

(1) IS INTOXICATED;

(2) IS UNDER THE INFLUENCE OF ALCOHOL;

~~(2)~~ (3) IS SO FAR UNDER THE INFLUENCE OF ANY DRUG, COMBINATION OF DRUGS, OR COMBINATION OF DRUGS AND ALCOHOL THAT THE PERSON CANNOT OPERATE A VESSEL SAFELY; OR

~~(3)~~ (4) IS UNDER THE INFLUENCE OF ANY CONTROLLED DANGEROUS SUBSTANCE, AS DEFINED IN ARTICLE 27, § 277 OF THE CODE, UNLESS THE PERSON IS ENTITLED TO USE THE CONTROLLED DANGEROUS SUBSTANCE UNDER THE LAWS OF THIS STATE.

(B) THE EVIDENTIARY REQUIREMENTS OF SECTIONS 10-302 THROUGH ~~10-306-AND-10-307(A)7-(B)7-(C)7-AND--(E)~~ 10-307 OF THE COURTS ARTICLE ARE APPLICABLE TO ANY VIOLATION OF THIS SECTION.

(C) UNLESS THE PERSON CHARGED WITH ANY VIOLATION OF THIS SECTION WAS UNAWARE THAT THE ALCOHOL, DRUG, COMBINATION OF DRUGS, OR COMBINATION OF DRUGS AND ALCOHOL WOULD MAKE THE PERSON INCAPABLE OF SAFELY OPERATING A VESSEL, IT IS NOT A DEFENSE TO ANY CHARGE OF VIOLATING THIS SECTION THAT THE PERSON IS OR WAS ENTITLED TO USE THE ALCOHOL, DRUG, COMBINATION OF DRUGS, OR COMBINATION OF DRUGS AND ALCOHOL UNDER THE LAWS OF THIS STATE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1983.

Approved May 31, 1983.

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#### CHAPTER 576

(House Bill 1015)

AN ACT concerning

#### Uninsured Employers' Fund

FOR the purpose of providing for staff and a budget for the Uninsured Employers' Fund; creating an Uninsured Employers' Fund Board and providing for the membership and the function of that Board; providing for the appointment and salary of a Director of the Board; providing that the Board or the Director of the Board shall assume certain of the functions of the Workmen's Compensation Commission; providing that the Uninsured Employers' Fund may enter into a final compromise and settlement of a claim under certain circumstances; providing for the funding of the Fund; defining a term; making certain stylistic changes; and generally relating to the Uninsured Employers' Fund and the Uninsured Employers' Fund Board.