

to, another person and the police officer has reasonable grounds to believe that the person has been driving or attempting to drive in violation of certain alcohol- or drug-related driving offenses; clarifying that the test used to determine if a person has been driving or attempting to drive in violation of certain alcohol- or drug-related driving offenses shall be a test of blood or both breath and blood under certain circumstances; providing for the application of this Act; and generally relating to a requirement that ~~a police officer direct~~ a person ~~to~~ submit to certain tests if the person is involved in a motor vehicle accident that results in a death or life threatening injury under certain circumstances.

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings

Section 10-305(a)

Annotated Code of Maryland

(2002 Replacement Volume and 2003 Supplement)

BY repealing and reenacting, without amendments,

Article - Transportation

Section 16-205.1(a)(1)(i) and (c)(2)

Annotated Code of Maryland

(2002 Replacement Volume and 2003 Supplement)

BY repealing and reenacting, with amendments,

Article - Transportation

Section 16-205.1(a)(1)(iv) and (c)(1) and (2)

Annotated Code of Maryland

(2002 Replacement Volume and 2003 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Courts and Judicial Proceedings

10-305.

(a) The type of test administered to the defendant to determine alcohol concentration shall be the test of breath except that the [test of blood shall be the] type of test administered [if] SHALL BE:

(1) A TEST OF BLOOD IF:

(I) The defendant is unconscious or otherwise incapable of refusing to take a test to determine alcohol concentration;

[(2)](II) Injuries to the defendant require removal of the defendant to a medical facility; [or]