

ISSUE A TEMPORARY LICENSE THAT AUTHORIZES THE PERSON TO DRIVE ONLY UNTIL THE DATE OF THE RESCHEDULED HEARING.

(VI) TO THE EXTENT POSSIBLE, THE ADMINISTRATION SHALL EXPEDITIOUSLY RESCHEDULE A HEARING THAT IS POSTPONED UNDER THIS SUBSECTION.

~~{5}-{1}-THE-PERSON-MAY-BE-REPRESENTED-BY-AN-ATTORNEY AND-OFFER-EVIDENCE-AND-TESTIMONY-AT-THE-HEARING.--THE-ONLY-ISSUES-AT-THE-HEARING-SHALL-BE-WHETHER-THE-PERSON:~~

(6) (1) AT THE HEARING UNDER THIS SECTION, THE PERSON HAS THE RIGHTS DESCRIBED IN § 12-206 OF THIS ARTICLE, BUT AT THE HEARING THE ONLY ISSUES SHALL BE:

1. WHETHER THE POLICE OFFICER WHO STOPS OR DETAINS A PERSON HAD REASONABLE GROUNDS TO BELIEVE THE PERSON WAS DRIVING OR ATTEMPTING TO DRIVE WHILE INTOXICATED, WHILE UNDER THE INFLUENCE OF ALCOHOL, OR IN VIOLATION OF AN ALCOHOL RESTRICTION;

2. WHETHER THERE WAS EVIDENCE OF ALCOHOL CONSUMPTION;

3. WHETHER THE POLICE OFFICER REQUESTED A CHEMICAL TEST TO DETERMINE ALCOHOL CONCENTRATION AFTER THE PERSON WAS FULLY ADVISED OF THE ADMINISTRATIVE SANCTIONS THAT SHALL BE IMPOSED;

~~-1-~~ 4. WHETHER THE PERSON REFUSED TO TAKE A CHEMICAL TEST FOR ALCOHOL OR DRUGS OR BOTH UNDER SUBSECTION (B) OF THIS SECTION; OR

~~-2-~~ 5. WHETHER THE PERSON DROVE OR ATTEMPTED TO DRIVE A MOTOR VEHICLE WHILE HAVING AN ALCOHOL CONCENTRATION OF 0.10 OR MORE AT THE TIME OF TESTING.

(II) 1--UNLESS-THE-PERSON-HAS-REQUESTED,--AS REQUIRED--UNDER--THIS--SECTION,--A--SUBPOENA-TO-BE-ISSUED-FOR-THE POLICE-OFFICER-OR-THE-TEST-TECHNICIAN-OR--ANALYST--WHO--PERFORMED THE--TEST--TO-BE-PRESENT-AT-THE-HEARING,--OR-OTHERWISE-COMPLY-WITH THE-SUBPOENA, THE SWORN STATEMENT OF THE POLICE OFFICER AND OF THE TEST TECHNICIAN OR ANALYST SHALL BE PRIMA. FACIE EVIDENCE OF A TEST REFUSAL OR A TEST RESULTING IN AN ALCOHOL CONCENTRATION OF 0.10 OR MORE AT THE TIME OF TESTING.

2--UNLESS-THE-PERSON-HAS-REQUESTED,--AS REQUIRED--UNDER--THIS--SECTION,--A--SUBPOENA-TO-BE-ISSUED-FOR-THE POLICE-OFFICER-OR-THE-TEST-TECHNICIAN-OR--ANALYST--WHO--PERFORMED THE--TEST--TO-BE-PRESENT-AT-THE-HEARING,--OR-OTHERWISE-COMPLY-WITH THE-SUBPOENA, THE-SWORN-STATEMENT-SHALL-BE-ADMISSIBLE-IN-EVIDENCE AND-THE-POLICE-OFFICER-AND-TEST-TECHNICIAN-OR-ANALYST-NEED-NOT-BE PRESENT-OR-GIVE-TESTIMONY.