

SENATE BILL 944

E1, R3

2lr2899
CF HB 1334

By: **Senator Jacobs**

Introduced and read first time: February 13, 2012

Assigned to: Rules

Re-referred to: Judicial Proceedings, February 20, 2012

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 31, 2012

CHAPTER _____

1 AN ACT concerning

2 **Life-Threatening Injury by Motor Vehicle or Vessel While Impaired by a**
3 **Controlled Dangerous Substance – Penalty**
4 **(Ava’s Law)**

5 FOR the purpose of altering the penalty for causing life-threatening injury as a result
6 of negligently driving, operating, or controlling a motor vehicle or vessel while
7 impaired by a controlled dangerous substance; and generally relating to
8 controlled dangerous substance offenses.

9 BY repealing and reenacting, with amendments,
10 Article – Criminal Law
11 Section 3–211(f)
12 Annotated Code of Maryland
13 (2002 Volume and 2011 Supplement)

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

16 **Article – Criminal Law**

17 3–211.

18 (f) (1) This subsection does not apply to a person who is entitled to use
19 the controlled dangerous substance under the laws of the State.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2) A person may not cause a life-threatening injury to another as a
2 result of the person's negligently driving, operating, or controlling a motor vehicle or
3 vessel while the person is impaired by a controlled dangerous substance as defined in
4 § 5-101 of this article.

5 (3) A violation of this subsection is life-threatening injury by motor
6 vehicle or vessel while impaired by a controlled dangerous substance.

7 (4) A person who violates this subsection is guilty of a misdemeanor
8 and on conviction is subject to imprisonment not exceeding [2] **3** years or a fine not
9 exceeding [3,000] **\$5,000** or both.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2012.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.