

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL NO. 525
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Meyers" and substitute "Myers".

AMENDMENT NO. 2

On page 1, in line 3, strike "Mandatory".

On pages 1 and 2, strike beginning with "requiring" in line 21 on page 1 down through "circumstances;" in line 2 on page 2.

On page 2, in line 16, after "Interlock" insert "System"; in line 17, after "shall" insert "summarily"; in line 18, after "circumstances;" insert "providing that a licensee may request a certain hearing;"; in line 20, after "changes;" insert "providing for a delayed effective date;"; and in line 26, strike "(iv)" and substitute "(v)".

AMENDMENT NO. 3

On page 8, in lines 17 and 28, in each instance, strike the comma.

AMENDMENT NO. 4

On page 9, strike in their entirety lines 4 through 10, inclusive, and substitute:

"(VII) INFORM THE PERSON THAT, IF THE PERSON REFUSES A TEST OR TAKES A TEST THAT INDICATES AN ALCOHOL CONCENTRATION OF 0.15 OR MORE AT THE TIME OF TESTING, THE PERSON MAY PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM UNDER § 16-404.1 OF THIS TITLE INSTEAD OF REQUESTING A HEARING UNDER THIS PARAGRAPH, IF THE FOLLOWING CONDITIONS ARE MET:

(Over)

1. THE PERSON'S DRIVER'S LICENSE IS NOT CURRENTLY SUSPENDED, REVOKED, CANCELED, OR REFUSED;

2. THE PERSON WAS NOT CHARGED WITH A MOVING VIOLATION ARISING OUT OF THE SAME CIRCUMSTANCES AS AN ADMINISTRATIVE OFFENSE UNDER THIS SECTION THAT INVOLVED A DEATH OF, OR SERIOUS PHYSICAL INJURY TO, ANOTHER PERSON; AND

3. WITHIN THE SAME TIME LIMITS SET FORTH IN ITEM (V) OF THIS PARAGRAPH, THE PERSON:

A. SURRENDERS A VALID MARYLAND DRIVER'S LICENSE OR SIGNS A STATEMENT CERTIFYING THAT THE DRIVER'S LICENSE IS NO LONGER IN THE PERSON'S POSSESSION; AND

B. ELECTS IN WRITING TO PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM FOR 1 YEAR; AND".

AMENDMENT NO. 5

On page 10 in line 30, and on page 11 in line 29, in each instance, after "advised" insert ", AS REQUIRED UNDER SUBSECTION (B)(2) OF THIS SECTION,".

On page 10, strike beginning with "AS" in line 33 down through "SECTION" in line 34.

On page 11, in line 32, strike beginning with "AS" through "SECTION".

AMENDMENT NO. 6

On pages 11 and 12, strike in their entirety the lines beginning with line 37 on page 11 through line 4 on page 12, inclusive.

AMENDMENT NO. 7

On page 13, in line 32, after "under" insert "SUBSECTION (B)(3)(VII) OF THIS SECTION OR".

On page 14, in line 4, after "UNDER" insert "SUBSECTION (B)(3)(VII) OF THIS".

SECTION OR".

AMENDMENT NO. 8

On page 14, in line 7, after "SHALL" insert "SUMMARILY"; in line 9, after "APPLICABLE" insert "ADMINISTRATIVE"; in lines 11 and 13, in each instance, strike "PROPOSED"; in line 13, after "SUSPENSION" insert "IMPOSED"; in line 17, strike "§ 16-205.1(n)(2)" and substitute "§ 16-205.1(B)(3)(VII) OR (N)(2)"; and strike beginning with ", (4)" in line 17 down through "(5)" in line 18 and substitute "OR (4)".

AMENDMENT NO. 9

On page 14, in line 22, strike "October 1, 2006" and substitute "January 1, 2007".