

(7) BEFORE ENTERING A JUDGMENT, A COURT MAY PLACE THE DEFENDANT ON PROBATION IN THE SAME MANNER AND TO THE SAME EXTENT AS IS PERMITTED BY LAW IN A CRIMINAL CASE.

(B) IF A DEFENDANT IS FOUND GUILTY OF A VIOLATION UNDER THIS PART AND A FINE IS IMPOSED, A COURT MAY DIRECT THAT THE PAYMENT OF THE FINE BE SUSPENDED OR DEFERRED UNDER CONDITIONS DETERMINED BY THE COURT.

(C) A DEFENDANT'S WILLFUL FAILURE TO PAY A FINE IMPOSED UNDER THIS PART MAY BE TREATED AS A CRIMINAL CONTEMPT PUNISHABLE AS PROVIDED BY LAW.

(D) A DEFENDANT WHO IS FOUND GUILTY OF A VIOLATION UNDER THIS PART, AS PROVIDED BY LAW FOR A CRIMINAL CASE, MAY FILE:

- (1) AN APPEAL;
- (2) A MOTION FOR A NEW TRIAL; OR
- (3) A MOTION FOR A REVISION OF A JUDGMENT.

(E) THE STATE'S ATTORNEY FOR EACH COUNTY MAY:

(1) PROSECUTE A VIOLATION UNDER THIS PART IN THE SAME MANNER AS A PROSECUTION OF A CRIMINAL CASE, INCLUDING ENTERING A NOLLE PROSEQUI OR PLACING THE CASE ON VIOLATION ON A STET DOCKET; AND

(2) EXERCISE AUTHORITY IN THE SAME MANNER PRESCRIBED BY LAW FOR A VIOLATION OF THE CRIMINAL LAWS OF THE STATE.

Article - Transportation

21-903.

[A person may not consume an alcoholic beverage while driving a motor vehicle on a highway of this State.]

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "ALCOHOLIC BEVERAGE" MEANS A SPIRITUOUS, VINOUS, MALT, OR FERMENTED LIQUOR, LIQUID, OR COMPOUND THAT CONTAINS AT LEAST 0.5% ALCOHOL BY VOLUME AND IS FIT FOR BEVERAGE PURPOSES.

~~(3) "OPEN CONTAINER" MEANS A BOTTLE, CAN, OR OTHER RECEPTACLE:~~

~~(I) THAT IS OPEN;~~

~~(II) THAT HAS A BROKEN SEAL; OR~~

~~(III) FROM WHICH THE CONTENTS ARE PARTIALLY REMOVED.~~

(4) (3) (I) "PASSENGER AREA" MEANS AN AREA THAT: