

(2) (I) THE SUPERVISEE IS A STUDENT IN A SCHOOL, COLLEGE, OR UNIVERSITY OR IS ENROLLED IN A COURSE OF VOCATIONAL OR TECHNICAL TRAINING DESIGNED TO PREPARE THE STUDENT FOR GAINFUL EMPLOYMENT; AND

(II) CERTIFICATION OF STUDENT STATUS IS SUPPLIED TO THE DIVISION BY THE INSTITUTION IN WHICH THE SUPERVISEE IS ENROLLED;

(3) THE SUPERVISEE HAS A HANDICAP LIMITING EMPLOYMENT, AS DETERMINED BY A PHYSICAL OR PSYCHOLOGICAL EXAMINATION ACCEPTED BY THE DIVISION;

(4) THE SUPERVISEE IS RESPONSIBLE FOR THE SUPPORT OF DEPENDENTS AND THE PAYMENT OF THE FEE IS AN UNDUE HARDSHIP ON THE SUPERVISEE; OR

(5) OTHER EXTENUATING CIRCUMSTANCES EXIST.

6-116.

(A) THERE IS A DRINKING DRIVER MONITOR PROGRAM FUND.

(B) THE FUND SHALL BE USED FOR ALL COSTS OF THE DRINKING DRIVER MONITOR PROGRAM.

(C) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(D) THE FUND CONSISTS OF:

(1) THE PROGRAM FEES PAID BY SUPERVISEES IN THE DRINKING DRIVER MONITOR PROGRAM; AND

(2) INVESTMENT EARNINGS OF THE FUND.

(E) THE MONEY OF THE FUND SHALL BE INVESTED IN THE SAME MANNER AS OTHER STATE MONEY.

(F) EXPENDITURES FROM THE FUND MAY BE MADE ONLY:

(1) IN ACCORDANCE WITH THE STATE BUDGET; OR

(2) BY THE BUDGET AMENDMENT PROCEDURE AS PROVIDED IN § 7-209 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(G) THE FUND IS SUBJECT TO AUDIT BY THE OFFICE OF LEGISLATIVE AUDITS UNDER § 2-1220 OF THE STATE GOVERNMENT ARTICLE.