

(F) (1) AT THE TIME OF, OR WITHIN 7- 10 DAYS FROM THE DATE OF, THE ISSUANCE OF AN ORDER OF SUSPENSION, A PERSON MAY SUBMIT A WRITTEN REQUEST FOR A HEARING BEFORE AN OFFICER OF THE MOTOR VEHICLE ADMINISTRATION IF:

(I) THE PERSON IS ARRESTED FOR DRIVING OR ATTEMPTING TO DRIVE A MOTOR VEHICLE WHILE INTOXICATED ~~7- OR UNDER THE INFLUENCE OF ALCOHOL 7- WHILE UNDER THE INFLUENCE OF DRUGS OR DRUGS AND ALCOHOL 7- OR WHILE UNDER THE INFLUENCE OF A CONTROLLED DANGEROUS SUBSTANCE;~~ AND

(II) 1. THERE IS AN ALCOHOL CONCENTRATION OF 0.10 OR MORE AT THE TIME OF TESTING; OR

2. THE PERSON REFUSED THE TESTS TEST FOR ALCOHOL ~~OR DRUGS OR BOTH.~~

(2) A REQUEST FOR A HEARING MADE BY MAIL SHALL BE DEEMED TO HAVE BEEN MADE ON THE DATE OF THE UNITED STATES POSTAL SERVICE POSTMARK ON THE MAIL.

~~(2)~~ (3) IF THE DRIVER'S LICENSE HAS NOT BEEN PREVIOUSLY SURRENDERED, THE LICENSE MUST BE SURRENDERED AT THE TIME THE REQUEST FOR A HEARING IS MADE.

~~(3)~~ (4) IF A HEARING REQUEST IS NOT MADE WITHIN THE 7-DAY 10-DAY PERIOD, THE ADMINISTRATION SHALL ~~EFFECT~~ MAKE THE SUSPENSION ORDER EFFECTIVE SUSPENDING THE LICENSE ~~FOR 1 YEAR FOR A TEST REFUSAL OR 120 DAYS FOR A TEST RESULT INDICATING AN ALCOHOL CONCENTRATION OF 0.10 OR MORE AT THE TIME OF TESTING;~~

(I) FOR A TEST RESULT INDICATING AN ALCOHOL CONCENTRATION OF 0.10 OR MORE AT THE TIME OF TESTING:

1. FOR A FIRST OFFENSE, FOR AT LEAST 30 DAYS AND NOT MORE THAN 90 45 DAYS; OR

2. FOR A SECOND OR SUBSEQUENT OFFENSE, FOR AT LEAST 60 DAYS AND NOT MORE THAN 180 90 DAYS; OR

(II) FOR A TEST REFUSAL:

1. FOR A FIRST OFFENSE, FOR AT LEAST 60 DAYS AND NOT MORE THAN 180 120 DAYS; OR

2. FOR A SECOND OFFENSE OR SUBSEQUENT OFFENSE, FOR AT LEAST 120 DAYS AND NOT MORE THAN 1 YEAR.

~~(4)~~ (5) (I) IF THE PERSON REQUESTS A HEARING WITHIN THE 7-DAY 10-DAY PERIOD AND SURRENDERS THE DRIVER'S LICENSE, THE ADMINISTRATION SHALL SET A HEARING FOR A DATE WITHIN 30 DAYS OF THE RECEIPT OF THE REQUEST.