

HOUSE BILL 305

R3

9lr0235
CF SB 263

By: **The Speaker (By Request – Administration) (Task Force to Combat Driving Under the Influence of Drugs and Alcohol) and Delegates Dumais, Bronrott, and Waldstreicher**

Introduced and read first time: January 29, 2009

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Alcohol Restriction on Driver’s License – Penalties for**
3 **Violations**

4 FOR the purpose of establishing certain penalties for a violation of a driver’s license
5 alcohol restriction imposed by the Motor Vehicle Administration; and generally
6 relating to driver’s license alcohol restrictions.

7 BY repealing and reenacting, with amendments,
8 Article – Transportation
9 Section 16–113(j), 27–101(c)(11), and 27–102
10 Annotated Code of Maryland
11 (2006 Replacement Volume and 2008 Supplement)

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

14 **Article – Transportation**

15 16–113.

16 (j) An individual may not drive or attempt to drive a motor vehicle with
17 alcohol in the individual’s blood in violation of a restriction [imposed by a court].

18 27–101.

19 (c) Any person who is convicted of a violation of any of the provisions of the
20 following sections of this article is subject to a fine of not more than \$500 or
21 imprisonment for not more than 2 months or both:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (11) § 16–113(j) (“Violation of alcohol restriction [ordered by a court]”);
2 27–102.

3 Except as provided in § 21–1207.1 of this article, any person who violates a
4 restriction imposed on any license under the Maryland Vehicle Law or who violates
5 any rule or regulation adopted under any provision of the Maryland Vehicle Law is
6 guilty of a misdemeanor and, in addition to any administrative penalty provided for in
7 the Maryland Vehicle Law, is subject to the penalties provided for in § 27–101(b) **OR**
8 **(C)** of this subtitle or, if greater, to the same penalties as are provided for a violation of
9 the statute for or under which the restriction is imposed or the rule or regulation
10 adopted.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2009.