

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 1149

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Program;” insert “providing that an individual whose driver’s license has been suspended or revoked for certain drunk and drugged driving offenses may be a participant in the Program;”; in line 7, strike “imposed on” and substitute “or impose a period of suspension rather than a license revocation for”; in line 10, strike “charge a fee to” and substitute “establish a fee for”; in line 13, after “Program;” insert “prohibiting the reinstatement of the driver’s license of certain habitual offenders who fail to participate in the Program for a certain minimum period;”; strike beginning with “and” in line 15 down through “Act” in line 16 and substitute “providing that a court order requiring the use of an ignition interlock system is not affected by certain provisions of this Act”; and in line 26, after “16-402(a)(21)” insert “and (30)”.

AMENDMENT NO. 2

On page 2, after line 16, insert:

“(30) Driving while intoxicated or while under the influence of illegally used controlled dangerous substance..... 12 points”.

On page 3, in line 16, strike “(A), (B),” and substitute “(B)”; in the same line, after “ARTICLE” insert “OR A SUSPENSION IMPOSED UNDER § 16-404.1(B)(4)(III) OF THIS SUBTITLE”; in lines 18 and 30, in each instance, strike “MORE THAN” and substitute “AT LEAST”; and in lines 27, 31, and 34, in each instance, after “CONVICTION,” insert “UP TO”.

On page 4, after line 10, insert:

“(3) AN INDIVIDUAL WHOSE LICENSE IS SUSPENDED OR REVOKED FOR A VIOLATION OF § 21-902(A), (B), OR (C) OF THIS ARTICLE OR AN ACCUMULATION OF POINTS UNDER § 16-402(A)(21) OR (30) OF THIS SUBTITLE MAY BE A PARTICIPANT.”;

(Over)

in lines 11, 17, and 21, strike “(3)”, “(4)”, and “(5)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively; in line 13, strike “AND”; and in line 16, after “ARTICLE” insert “OR REVOKED FOR AN ACCUMULATION OF POINTS UNDER § 16-402(A)(30) OF THIS SUBTITLE FOR A VIOLATION OF § 21-902(A) OF THIS ARTICLE; AND”

(III) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IMPOSE ON A PARTICIPANT A PERIOD OF SUSPENSION IN ACCORDANCE WITH § 16-404(C)(2) AND (3) OF THIS SUBTITLE IN LIEU OF A LICENSE REVOCATION FOR:

1. A VIOLATION OF § 21-902(A), (B), OR (C) OF THIS ARTICLE;

OR

2. AN ACCUMULATION OF POINTS UNDER § 16-402(A)(30) OF THIS SUBTITLE FOR A VIOLATION OF § 21-902(A) OF THIS ARTICLE”.

### AMENDMENT NO. 3

On page 4, in line 21, strike “AND CHARGE”; in line 22, strike “ADMISSION TO”; and in lines 30 and 31, strike “AN IGNITION INTERLOCK SYSTEM” and substitute “THE PROGRAM”.

On page 5, in line 4, after “(F)” insert “(1)”; strike in their entirety lines 6 and 7; in line 8, strike “(2)” and substitute “(I)”; in line 9, strike “(3)” and substitute “(II)”; in line 10, strike “(5)” and substitute “(6)”; and after line 10, insert:

“(2) A COURT ORDER THAT REQUIRES THE USE OF AN IGNITION INTERLOCK SYSTEM IS NOT AFFECTED BY § 16-404(C)(3) OF THIS SUBTITLE.”.