

(IV) ADVISE THE PERSON OF THE ADDITIONAL CRIMINAL PENALTIES THAT MAY BE IMPOSED UNDER § 27-101(X) OF THIS ARTICLE ON CONVICTION OF A VIOLATION OF § 21-902 OF THIS ARTICLE IF THE PERSON KNOWINGLY REFUSED TO TAKE A TEST ARISING OUT OF THE SAME CIRCUMSTANCES AS THE VIOLATION.

(g) (1) An initial refusal to take a test that is withdrawn as provided in this subsection is not a refusal to take a test [for the purposes of this section].

(l) (1) The determination of any facts by the Administration is independent of the determination of the same or similar facts in the adjudication of any criminal charges arising out of the same occurrence.

21-902.

(a) (1) A person may not drive or attempt to drive any vehicle while under the influence of alcohol.

(2) A person may not drive or attempt to drive any vehicle while the person is under the influence of alcohol per se.

(b) A person may not drive or attempt to drive any vehicle while impaired by alcohol.

(c) (1) A person may not drive or attempt to drive any vehicle while he is so far impaired by any drug, any combination of drugs, or a combination of one or more drugs and alcohol that he cannot drive a vehicle safely.

(2) It is not a defense to any charge of violating this subsection that the person charged is or was entitled under the laws of this State to use the drug, combination of drugs, or combination of one or more drugs and alcohol, unless the person was unaware that the drug or combination would make the person incapable of safely driving a vehicle.

(d) A person may not drive or attempt to drive any vehicle while the person is impaired by any controlled dangerous substance, as that term is defined in § 5-101 of the Criminal Law Article, if the person is not entitled to use the controlled dangerous substance under the laws of this State.

27-101.

(X) (1) IN THIS SECTION, "TEST" HAS THE MEANING STATED IN § 16-205.1 OF THIS ARTICLE.

(2) THE PENALTIES IN THIS SUBSECTION ARE IN ADDITION TO ANY OTHER PENALTY UNDER THIS TITLE IMPOSED FOR A VIOLATION OF § 21-902 OF THIS ARTICLE.

(3) ~~IF SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, IF~~ A PERSON IS CONVICTED OF A VIOLATION OF § 21-902 OF THIS ARTICLE AND THE TRIER OF FACT FINDS BEYOND A REASONABLE DOUBT THAT THE PERSON KNOWINGLY REFUSED TO