

(1) Has possessed a valid provisional driver's license for the 12-month period immediately preceding the date of the application for a driver's license; and

(2) Has not been convicted of a traffic violation that was committed during this period and for which points may be assessed under § 16-402 of this title.]
16-113.

(b) (1) Notwithstanding the licensee's driving record, the Administration shall impose on each licensee under the age of 21 years an alcohol restriction that prohibits the licensee from driving or attempting to drive a motor vehicle with an alcohol concentration of 0.02 or more as determined by an analysis of the [person's] LICENSEE'S blood or breath.

(2) An alcohol restriction imposed under this subsection expires when the licensee reaches the age of 21 years.

(3) This subsection may not be construed or applied to limit:

(i) The authority of the Administration to impose on a licensee an alcohol restriction described in subsection (a)(2) of this section; or

(ii) The application of any other provision of law that prohibits consumption of an alcoholic beverage by an individual under the age of 21 years.

(d) (1) [In addition to the other restrictions provided in this subtitle] NOTWITHSTANDING THE LICENSEE'S DRIVING RECORD, the Administration [may issue] SHALL IMPOSE AN HOUR RESTRICTION ON a provisional driver's license ISSUED to [applicants who are] AN APPLICANT under the age of 18.

(2) [The license may be restricted by requiring that] THE RESTRICTION UNDER THIS SUBSECTION SHALL LIMIT THE HOLDER OF A PROVISIONAL LICENSE TO DRIVING UNSUPERVISED ONLY BETWEEN THE HOURS OF 5 A.M. AND ~~10 P.M.~~ 12 MIDNIGHT.

(3) THIS SUBSECTION DOES NOT PRECLUDE THE HOLDER OF A PROVISIONAL LICENSE FROM DRIVING BETWEEN THE HOURS OF ~~10 P.M.~~ 12 MIDNIGHT AND 5 A.M. THE FOLLOWING DAY IF the licensee [be accompanied] IS:

(I) ACCOMPANIED and supervised [at certain times] by a licensed driver who is at least 21 years old[.];

[(3) The Administrator may modify or waive the restriction if the restriction would affect adversely:

(i) (II) [The] DRIVING TO OR FROM OR IN THE COURSE OF THE LICENSEE'S employment [or opportunity for employment of the licensee];

(III) DRIVING TO OR FROM A SCHOOL CLASS OR OFFICIAL SCHOOL ACTIVITY;