

~~(2) IN THIS SECTION, "ARRESTEE" MEANS A PERSON WHO HAS BEEN ARRESTED FOR A VIOLATION OF § 21-902 OF THIS SUBTITLE OR TITLE 2, SUBTITLE 5 OR § 3-211 OF THE CRIMINAL LAW ARTICLE.~~

~~(B) AN ARRESTEE MAY NOT DRIVE A MOTOR VEHICLE WITHIN 12 HOURS AFTER THE ARRESTEE'S ARREST FOR A VIOLATION OF § 21-902 OF THIS SUBTITLE OR TITLE 2, SUBTITLE 5 OR § 3-211 OF THE CRIMINAL LAW ARTICLE.~~

~~(3) "CUSTODIAN" MEANS A PERSON WHO, IN RESPONSE TO A SUMMONS BY OR ON BEHALF OF AN ARRESTEE, APPEARS AT A LAW ENFORCEMENT AGENCY TO TRANSPORT OR ACCOMPANY THE ARRESTEE FROM THE LAW ENFORCEMENT AGENCY.~~

~~(B) (1) A LAW ENFORCEMENT AGENCY SHALL PROVIDE A CUSTODIAN WITH A WRITTEN STATEMENT ADVISING OF POTENTIAL CRIMINAL LIABILITY UNDER § 26-101 OF THIS ARTICLE OR CIVIL LIABILITY FOR ALLOWING OR FACILITATING THE ARRESTEE'S OPERATION OF A MOTOR VEHICLE WHILE THE ARRESTEE REMAINS:~~

~~(I) UNDER THE INFLUENCE OF ALCOHOL OR UNDER THE INFLUENCE OF ALCOHOL PER SE;~~

~~(II) IMPAIRED BY ALCOHOL;~~

~~(III) IMPAIRED BY DRUGS OR DRUGS AND ALCOHOL; OR~~

~~(IV) IMPAIRED BY A CONTROLLED DANGEROUS SUBSTANCE.~~

~~(2) (1) THE CUSTODIAN SHALL ACKNOWLEDGE, IN WRITING, RECEIPT OF THE STATEMENT DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION.~~

~~(II) IF THE CUSTODIAN REFUSES TO ACKNOWLEDGE RECEIPT OF THE STATEMENT, THE LAW ENFORCEMENT AGENCY SHALL RECORD THAT THE STATEMENT WAS PROVIDED BUT THE CUSTODIAN REFUSED TO SIGN AN ACKNOWLEDGMENT.~~

~~(C) EXCEPT AS OTHERWISE AUTHORIZED UNDER LAW, A LAW ENFORCEMENT OFFICER SHALL DETAIN AN ARRESTEE BASED ON PROBABLE CAUSE THAT THE ARRESTEE VIOLATED § 21-902 OF THIS SUBTITLE, FOR A PERIOD UNTIL THE LATER OF:~~

~~(1) 12 HOURS AFTER THE ARREST, OR~~

~~(2) THE TIME THE ARRESTEE IS ABLE TO OPERATE A MOTOR VEHICLE SAFELY WITHOUT VIOLATING ANY PROVISION OF THIS ARTICLE.~~

~~(D) THE ARRESTING LAW ENFORCEMENT AGENCY SHALL IMPOUND THE MOTOR VEHICLE THAT THE ARRESTEE WAS OPERATING WHEN ARRESTED AND MAY NOT RELEASE THE MOTOR VEHICLE TO THE ARRESTEE UNTIL THE LATER OF:~~

~~(1) 12 HOURS AFTER THE ARREST, OR~~

~~(2) THE TIME THE ARRESTEE MEETS THE CONDITIONS OF SUBSECTION (F) OF THIS SECTION.~~