

CHAPTER 609

(House Bill 1424)

AN ACT concerning

Vehicle Laws – Refusal to Take Test – Withdrawal

FOR the purpose of providing that a person who initially refuses to take a certain test ~~for~~ to determine the alcohol concentration or drug or controlled dangerous substance content of the person's blood for the purposes of certain driving offenses and subsequently consents to take the test may ~~en~~ withdraw the initial refusal under certain circumstances; providing that an initial refusal that is withdrawn as provided under this Act is not a refusal to take a test for certain purposes; requiring certain factors to be considered in determining whether the requirements for ~~en~~ uring withdrawing an initial refusal are met; providing for a certain burden of proof; providing for the application of this Act; and generally relating to ~~en~~ uring the withdrawal of an initial refusal to take a certain test under certain circumstances.

BY renumbering

Article – Transportation

Section 16-205.1(g) through (m), respectively

to be Section 16-205.1(h) through (n), respectively

Annotated Code of Maryland

(1992 Replacement Volume)

BY adding to

Article – Transportation

Section 16-205.1(g)

Annotated Code of Maryland

(1992 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 16-205.1(g) through (m), respectively, of Article – Transportation of the Annotated Code of Maryland be renumbered to be Section(s) 16-205.1(h) through (n), respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Transportation

16-205.1.

(G) (1) AN INITIAL REFUSAL TO TAKE A TEST THAT IS WITHDRAWN AS PROVIDED IN THIS SUBSECTION IS NOT A REFUSAL TO TAKE A TEST FOR THE PURPOSES OF THIS SECTION.