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By: Delegate Boschert

Introduced and read first time: February 7, 2001

Assigned to: Judiciary

A BILL ENTITLED

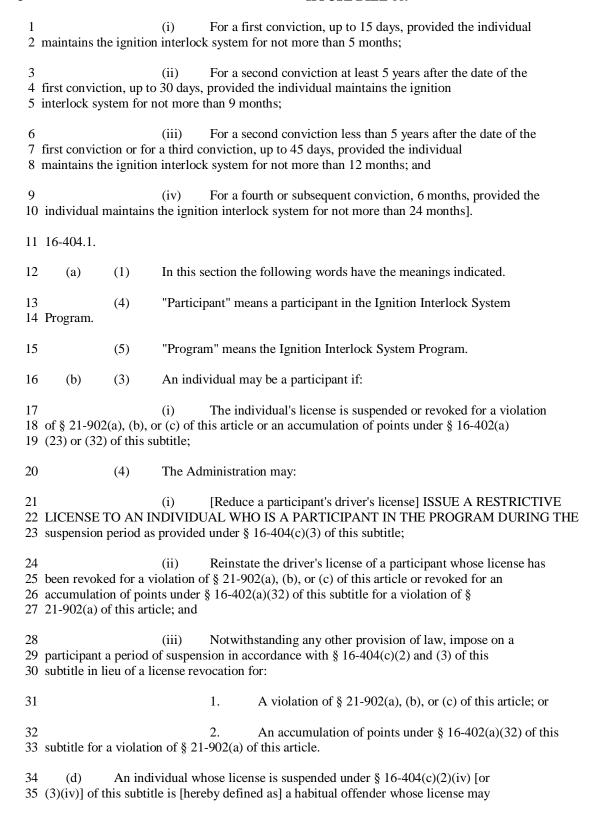
1 AN ACT concerning

2 Drunk and Drugged Driving - Ignition Interlock System Program

- 3 FOR the purpose of repealing the authority of the Motor Vehicle Administration to
- 4 reduce the period of certain suspensions of drivers' licenses for certain alcohol-
- 5 or drug-related driving offenses if an individual is a participant in the Ignition
- 6 Interlock System Program for certain periods; providing that the Administration
- 7 may issue a restrictive license to an individual during the entire period of
- 8 certain suspensions of drivers' licenses for certain alcohol- or drug-related
- 9 driving offenses if the individual is a participant in the Program; and generally
- relating to driver's license suspensions and the issuance of restrictive licenses by
- the Administration to certain participants in the Ignition Interlock System
- 12 Program.
- 13 BY repealing and reenacting, without amendments,
- 14 Article Transportation
- 15 Section 16-402(a)(23) and (32), 16-404(a)(3) and (c)(2), and 16-404.1(a)(1), (4),
- and (5) and (b)(3)(i)
- 17 Annotated Code of Maryland
- 18 (1999 Replacement Volume and 2000 Supplement)
- 19 BY repealing and reenacting, with amendments,
- 20 Article Transportation
- 21 Section 16-404(c)(3) and 16-404.1(b)(4) and (d)
- 22 Annotated Code of Maryland
- 23 (1999 Replacement Volume and 2000 Supplement)
- 24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 25 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - Transportation** 2 16-402. 3 After the conviction of an individual for a violation of Article 27, § 388, § (a) 4 388A, or § 388B of the Code, or of the vehicle laws or regulations of this State or of any 5 local authority, points shall be assessed against the individual as of the date of 6 violation and as follows: Driving while under the influence of alcohol or while under influence 7 8 of a drug, combination of drugs, or combination of drugs and 10 Driving while intoxicated, while intoxicated per se, or while under 12 16-404. 13 The Administration shall take the following actions for points accumulated (a) 14 within any 2-year period: 15 Except as provided in § 16-405 of this subtitle: (3)Suspend the license of each individual who accumulates 8 16 (i) 17 points; and 18 (ii) Revoke the license of each individual who accumulates 12 19 points. 20 (c) (2) Subject to the provisions of paragraph (3) of this subsection, the 21 following suspension periods may apply to a suspension for an accumulation of points 22 under § 16-402(a)(23) of this subtitle for a violation of § 21-902(b) or (c) of this article 23 or a suspension imposed under § 16-404.1(b)(4)(iii) of this subtitle: 24 For a first conviction, not more than 6 months; (i) 25 (ii) For a second conviction at least 5 years after the date of the 26 first conviction, not more than 9 months; 27 For a second conviction less than 5 years after the date of the (iii) 28 first conviction or for a third conviction, not more than 12 months; and 29 (iv) For a fourth or subsequent conviction, not more than 24 30 months. 31 [An] THE ADMINISTRATION MAY ISSUE A RESTRICTIVE LICENSE 32 FOR THE PERIOD OF THE SUSPENSION TO AN individual who participates in the 33 Administration's Ignition Interlock System Program under § 16-404.1 of this subtitle 34 [may have a suspension under paragraph (2) of this subsection reduced to:

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- $1\,$ not be reinstated unless the individual participates in the Program for at least 24 $2\,$ months.
- 3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 4 October 1, 2001.