A.   FOR A FIRST OFFENSE, A SUSPENSION OF 90 DAYS; OR

B.   FOR A SECOND OR SUBSEQUENT OFFENSE, A SUSPENSION OF 180 DAYS; OR

[2.] 3.   For a test refusal:

A.   For a first offense, a suspension for 120 days; or

B.   For a second or subsequent offense, a suspension for 1 year.

(n)   (1)   The Administration may modify a suspension under this section or issue a restrictive license if:

(i)   The licensee did not refuse to take a test;

(ii)   The licensee has not had a license suspended under this section during the past 5 years;

(iii)   The licensee has not been convicted under § 21–902 of this article during the past 5 years; [and]

(IV)   THE LICENSEE HAS A TEST RESULT INDICATING AN ALCOHOL CONCENTRATION OF LESS THAN 0.15; AND

[(iv)] (V) 1.   The licensee is required to drive a motor vehicle in the course of employment;

2.   The license is required for the purpose of attending an alcoholic prevention or treatment program; [or]

3.   [It] THE ADMINISTRATION finds that the licensee has no alternative means of transportation available to or from the licensee's place of employment and, without the license, the licensee's ability to earn a living would be severely impaired; OR

4.   THE ADMINISTRATION FINDS THAT THE LICENSE IS REQUIRED FOR THE PURPOSE OF OBTAINING HEALTH CARE TREATMENT, INCLUDING A PRESCRIPTION, THAT IS NECESSARY FOR THE LICENSEE OR A MEMBER OF THE LICENSEE'S IMMEDIATE FAMILY AND THE LICENSEE AND THE LICENSEE'S IMMEDIATE FAMILY HAVE NO ALTERNATIVE MEANS OF TRANSPORTATION AVAILABLE TO OBTAIN THE HEALTH CARE TREATMENT.

(2)   In addition to the authority to modify a suspension or issue a restrictive license under paragraph (1) or (4) of this subsection, the Administration may modify a suspension under this section or issue a restrictive license, including a restriction that prohibits the licensee from driving or attempting to drive a motor vehicle unless the licensee is a participant in the Ignition Interlock System Program established under § 16–404.1 of this title, if:

(i)   The licensee did not refuse to take a test;