

CHAPTER 584

(House Bill 702)

AN ACT concerning

Alcohol-Related Driving Offenses – Subsequent Offender Penalties

FOR the purpose of providing that a prior conviction of driving while intoxicated is considered to be a conviction for a violation of driving under the influence of alcohol for the purpose of subsequent offender penalties; and generally relating to subsequent offender penalties for alcohol-related driving offenses.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 27-101(f)

Annotated Code of Maryland

(1987 Replacement Volume and 1990 Supplement)

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

Article – Transportation

27-101.

(f) (1) Any person who is convicted of a violation of any of the provisions of § 14-103 of this article ("Possession of motor vehicle master key"), or of a second or subsequent violation of any of the provisions of § 16-101 of this article ("Drivers must be licensed") or § 21-902(b) of this article ("Driving while under the influence of alcohol") is subject to a fine of not more than \$500 or imprisonment for not more than 1 year or both.

(2) FOR THE PURPOSE OF SECOND OR SUBSEQUENT OFFENDER PENALTIES FOR A VIOLATION OF § 21-902(B) OF THIS ARTICLE PROVIDED UNDER THIS SUBSECTION, A PRIOR CONVICTION OF § 21-902(A) OF THIS ARTICLE ("DRIVING WHILE INTOXICATED") SHALL BE CONSIDERED A CONVICTION OF § 21-902(B) OF THIS ARTICLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.

Approved May 24, 1991.