

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

Article - Courts and Judicial Proceedings

10-306.

(a) Subject to the provisions of subsection (b), in any criminal trial in which intoxication [or impairment] due to the consumption of alcohol, OR BEING UNDER THE INFLUENCE OF ALCOHOL, is an issue, an official copy of the results of a chemical test of breath or blood administered by a person authorized to administer the test, is admissible as substantive evidence without the presence or testimony of the technician who administered the test.

Article - Transportation

21-903.

WHEREVER-"DRIVING-WHILE-ABILITY-IMPAIRED-BY-CONSUMPTION OF-ALCOHOL"--APPEARS--IN--THE--ANNOTATED--CODE-OF-MARYLAND, "DRIVING-WHILE-UNDER-THE--INFLUENCE--OF--ALCOHOL"--SHALL--BE SUBSTITUTED-AND-HAVE-THE-SAME-MEANING-AND-EFFECT-AS-"DRIVING OR--ATTEMPTING--TO--DRIVE--WHILE--ABILITY--IMPAIRED--OR--NOT IMPAIRED-BY-THE-CONSUMPTION-OF-ALCOHOL".

16-205.2

(a) A police officer who has reasonable grounds to believe that an individual is or has been driving or attempting to drive a motor vehicle while intoxicated or while [the individual's driving ability is impaired by the consumption of alcohol] UNDER THE INFLUENCE OF ALCOHOL may, without making an arrest and prior to the issuance of a citation, request the individual to submit to a preliminary breath test to be administered by the officer using a device approved by the State Toxicologist.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.

Approved May 3, 1982.

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CHAPTER 96

(House Bill 80)

AN ACT concerning