

~~(b) SUBSECTION (A) OF THIS SECTION DOES NOT APPLY TO A MANDATORY PERIOD OF SUSPENSION UNDER § 16-404(C)(3) OF THIS SUBTITLE OR A REVOCATION FOR A SECOND OR SUBSEQUENT CONVICTION UNDER § 21-902 OF THIS ARTICLE WITHIN A 5-YEAR PERIOD.~~

~~(C) For purposes of § 16-404 of this subtitle, if a licensee is required to drive a motor vehicle in the course of his regular employment:~~

- ~~(1) Suspension requires 16 points; and~~
- ~~(2) Revocation requires 10 points.~~

~~[(c)] (D) The provisions of subsection [(b)] (C) of this section do not apply to an individual whose current accumulation of points includes points resulting from a conviction for a violation of § 21-902 of this article.~~

27-101.

(j) (1) In this subsection, "imprisonment" ~~includes confinement~~ MEANS INCLUDES CONFINEMENT IN:

(I) CONFINEMENT in an AN inpatient rehabilitation or treatment center; OR

~~(II) HOME DETENTION ON THE TERMS AND CONDITIONS THAT CONSTITUTE RESIDENTIAL CONFINEMENT FOR THE PURPOSE OF PARTICIPATING IN A DRUG AND ALCOHOL TREATMENT PROGRAM CERTIFIED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE THAT INCLUDES ELECTRONIC MONITORING.~~

(2) A person who is convicted of a ~~SECOND~~ violation of § 21-902~~[(a)]~~ of this article within ~~[3]~~ 5 years after a prior conviction under that ~~{subsection}~~ SECTION is subject to a mandatory minimum penalty of:

(i) Imprisonment for not less than ~~[48 consecutive]~~ 120 hours ~~5 DAYS; or AND OR~~

(ii) Community service for not less than ~~[80 hours]~~ 30 DAYS ~~AS A MANDATORY CONDITION OF PROBATION OR A SUSPENDED SENTENCE OF NOT LESS THAN 5 DAYS.~~

(3) A PERSON WHO IS CONVICTED OF A THIRD OR SUBSEQUENT OFFENSE UNDER ~~§ 21-902 § 21-902(A)~~ OF THIS ARTICLE WITHIN 5 YEARS AFTER A PRIOR CONVICTION OF ANY OFFENSE UNDER THAT SECTION IS SUBJECT TO A MANDATORY MINIMUM PENALTY OF:

(I) IMPRISONMENT FOR NOT LESS THAN 10 DAYS; ~~OR AND OR~~

(II) COMMUNITY SERVICE FOR NOT LESS THAN 60 DAYS ~~AS A MANDATORY CONDITION OF PROBATION OR A SUSPENDED SENTENCE OF NOT LESS THAN 10 DAYS.~~