

# SENATE BILL 245

R3  
HB 862/18 – JUD

9lr1006  
CF HB 55

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By: ~~Senator Kramer~~ **Senators Kramer, Lee, Smith, and West**

Introduced and read first time: January 25, 2019

Assigned to: Judicial Proceedings

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 2019

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Transportation – Ignition Interlock ~~Devices~~ System – Definition**

3 FOR the purpose of altering the definition of “ignition interlock system” to require that an  
4 ignition interlock ~~device~~ system be equipped with a certain camera ~~capable of~~  
5 ~~recording the image of the driver of the motor vehicle in which the device is installed;~~  
6 and generally relating to ignition interlock ~~devices~~ systems.

7 BY repealing and reenacting, with amendments,

8 Article – Transportation

9 Section 21–902.2(a)

10 Annotated Code of Maryland

11 (2012 Replacement Volume and 2018 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

13 That the Laws of Maryland read as follows:

14 **Article – Transportation**

15 21–902.2.

16 (a) In this section, “ignition interlock system” means a device that:

17 (1) Connects a motor vehicle ignition system to a breath analyzer that  
18 measures a ~~driver’s~~ **PERSON’S** blood alcohol level; [and]

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



(2) Prevents a motor vehicle ignition from starting if a ~~driver's~~ PERSON'S blood alcohol level exceeds the calibrated setting on the device; AND

(3) HAS A CAMERA ~~CAPABLE~~;

(I) WITH THE CAPABILITY OF RECORDING ~~THE IMAGE OF THE DRIVER OF THE MOTOR VEHICLE IN WHICH THE DEVICE IS INSTALLED~~ STILL IMAGES OF THE PERSON TAKING THE TEST OF THE PERSON'S BLOOD ALCOHOL LEVEL;

(II) WITHOUT THE CAPABILITY TO RECORD SOUND;

(III) WITHOUT THE CAPABILITY TO RECORD VIDEO; AND

(IV) THAT RECORDS IMAGES ONLY WHILE THE DEVICE IS TESTING THE BLOOD ALCOHOL LEVEL OF THE PERSON TAKING THE TEST OR IF THE DEVICE IS BEING TAMPERED WITH.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2019.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.