

By: Delegates McComas, Barkley, Bartlett, Boutin, DeBoy, Kach, McConkey, Miller, Shewell, Sossi, and Trueschler

Introduced and read first time: February 10, 2005

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

Alcohol- or Drug-Related Driving Offenses - Tests for Alcohol, Drugs, or Controlled Dangerous Substances - Contributing Cause of Accident

4 FOR the purpose of requiring a person to submit to certain tests for alcohol, drugs, or
5 controlled dangerous substances when detained by a police officer who has
6 reasonable grounds to believe that the actions of the person contributed to the
7 cause of a motor vehicle accident that results in the death of, or a life
8 threatening injury to, another person; and generally relating to alcohol- or
9 drug-related driving offenses and tests for alcohol, drugs, or controlled
10 dangerous substances.

11 BY repealing and reenacting, with amendments,
12 Article - Transportation
13 Section 16-205.1(c)
14 Annotated Code of Maryland
15 (2002 Replacement Volume and 2004 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 Article - Transportation

19 16-205.1.

20 (c) (1) If a person is involved in a motor vehicle accident that results in the
21 death of, or a life threatening injury to, another person and the person is detained by
22 a police officer who has reasonable grounds to believe that the [person has been
23 driving or attempting to drive while under the influence of alcohol, while impaired by
24 alcohol, while so far impaired by any drug, any combination of drugs, or a
25 combination of one or more drugs and alcohol that the person could not drive a vehicle
26 safely, while impaired by a controlled dangerous substance, or in violation of § 16-813
27 of this title,] ACTIONS OF THE PERSON CONTRIBUTED TO THE CAUSE OF THE
28 ACCIDENT, the person shall be required to submit, as directed by the officer, to a test
29 of:

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2005.