

(b) *It shall be unlawful for any person to drive or attempt to drive or to be in actual physical control of any vehicle within this State while his driving ability is impaired by the consumption of alcohol.*

(c) *Penalties. Every person who is convicted of violation of subsection (a) of this section shall be punished by imprisonment for not more than one (1) year or by fine of ~~not less than One Hundred Dollars (\$100.00) nor~~ NOT more than One Thousand Dollars (\$1,000.00), or by both fine and imprisonment.*

On a second or subsequent conviction, he ~~shall~~ MAY be punished by imprisonment for ~~not less than six (6) months, nor~~ NOT more than two (2) years, and in the discretion of the court, a fine of not more than One Thousand Dollars (\$1,000.00).

(d) *Penalties. Every person who is convicted of a violation of subsection (b) of this section shall be punished by fine of ~~not less than Fifty Dollars (\$50.00), nor~~ NOT more than Five Hundred Dollars (\$500.00).*

On a second or subsequent conviction, he ~~shall~~ MAY be punished by imprisonment for not less than ~~three (3) months, nor~~ more than one (1) year, and in the discretion of the court, a fine of not more than Five Hundred Dollars (\$500.00).

SEC. 2. That all laws or part of laws, public general or public local, inconsistent with the provisions of this Act are hereby repealed to the extent of any such inconsistency.

SEC. 3. That if the provisions of this Act or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other application of this Act which can be given effect without the invalid provisions or application, and to this end, all the provisions of this Act are hereby declared to be severable.

SEC. 4. *And be it further enacted,* That this Act shall take effect July 1, 1969.

Approved April 23, 1969.

CHAPTER 159

(House Bill 854)

AN ACT to repeal Sections 86B, 89, and 96 of Article 66½ of the Annotated Code of Maryland (1967 Replacement Volume and 1968 Supplement), title "Motor Vehicles," subtitle "Administration—Registration—Titling," and to repeal Sections 86, 86A, 87, 88, 90, 91(A) and 92 of Article 66½ of the Annotated Code of Maryland (1967 Replacement Volume and 1968 Supplement), title "Motor Vehicles," subtitle "Administration—Registration—Titling," and to enact new Sections 86, 86A, 87, 88, 90, 91(A) and 92 in lieu thereof, to stand in the place of the sections repealed; and to add new Sections 92A and 92B to Article 66½ of the Annotated Code of Mary-