

take a chemical test for alcohol. Failure of the driver to attend the hearing is prima facie evidence of the driver's inability to answer the sworn statement of the police officer, and the Administration summarily shall suspend the driver's license or privilege to drive. The suspension imposed may be not less than 60 days nor more than 6 months for a first offense and may not be less than 120 days nor more than 1 year for a second or subsequent offense.

(5) EXCEPT WHERE THE SUSPENSION IS ON A REFUSAL TO TAKE A CHEMICAL TEST WITH RESPECT TO AN ALLEGED VIOLATION OF AN ALCOHOL RESTRICTION, {The} THE Administration may modify this suspension or issue a restrictive license if:

(i) The licensee is required to drive a motor vehicle in the course of employment;

(ii) The license is required for the purpose of attending an alcoholic prevention or treatment program; or

(iii) It finds that the licensee has no alternative means of transportation available and without the license, the licensee's ability to earn a living would be severely impaired.

(g) If the Administration imposes a suspension after a hearing, the individual whose license or privilege to drive has been suspended may appeal the final order of suspension as provided in Title 12, Subtitle 2 of this article.

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{E} A LICENSEE WHO IS RESTRICTED BY ORDER OF A COURT OR BY THE ADMINISTRATION FROM DRIVING OR ATTEMPTING TO DRIVE A MOTOR VEHICLE WHILE HAVING ANY ALCOHOL IN HIS BODY MAY NOT DRIVE OR ATTEMPT TO DRIVE A VEHICLE WHILE HAVING ANY ALCOHOL IN HIS BODY-

26-202.

(a) A police officer may arrest without a warrant a person for a violation of the Maryland Vehicle Law, including any rule or regulation adopted under it, or for a violation of any traffic law or ordinance of any local authority of this State, if:

(3) The officer has probable cause to believe that the person has committed the violation, and the violation is any of the following offenses:

(i) Driving or attempting to drive while intoxicated__ [or] while under the influence of alcohol, OR IN VIOLATION OF AN ALCOHOL RESTRICTION;

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