

**Article – Transportation**

21-902.

(a) (1) A person may not drive or attempt to drive any vehicle while intoxicated.

(2) A PERSON MAY NOT DRIVE OR ATTEMPT TO DRIVE ANY VEHICLE WHILE THE PERSON HAS AN ALCOHOL CONCENTRATION OF 0.10 OR MORE AS MEASURED BY GRAMS OF ALCOHOL PER 100 MILLILITERS OF BLOOD OR GRAMS OF ALCOHOL PER 210 LITERS OF BREATH AS DETERMINED AT THE TIME OF TESTING.

(b) A person may not drive or attempt to drive any vehicle while under the influence of alcohol.

(c) (1) A person may not drive or attempt to drive any vehicle while he is so far under the influence of any drug, any combination of drugs, or a combination of one or more drugs and alcohol that he cannot drive a vehicle safely.

(2) It is not a defense to any charge of violating this subsection that the person charged is or was entitled under the laws of this State to use the drug, combination of drugs, or combination of one or more drugs and alcohol, unless the person was unaware that the drug or combination would make him incapable of safely driving a vehicle.

(d) A person may not drive or attempt to drive any vehicle while he is under the influence of any controlled dangerous substance, as that term is defined in Article 27, § 279 of the Code, if the person is not entitled to use the controlled dangerous substance under the laws of this State.

27-101.

(a) It is a misdemeanor for any person to violate any of the provisions of the Maryland Vehicle Law unless the violation is declared to be a felony by the Maryland Vehicle Law or by any other law of this State.

(c) Any person who is convicted of a violation of any of the provisions of the following sections of this article is subject to a fine of not more than \$500 or imprisonment for not more than 2 months or both:

(22) § 21-902(b) (“Driving while under the influence of alcohol”);

(23) § 21-902(c) (“Driving while under influence of drugs or drugs and alcohol”);

(24) § 21-902(d) (“Driving while under influence of controlled dangerous substance”); or

(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.