

(4) A PERSON WHO IS CONVICTED OF ~~A SECOND OR SUBSEQUENT AN~~ OFFENSE UNDER ~~§ 21-902 § 21-902(A)~~ OF THIS ARTICLE WITHIN 5 YEARS OF A PRIOR CONVICTION OF ANY OFFENSE UNDER THAT ~~SECTION~~ SUBSECTION SHALL BE REQUIRED BY THE COURT TO:

(I) UNDERGO A COMPREHENSIVE ~~DRUG AND~~ ALCOHOL ABUSE ASSESSMENT; AND

(II) IF RECOMMENDED AT THE CONCLUSION OF THE ASSESSMENT, PARTICIPATE IN ~~A DRUG OR AN~~ ALCOHOL PROGRAM CERTIFIED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AS ORDERED BY THE COURT.

[(3)](5) The penalties provided by this subsection are mandatory and are not subject to suspension or probation ~~BEFORE JUDGMENT UNDER § 6-220 OF THE CRIMINAL PROCEDURE ARTICLE.~~

SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding the provisions of § 16-205(e) of the Transportation Article, the Motor Vehicle Administration may modify a suspension imposed under that subsection and issue a restrictive license or modify any ignition interlock system maintenance requirement or both to the extent that enactment of any amendments to 23 U.S.C. § 154 § 164, or enactment of any other federal statute or adoption of any federal regulation, allows a state statute to include that authority to modify a suspension and issue a restrictive license or modify any ignition interlock maintenance requirement or both.

SECTION 3. AND BE IT FURTHER ENACTED, That the Motor Vehicle Administration shall certify to the General Assembly and the Office of Administrative Hearings whether any federal statute enacted or regulation adopted on or after April 1, 2002, satisfies the contingency described in Section 2 of this Act.

~~SECTION 2. 4.~~ AND BE IT FURTHER ENACTED, That this Act shall take effect September 30, 2002.

May 16, 2002

The Honorable Thomas V. Mike Miller, Jr.  
President of the Senate  
State House  
Annapolis MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 357 – Worcester County – Ocean City Visitors and Information Center Loan of 2000.

This bill extends the deadline, from June 1, 2002 to June 1, 2004, for the Board of Directors of The Ocean City, Maryland Chamber of Commerce, Inc., as grantee for the Worcester County – Ocean City Visitors and Information Center Loan of 2000, to present satisfactory evidence that a matching fund will be provided.

House Bill 166, which was passed by the General Assembly and signed by me,