

(Senate Bill 497)

AN ACT concerning

Vehicle Laws - Implied Consent to Alcohol Test -
Penalty for Refusing Alcohol Test

FOR the purpose of providing that any person who drives or attempts to drive on a highway or on any private property that is used by the public in general in this State is deemed to have consented, with certain limitations, to take a chemical test to determine the alcohol content of his blood under certain circumstances; providing that a person may not be compelled to take a chemical test for alcohol; providing that the Administration shall suspend the driver's license or driving privilege of a person for not less than 60 days nor more than 6 months when that person has refused to submit to a chemical test for alcohol when requested to do so by a police officer; allowing modification of the suspension under certain circumstances; providing that the detaining officer shall advise the driver of administrative penalties that shall be imposed for refusing to take the chemical test; requiring the officer to file a sworn statement that the driver was charged and refused the test; and requiring--a--resident-to-sign-a-statement--at-the-time-of-issuance-or-renewal-of-his-driver's-license--that-he-understands-his-driver's-license-will-be-suspended--for-refusing--to--take--the--required--test eliminating the requirement that a resident sign a consent to submit to a chemical test; deleting the requirement that the detaining officer furnish a certain statement; changing the terminology of the offense of driving while ability impaired by alcohol to driving while under the influence of alcohol; and generally relating to consent to and penalties for refusing a chemical test for alcohol.

BY repealing and reenacting, with amendments,

Article - Transportation
Section 16-205.1
Annotated Code of Maryland
(1977 Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article - Transportation

16-205.1.

~~(a)-(1)--As--a--condition--precedent--to--the--issuance--or--renewal--of--any--driver's--license--the--Administration--shall~~