

- 1. Was otherwise qualified to operate and operated a commercial motor vehicle in intrastate commerce on or before October 1, 1992;
- 2. Operates wholly within this State; and
- 3. Has a mental or physical condition which would disqualify the person under the Federal Motor Carrier Safety Regulations and:

A. The condition existed on October 1, 1992 or at the time of the first physical examination after that date to which the person submitted as required by regulations adopted by the Administration under subsection (k) of this section; and

B. A physician who has examined the person has determined that the condition has not substantially worsened since October 1, 1992 or the time of the first required physical examination after that date.

(2) Nothing contained in this subsection limits regulation of the qualifications or hours of service of a driver of a vehicle:

- (i) In interstate commerce;
- (ii) Transporting hazardous materials of a type and quantity requiring placarding under Federal Hazardous Materials Regulations; or
- (iii) Designed to transport 16 or more passengers, including the driver.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1994.

Approved May 26, 1994.

CHAPTER 521
(House Bill 16)

AN ACT concerning

Vehicle Laws – Alcohol– or Drug–Related Driving Violations – Drivers’ Licenses

FOR the purpose of altering the types of alcohol– or drug–related driving violations that the Motor Vehicle Administration shall consider to be prior convictions for the purpose of revoking or suspending a person’s driver’s license under certain circumstances; making technical changes; and generally relating to revocations or suspensions of drivers’ licenses for certain alcohol– or drug–related driving violations under certain circumstances.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–205

Annotated Code of Maryland