section or issue a restrictive license, including a restriction that prohibits the licensee from driving or attempting to drive a motor vehicle unless the licensee is a participant in the Ignition Interlock System Program established under § 16-404.1 of this title, if:			
16		(i)	The lice	ensee did not refuse to take a test;
17 18	article; and	(ii)	The lice	ensee has not been convicted under § 21-902 of this
19		(iii)	The lice	ense is required for the purpose of attending:
20 21	2-206(a) of the Educa	ation Arti	1. icle; or	A noncollegiate educational institution as defined in §
22 23	education.		2.	A regular program at an institution of postsecondary
	(3) If the licensee refused to take a test, the Administration may not modify a suspension under this section or issue a restrictive license except as provided under paragraph (4) of this subsection.			
29 30	(4) In addition to the authority to modify a suspension or issue a restrictive license under paragraph (1) or (2) of this subsection, the Administration may modify a suspension under this section or issue a restrictive license to a licensee who participates in the Ignition Interlock System Program established under § 16-404.1 of this title for at least 1 year.			
32 33	SECTION 2. AN	D BE IT	FURTH	ER ENACTED, That this Act shall take effect