

**Department of Legislative Services**  
Maryland General Assembly  
2000 Session

**FISCAL NOTE**

House Bill 1071 (Delegate Rzenkowski. *et al.*)

Judiciary

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**Drugged Driving Resulting in Death - Drug Treatment and Testing - Driver's License Revocation**

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The bill requires a court to order a person convicted of homicide by motor vehicle or vessel while under the influence of drugs to participate in a drug treatment or education program approved by the Department of Health and Mental Hygiene (DHMH) and to submit to monthly drug testing through a court ordered center. If the person tests positive for a controlled dangerous substance as a result of the court ordered testing, the Motor Vehicle Administration (MVA) must permanently revoke the license of that person. The MVA may not reinstate the license until the person complies with the court order.

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**Fiscal Summary**

**State Effect:** The MVA, DHMH, and the courts could handle the bill's requirements with existing resources.

**Local Effect:** None.

**Small Business Effect:** Minimal.

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**Analysis**

**Current Law:** The court is authorized, as a condition of a suspended sentence, to require a person convicted of various drug possession charges to participate in a drug treatment or education program approved by DHMH.

An individual convicted of driving while under the influence of a controlled dangerous substance is subject to an assessment of 12 points on his/her driving record. The MVA must

revoke the license of an individual that accumulates 12 points.

**Background:** On average, there are fewer than five convictions of homicide by motor vehicle or vessel while under the influence of drugs each year.

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**Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Maryland Department of Transportation (Motor Vehicle Administration), Department of Health and Mental Hygiene, Judiciary (The District Court), Department of Legislative Services

**Fiscal Note History:** First Reader - February 28, 2000  
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Analysis by: Jody J. Minnich

Direct Inquiries to:  
John Rixey, Coordinating Analyst  
(410) 946-5510  
(301) 970-5510