

transporting hazardous materials required to be placarded, and disqualify for life ~~for a second or subsequent offense, TO INCLUDE AN OFFENSE SPECIFIED IN § 16-812(A) OF THIS TITLE, which occurs while operating any commercial motor vehicle IN THIS STATE OR ANY OTHER STATE~~ IF THE PERSON'S COMMERCIAL DRIVER'S LICENSE HAS BEEN PREVIOUSLY DISQUALIFIED FOR AT LEAST 1 YEAR UNDER:

A. § 16-812(A) OR (B) OF THIS TITLE;

B. A FEDERAL LAW; OR

C. ANY OTHER STATE'S LAW; or

2. If the person holds a commercial driver's license issued by another state, disqualify the person's privilege to operate a commercial motor vehicle and report the refusal and disqualification to the person's resident state which may result in further penalties imposed by the person's resident state.

(2) Except as provided in subsection (c) of this section, if a police officer stops or detains any person who the police officer has reasonable grounds to believe is or has been driving or attempting to drive a motor vehicle while under the influence of alcohol, while impaired by alcohol, while so far impaired by any drug, any combination of drugs, or a combination of one or more drugs and alcohol that the person could not drive a vehicle safely, while impaired by a controlled dangerous substance, in violation of an alcohol restriction, or in violation of § 16-813 of this title, and who is not unconscious or otherwise incapable of refusing to take a test, the police officer shall:

(i) Detain the person;

(ii) Request that the person permit a test to be taken;

(iii) Advise the person of the administrative sanctions that shall be imposed for test results indicating an alcohol concentration of at least 0.08 but less than 0.15 at the time of testing;

(iv) Advise the person of the administrative sanctions, including ineligibility for modification of a suspension or issuance of a restrictive license unless the person participates in the Ignition Interlock System Program under § 16-404.1 of this title, that shall be imposed for refusal to take the test and for test results indicating an alcohol concentration of 0.15 or more at the time of testing; and

(v) Advise the person of the additional criminal penalties that may be imposed under § 27-101(x) of this article on conviction of a violation of § 21-902 of this article if the person knowingly refused to take a test arising out of the same circumstances as the violation.