



# Safe & Sober

A Guide to Driving in Maryland

## Participant's Handbook





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# Acknowledgements

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The Maryland Motor Vehicle Administration (MVA) created the out-of-country drug and alcohol curriculum to support Maryland Vehicle Law TR §16:212.1 and to provide driver education for out-of-country driver license applicants in Maryland. The curriculum promotes safe driving, identifies and describes the dangers of impaired driving, and explains Maryland laws that address impaired driving.

The MVA wishes to thank and acknowledge the significant contributors to this curriculum that was revised in 2010 and renamed "Safe & Sober: A Guide to Driving in Maryland."

Gail Treglia – MVA, Division Manager, Driver Instructional Services  
William Kraft – MVA, Manager, Driver Education  
Nancy Romero – MVA, Learning Specialist, Organizational Development  
Albert L. Liebno, Jr. – Skills Training Administrator, Maryland Police and Correctional Training Commissions  
Kelly Sisk – Instructor/Trainer, Premier Driving School  
Brian Griffith – Administrator, Maryland State Department of Education  
Gene D’Onofrio – President, Driver Education Association of Maryland  
Phyllis Cail – Member, Driver Education Association of Maryland  
Sergeant Bryan Pearre – Team Coordinator, Maryland State Police Crash  
Lieutenant Thomas Woodward – Commander, Maryland State Police Commander Alcohol Testing Unit  
Arthur Flax – Instructor/Counselor, Mental Health and Substance Abuse Services  
Cornelius Woodson – Parole Officer, Department of Parole and Probation  
David Ennis – Regional Service Manager, Maryland Alcohol and Drug Abuse Administration  
Peter Moe – Special Programs Coordinator, Maryland Highway Safety Leadership  
Betsy Gallun – Health Education Supervisor, Prince George’s County Public Schools  
Joan DeSimone PhD – Professor, Johns Hopkins University Division of Public Safety Leadership

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Project Steering Group: Gail Treglia, William Kraft  
Instructional Design Team: Nancy Romero, Shana Fischer, and Diane Yates

## Video Production

Video Concept & Design: Diane Yates, Gail Treglia, Nancy Romero, Kirk Ralls, Shana Fischer  
Filming & Editing: Akinola Hassan  
Project Support: Gail Treglia, William Kraft  
Narration & Translation: Shana Fischer  
Portrayals: Driver – Karen Francis  
Police Officer – First Sergeant Livingston W. Banks, Maryland State Police

# Acknowledgements

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The MVA would like to thank Driver Instructional Services, Driver & Vehicle Policies and Programs (DVPP), and Organizational Development for their contributions to this project.

## **Exchanging an Out-of-Country License for a Maryland License, Please Bring:**

*Proof of age/identity, lawful presence, verifiable social security number or proof of ineligibility, Maryland residence, Out-of-Country license(s), and the appropriate fee for each license for which you apply. **Please refer to Sources of Proof for required documentation.***

- You must pass a vision test, knowledge test, and driving test.
- An Out-of-Country license may be valid or expired. The license cannot be suspended.
- If licensed for less than 18 months, you will be issued a Maryland Provisional License.
- If you have never been licensed in the U.S., you must complete a 3-Hour Drug & Alcohol Education Program (Safe & Sober: A Guide to Driving in Maryland.)
- A valid U.S. Department of Transportation (DOT) physical card or federal/MVA waiver (if applying for a Commercial Driver's License) is needed.
- An Out-of-Country license may be required to be accompanied by an international driver's license or translated into English by an approved MVA translator.
- If you are from Out-of-Country, and have never held a license, you must obtain a learner's permit.

For more information visit <http://www.mva.maryland.gov>.

# MVA Requirements

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## Sources of Proof

### **NEW Applicant Effective June 1, 2009**

Effective June 1, 2009, a new applicant for a learner's permit, license, moped operator's permit or identification card must present (1) document to prove age and identity, (1) document to prove they possess a valid, verifiable Social Security Number (SSN) or proof of ineligibility for an SSN, (1) document to prove lawful status and (2) residency documents.

Applicant must bring original documents or copies certified by the issuing agency. If the Source Document presented does not include applicant's full name, an additional source document must be presented to reflect the applicant's full name. Photocopies, notarized copies, and documents with alterations or erasures will not be accepted. If any document is damaged, torn, overly worn, etc., the applicant may be required to obtain a replacement.

Minor applicants under 18 years of age must be accompanied by a parent or legal guardian and the parent or legal guardian must cosign the minor's application. The cosigner must provide acceptable proof of relationship to the minor. Acceptable source of proof of relationship can be a birth certificate or current tax return which shows dependency.

#### Source Documents for Age and Identity

- Original or certified copy of a birth certificate (**birth registration notices are NOT acceptable**) filed with a State Office of Vital Statistics (OVS) or equivalent agency in the applicant's state of birth (U.S. or territorial)\*; or
- Valid, unexpired U.S. passport\*; or
- Consular Report of Birth Abroad (CRBA) issued by the U.S. Department of State (DOS), Form FS-240, DS-1350 or FS-545\*; or
- Valid, unexpired Permanent Resident Card, Form I-551, issued by the U.S. DHS\*; or
- Certificate of Naturalization, form N-550 or N-570 issued by the U.S. DHS\*; or
- Certificate of Citizenship, Form N-560 or N-561 issued by the U.S. DHS\*; or
- Unexpired employment authorization documents (EAD), Form I-776 or I-688B issued by the U.S. DHS\*; or
- Unexpired foreign passport with a valid, unexpired U.S. visa affixed accompanied by the approved I-94 form documenting the applicant's most recent admittance into the U.S.\*; or
- Unexpired employment authorization documents (EAD)\*; or
- Any other documents designated acceptable by U.S. Department of Homeland Security and acceptable by the Administration.

\*Also satisfies lawful presence requirements.

#### **Documentation of a valid, verifiable SSN or proof of ineligibility**

- Original Social Security (SS) Card; or
- W-2 form, not more than 18 months old; or
- SSA-1099 form, not more than 18 months old; or
- Non-SSA-1099 form, not more than 18 months old; or
- Pay stub bearing the applicant's name and SSN, not more than 3 months old; or
- Documentation demonstrating non-work authorized status; or
- Other proof of ineligibility for an SSN acceptable by the Administration.

# MVA Requirements

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The name(s) on the actual Social Security Card or other acceptable document used to provide proof of a valid, verifiable SSN or proof of ineligibility MUST match the source document(s) used to provide proof of the applicants' Age and Identity and licensure if required.

(For information on how to apply for a social security number, please visit <http://www.socialsecurity.gov/ssnumber/>.)

## **Source Documents for Lawful Status \*\***

If the identity document does not also satisfy proof of lawful presence, the applicant must present another document issued by the United States Department of Homeland Security or other federal agencies demonstrating lawful status and determined to be acceptable by the Administration.

\*\*Individuals who have an expired visa may present another Department of Homeland Security (DHS) verifiable document in addition to the other required source documents.

## **Source Documents for Maryland Residency**

To establish residency, an applicant for a learner's permit, license, moped operator's permit or identification card, must present at least two of the following source documents. The documents may not be from the same business, company or agency. The address on the applicant's Maryland residency sources must match the address on the application. A post office box may be used only in conjunction with a resident's address if it is in the same zip code area. The use of a private mail drop is not permitted.

- Maryland vehicle registration card or title;
- Utility, telephone or cable/satellite TV bill;
- Checking or savings account statement;
- Life insurance card or policy (over 3 years old);
- Property tax bill or receipt;
- Mortgage account or proof of home ownership;
- Residential rental contract (apartment lease or other rental of real property);
- First class mail from a federal, state or local government agency (to include the contents and envelope); MVA mail is not acceptable;
- Copy of federal or MD income tax return filing not more than 18 months old, with proof of filing;
- Installment contract from a bank or other financial institution;
- Sales tax or business license;
- Major credit card bill;
- Residential service contract (refers to services performed at the address of residence; for example, cable or satellite television, TV repairs, lawn service or exterminator contract);
- Cancelled check with imprinted name and address;
- Voter registration card;
- Selective Service Card.

**NOTE:** The following is applicable if the applicant is:

- A dependent, the MVA may accept a certified statement of residency from the parent or guardian, signed in the presence of a MVA official. (Satisfactory proof of identity, Maryland residency, and relationship of the parent or guardian to the applicant is required.); or

# MVA Requirements

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- A married person, the MVA may accept a certified statement of residency from the applicant's spouse, signed in the presence of an MVA official. (Satisfactory proof of identity, Maryland residency, and marital relationship is required.); or
- An inmate or former inmate, the MVA may accept, an Order of parole, Order of Mandatory release, or an address certification issued by the Administration and signed and dated by DPSC official, dated within 60 days of release; or
- Homeless or a resident of a nursing home, the MVA will accept certification from nursing homes and homeless service providers under certain conditions for proof of residence.

For more information visit <http://www.mva.maryland.gov>.

## **Proof of Lawful Presence**

Maryland law has changed and now requires proof of legal presence in the United States before an individual can be granted a Maryland driver's license or identification card. This law, intended to increase the security of state issued forms of identification, took effect June 1, 2009. Proof of legal presence is a condition required by the federal REAL ID Act of 2005. Licenses and identification cards from states that are not in compliance will not be accepted by federal agencies for official purposes such as boarding airplanes and entering federal buildings.

The issue of legal presence is about the need to protect the integrity of Maryland's driver's licenses and identification cards against fraud and to stop the degradation of their value as necessary identity documents for Maryland citizens.

Effective June 1, 2009, all new applicants for a Maryland driver's license or identification card are required to provide a verifiable social security number (SSN) and demonstrate proof of lawful presence in the United States, in addition to the residency and identity requirements.

Sources of Proof information and the acceptable documents to provide your SSN include:

- Your social security card (not a copy, the actual card itself) OR:
- A current W-2 form
- A current SSA-1099 form
- A current non-SSA 1099 form
- A current pay stub with the applicant's name and social security number on it

In addition, to demonstrate lawful presence, the Maryland Motor Vehicle Administration (MVA) also will accept any of the following documents:

- A valid un-expired U.S. passport
- A certified copy of a birth certificate filed with a State Office of Vital Statistics or equivalent agency in the individuals state of birth
- A consular report of birth abroad (CRBA) issued by the U.S. Department of State, form FS-240, DL-1350 or FS-545
- A valid, un-expired permanent resident card (form I-551) issued by the DHS or INS
- A certificate of naturalization issued by the DHS, form N-550 or form N-570
- A certificate of citizenship, form N-560 or form N-561, issued by DHS
- An unexpired foreign passport with a valid unexpired U.S. visa affixed and an approved I-94 form documenting your most recent admittance into the U.S.
- Other documents may be added based on federal law

Under the provisions of the new law, those individuals that currently hold a valid Maryland driver's license or identification card but cannot provide proof that they are in the United States legally will be allowed to renew their license or identification card until June 30, 2015. After June 30, 2015, any renewal will require all individuals to provide proof of legal presence utilizing acceptable documents outlined above.

For more information visit <http://www.mva.maryland.gov>.

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## Five Main Causes of Impaired Driving\*

1. **Drugs**—These may be illegal or legal drugs, including prescription and over-the-counter medicines.
2. **Alcohol**—Your driving may become impaired from drinking as little as one alcoholic beverage and even if your BAC level is far below the legal limit in Maryland.
3. **Fatigue**—(sleepiness or drowsiness)—This may cause impairment that is similar to consuming alcohol or drugs.
4. **Emotions**—Strong, uncontrolled emotions cause you to lose concentration. Do not become distracted when you are driving. Keep your eyes on the road, your mind focused, and your hands on the steering wheel.
5. **Distraction**—Any non-driving activity that causes you to lose focus can lead to a car crash.

\*Impaired driving means driving with a decrease in your judgment and/or physical ability.

## Signs of Impaired Driving

- Driving too fast or too slow
- Passing improperly, swerving around traffic
- Failing to remain in center of lane
- Overshooting or disregarding traffic stops
- Taking too long to brake

## Safe Driving Tips

1. If you consume alcoholic beverages in any quantity, DO NOT DRIVE.
2. Do not use illegal drugs.
3. If you are taking prescription or over-the-counter medications, carefully read the package insert or container. If there is a warning against driving or operating machinery, DO NOT DRIVE.
4. If you are tired or fatigued, stop and get rest. There is no substitute for adequate rest. There is no magic pill or beverage that will keep you awake, alert, and responsive. When you are tired or sleepy, DO NOT DRIVE.
5. Strong emotions can cause lapses in judgment and inability to concentrate. If your emotions are not under control, DO NOT DRIVE.
6. Do not become distracted when you are driving. Keep your eyes on the road, your mind focused, and your hands on the steering wheel.

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**DWI (Driving While Impaired)** - BAC of .07 to less than .08

**DUI (Driving Under the Influence)** - BAC of .08 or more

**BAC (Breath/Blood Alcohol Concentration)** - measures the amount of alcohol in your body

## Possible Consequences of DWI and DUI

### 1) MVA Administrative Sanctions

Confiscation of driver's license	Fees for hearing requests and license reinstatement
Suspension of driver's license (45 days up to 2 years)	Extension of provisional period for provisional license holders
Revocation of driver's license (could be permanent)	Ignition interlock system installed in vehicle (up to 2 years)
Mandatory driver improvement classes	Seizure/impoundment of vehicle in cases involving illegal drugs
Mandatory alcohol & drug education	Restrictions on driving AFTER the license is no longer suspended or revoked (could be for life)
Mandatory alcohol & drug treatment (inpatient may be required)	
Alcohol abstinence requirements	

### 2) Criminal Penalties

Arrest	Restitution
Jail time (up to 1 year for a first offense; up to 4 years for subsequent offenses)	Fines (\$1000 for first offense; much higher for subsequent offenses)
Community Service	Random drug & alcohol testing
Court-ordered alcohol/drug treatment	Harsher penalties for "aggravated DUI" (BAC of 15% or higher)

## Module 2: Maryland Law

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### Possible Consequences of DWI and DUI (continued)

#### 3) Other Consequences

Police traffic stop	Towing and impound fees
Field sobriety tests	Injury to yourself and/or others
Loss of job/income	Death-others' or your own
Attorney's fees	Disapproval and anger from friends and family
Multiple court appearances	Lifelong guilt, shame, and remorse
Higher car insurance rates	

#### Other Maryland Laws to remember:

- If you are **under age 21**, it is *illegal* to buy, have, or drink alcohol.
- It is *illegal* to have an **open or unsealed container of alcohol** inside the passenger area of any vehicle.
- Effective October 2009, it is *illegal* to **text while driving** a motor vehicle.
- Effective October 2010, it is *illegal* to **use your hands when you talk on a cell phone** while driving.



### **Important things to remember during a traffic stop:**

1. You may be stopped by a marked police cruiser *or* an unmarked vehicle. Pull over as soon as it is safe to do so.
2. For your safety, do not get out of your vehicle unless the police officer tells you to exit.
3. The officer may talk to the driver from the side of the vehicle. This is for his or her protection. The officer may also approach on the right side or passenger side of the vehicle instead of the driver side.
4. Keep your hands on the steering wheel where the officer can see them. Tell the officer where you must get the documents he asks for.
5. Treat the officer with respect. It is fine to ask questions, but do not argue.
6. The officer will ask for your license and registration. Ask for permission if you need to move your hands to get the items the officer asks for.
7. An officer may give you a citation during a traffic stop. This is a paper document stating what motor vehicle law has been broken.
8. During a traffic stop, an officer may give you one of these \*four paper documents:
  - Payable Citation
  - Must Appear Citation
  - Warning
  - SERO (vehicle repair order)
  - More information about these documents is provided on the next page.
9. Traffic stops are not exactly the same. They may differ depending on where you are stopped. For example, the officer may approach the right *or* left side of the vehicle. The officer *may or may not* ask you to sign a citation.

# Module 2: Maryland Law

## Payable Citation

- Sign if the officer asks you to.
- Follow instructions on citation to pay fine.
- You may go to court if you think you are not guilty.

This document is called a payable citation because you are asked to pay a fine. You must sign the document if the officer asks you to sign. Follow the instructions on the citation to pay the fine. You may go to court if you think you are not guilty. To do this, do not pay the fine, and wait for a court date to come in the mail.

MARYLAND UNIFORM COMPLAINT AND CITATION

WITHINRS  
 RELATED CITATION → \* DV04026 \*

DRIVER'S LICENSE / SOURCE NUMBER CLASS STATE

DEFENDANT'S (FIRST) NAME (MIDDLE) (LAST)

CURRENT ADDRESS IN FULL

CITY COUNTY STATE ZIP CODE

HEIGHT WEIGHT RACE SEX BIRTH DATE TELEPHONE NO.

VEHICLE REGISTRATION STATE VEHICLE YEAR MAKE AND TYPE

VIOLATION DATE TIME  A.M.  P.M.  UNRESTRICTED TO ADULTS  
 P.D.  SAFETY BELTS

HAZMAT  COMM. VEHICLE  CDL (LICENSE)  FATAL ACC.  AIR SUSP. REV.

LOCATION OF OFFENSE CITY/COUNTY MD

COUNTY CODE AREA ARREST TYPE DOT NO.

MVL DID UNLAWFULLY VIOLATE. CIRCLE VIOLATION BELOW. (ONE VIOLATION ONLY)

01) 21-801.1 Exceed Max. Speed	23) 21-301(a) Failure to Drive Right of Center
02) 13-401(b) Operating Unregistered Motor Veh.	24) 21-304(c) Driving Off Road While Passing Vehicle
03) 13-401(b) Driving with Suspended Registration	25) 21-308(a) Driving Wrong Direction on One Way Road
04) 13-409(b) Fail to Display Reg. Card on Demand	26) 21-309(b) Unsafe Lane Changing
05) 13-411(a) Fail to Attach Plates at Front & Rear	27) 21-310(a) Following Veh. Too Closely
06) 13-411(d) Driving with Current Tags	28) 21-402(a) Failure to Yield to Oncoming Traffic on Left Turn
07) 13-411(f) Display Expired Reg. Plates	29) 21-707(a) Failure to Stop at Stop Sign
08) 13-411(g) Display Reg. Plate Issued to Another	30) 21-901(a) Speed Greater Than Reasonable
09) 13-703(g) Unauthorized Disp. & Use of Reg. Plate	31) 21-031(b) Failure to Control Speed to Avoid Collision
10) 16-101(a) Driving Without License	32) 21-901.1(a) Reckless Driving
11) 16-112(a) Fail to Display License on Demand	33) 21-901.1(b) Negligent Driving
12) 16-112(b) Violating Lic. Restriction	34) 21-902(a) Driving Under Influence of Alcohol
13) 16-116(f) Driving With an Expired License	35) 21-902(a)(2) Driving Under Influence of Alcohol Per Se
14) 16-116(a) Failure Notify Adm. Address Change	36) 21-902(b) Driving While Impaired by Alcohol
15) 16-302(a) Driving on Suspended Lic. & Priv.	37) 21-902(c) Driving While Impaired by Drug(s) or Drug(s) and Alcohol
16) 16-303(a) Driving on Revoked Lic. & Priv.	38) 21-903(a)(1) Driving While Impaired by Controlled Dangerous Substance
17) 16-303(b) Driving on Suspended Out of State Lic.	39) 21-1117(c) Driver Spinning Wheels
18) 16-303(b) Driving While Lic. Suspended Under (17-104, 26-204, 26-206, 27-103)	40) 22-412.2(a) Fail to Transport Child (Under Age 6, Weighing 40 lbs. or Less) in Child Safety Seat
19) 17-107 Driving Uninsured Vehicle	41) 22-412.3(b) (Operator, Occupant Under 16) Not Restrained by (Seat Belt, Child Safety Seat)
20) 21-201(a)(1) Failure to Obey Traffic Device	42) 22-412.3(c) Front Passenger 16 or More who Seat Belt
21) 21-202(b)(1) Fail to Stop at Steady Circular Red Signal	
22) 21-202(c)(1) Fail to Stop at Red Signal Before Right Turn	

VIOLATION NOT ART TITLE SUB-TITLE PARAGRAPH CODE

CHARGE:  TA  BR  LO  MR  ?  TG

PREPAYABLE:  YES  NO

NOTICE TO APPEAR

YOU MUST APPEAR FOR TRIAL WHEN NOTIFIED BY THE COURT.

YOU HAVE A RIGHT TO STAND TRIAL TO CONTEST YOUR GUILT OR YOU MAY REQUEST A HEARING REGARDING THE EVIDENCE AND DISPOSITION. YOU MAY WAIVE ANY TRIAL OR HEARING AND PAY THE FINE SHOWN. (SEE REVERSE.)

I SOLEMNLY AFFIRM UNDER PENALTY OF PERJURY THAT THE CONTENTS OF THE FOREGOING DOCUMENT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

OFFICER'S SIGNATURE \_\_\_\_\_

TRIAL: DIST. \_\_\_\_\_ LOG. \_\_\_\_\_ OFFICER AGENCY \_\_\_\_\_ SUB-AGENCY \_\_\_\_\_ I.D. NO. \_\_\_\_\_

RADAR/BREATHERALYZER OPERATOR'S NAME (PRINT) \_\_\_\_\_ AGENCY \_\_\_\_\_ SUB-AGENCY \_\_\_\_\_ I.D. NO. \_\_\_\_\_

**WARNING - FAILURE TO SIGN MAY LEAD TO YOUR ARREST.**

I SIGN MY NAME AS A RECEIPT OF A COPY OF THIS CITATION AND NOT AS AN ADMISSION OF GUILT. I WILL COMPLY WITH THE REQUIREMENTS SET FORTH IN THIS CITATION.

DEFENDANT'S SIGNATURE \_\_\_\_\_

DR-49 (Rev. 10/2005)

DV04026

COURT COPY

"You have the right to stand trial to contest your guilt or you may request a hearing regarding the evidence and deposition. You may waive any trial or hearing and pay the fine shown."

# Module 2: Maryland Law

MARYLAND UNIFORM COMPLAINT AND CITATION

WITNESS  
 RELATED CITATION → [ ] \* DV04026 \*  
 DRIVER'S LICENSE / SONDEX NUMBER CLASS STATE

DEFENDANT'S (FIRST) NAME (MIDDLE) (LAST)  
 CURRENT ADDRESS IN FULL  
 CITY COUNTY STATE ZIP CODE

HEIGHT WEIGHT RACE SEX BIRTH DATE TELEPHONE NO.

VEHICLE REGISTRATION STATE VEHICLE YEAR, MAKE AND TYPE

VIOLATION DATE TIME  A.M.  P.M.  LUN/THRU/FLY/FAUL.  SAFETY BELTS  
 MONTH DAY YEAR  HAZMAT  COMM. VEHICLE  CDL (LICENSE)  FATAL ACC.  AIR SUSP. REV.  
 LOCATION OF OFFENSE CITY/COUNTY MD

COUNTY CODE AREA ARREST TYPE DOT NO.

MVL DID UNLAWFULLY VIOLATE. CIRCLE VIOLATION BELOW. (ONE VIOLATION ONLY)

01) 21-801.1 Exceed Max. Speed _____ MPH	23) 21-301(a) Failure to Drive Right of Center
02) 13-401(b) Operating Unregistered Motor Veh.	24) 21-304(c) Driving Off Road While Passing Vehicle
03) 13-401(b) Driving with Suspended Registration	25) 21-305(a) Driving Wrong Direction on One Way Road
04) 13-409(b) Fail to Display Reg. Card on Demand	26) 21-309(b) Unsafe Lane Changing
05) 13-411(a) Fail to Attach Plates at Front & Rear	27) 21-310(a) Following Veh. Too Closely
06) 13-411(b) Driving with Current Tags	28) 21-402(a) Failure to Yield to Oncoming Traffic on Left Turn
07) 13-411(c) Display Expired Reg. Plates	29) 21-737(a) Failure to Stop at Stop Sign
08) 13-411(d) Display Reg. Plate Issued to Another	30) 21-501(a) Speed Greater Than Reasonable
09) 13-703(g) Unauthorized Disp. & Use of Reg. Plate	31) 21-601(b) Failure to Control Speed to Avoid Collision
10) 16-101(a) Driving Without License	32) 21-901.1(a) Reckless Driving
11) 16-112(c) Fail to Obey License on Demand	33) 21-901.1(b) Negligent Driving
12) 16-113(b) Violating Lic. Restriction	34) 21-902(a) Driving Under Influence of Alcohol
13) 16-116(f) Driving With an Expired License	35) 21-902(a)(2) Driving Under Influence of Alcohol Per Se
14) 16-116(g) Failure Notify Adm. Address Change	36) 21-902(b) Driving While Impaired by Alcohol
15) 16-302(c) Driving on Suspended Lic. & Priv.	37) 21-902(c) Driving While Impaired by Drug(s) or Drug(s) and Alcohol
16) 16-303(a) Driving on Renewed Lic. & Priv.	38) 21-902(d) Driving While Impaired by Controlled Dangerous Substance
17) 16-303(b) Driving on Suspended Out of State Lic.	39) 21-1117(c) Driver Spinning Wheels
18) 16-303(b) Driving While Lic. Suspended Under (17-106, 26-204, 26-206, 27-103)	40) 22-412.2(c) Fail to Transport Child (Under Age 6, Weighing 40 lbs. or Less) in Child Safety Seat
19) 17-107 Driving Uninsured Vehicle	41) 22-412.3(b) (Operator, Occupant Under 16) Not Restrained by (Seat Belt, Child Safety Seat)
20) 21-201(a)(1) Failure to Obey Traffic Device	42) 22-412.3(c) Front Passenger 16 or More w/o Seat Belt
21) 21-202(b)(1) Fail to Stop at Steady Circular Red Signal	
22) 21-202(b)(2) Fail to Stop at Red Signal Before Right Turn	

VIOLATION NOT APPLICABLE  TA  BR  LO  MR  ?  TG

CHARGE: \_\_\_\_\_

PREPAYABLE: [ ] \$25

## Must Appear Citation

- “You must appear” is selected in Notice to Appear section.
- Always given for a DWI or DUI.
- You are *not* asked to pay a fine. You *must appear* in court instead.

This is a Must Appear Citation. For some violations, you will *not* be asked to pay a fine. You must appear in court instead. You will always be given a Must Appear Citation if you are stopped for Driving While Intoxicated, DWI, or Driving Under the Influence, DUI.

NOTICE TO APPEAR

YOU MUST APPEAR FOR TRIAL WHEN NOTIFIED BY THE COURT.  
 YOU HAVE A RIGHT TO STAND TRIAL, TO CONTEST YOUR GUILT OR YOU MAY REQUEST A HEARING REGARDING THE SENTENCE AND DISPOSITION. YOU MAY WAIVE ANY TRIAL OR HEARING AND PAY THE FINE SHOWN. (SEE REVERSE.)

I SOLEMNLY AFFIRM UNDER PENALTY OF PERJURY THAT THE CONTENTS OF THE FOREGOING DOCUMENT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

SIGNATURE \_\_\_\_\_  
 TRIAL: DISTRICT \_\_\_\_\_ LOC. \_\_\_\_\_ OFFICER: \_\_\_\_\_ AGENCY \_\_\_\_\_ SUB-AGENCY \_\_\_\_\_ I.D. NO. \_\_\_\_\_

RADAR/BREATHALYZER OPERATOR'S NAME (PRINT) \_\_\_\_\_ AGENCY \_\_\_\_\_ SUB-AGENCY \_\_\_\_\_ I.D. NO. \_\_\_\_\_

**WARNING - FAILURE TO SIGN MAY LEAD TO YOUR ARREST.**

I SIGN MY NAME AS \_\_\_\_\_ COPY OF THIS CITATION AND NOT AS AN ADMISSION OF GUILT. I WILL COMPLY WITH THE REQUIREMENTS SET FORTH IN THIS CITATION.

DEFENDANT'S SIGNATURE \_\_\_\_\_

DR-49 (Rev. 10/2005)

DV04026

COURT COPY

“You must appear for trial when notified by the court.”

# Module 2: Maryland Law

## Warning

- No fines or court appearance required.
- Next occurrence could result in a citation.

For some violations, the officer may decide to give you a warning instead of a citation. You are not required to pay a fine or appear in court. If you are stopped for the same reason in the future, however, you may receive a citation.

Maryland Transportation Authority Police			
WARNING		A 469820	
Driver's License No./Soundex		Class	State
Operator's Name (First, Middle, Last)			
Operator's Current Address			
City	County	State	Zip Code
RACE: <input type="checkbox"/> ASIAN <input type="checkbox"/> BLACK <input type="checkbox"/> HISPANIC <input type="checkbox"/> WHITE <input type="checkbox"/> OTHER	Hgt.	Wgt.	Gender <input type="checkbox"/> MALE <input type="checkbox"/> FEMALE
Date of Birth			
Date of Violation	Time of Violation	Location of Violation	
Vehicle Reg. No.	State	Vehicle Year/Make/Model	
<b>(Circle Violation)</b>			
01) 21-801.1 Exceed Max Speed.....	18) 21-801(a) Speed Greater Than Reasonable	RADAR/LASER Operator PIN: _____	
02) 13-409(b) Fail to Display Reg. Card on Demand	19) 21-801(b) Failure To Control Speed to Avoid Collision		
03) 13-411(a) Fail to Attach Plates at Front & Rear	20) 21-420(a) Failure to obey lawful sign as vehicular crossing		
04) 13-411 (c) Failure to properly maintain and fasten veh. reg. plate in visible position	21) 21-4405 (b) Making vehicular crossing turn at emergency vehicle crossover		
05) 13-411(d) Driving w/o Current Tags	22) 21-1418 Driving veh. on vehicle crossing while (veh., veh. load) exceeds max. permitted (wt., width, ht.)		
06) 13-411(f) Display Expired Reg. Plates	23) 21-1412 a Crossing double painted traffic lane lines in tunnel		
07) 16-112(c) Fail to Display License on Demand	24) 21-1413 a (Failure, Refusal) to pay fixed toll at (tolls, veh. crossing)		
08) 16-115(f) Driving With an Expired License	25) 22-412.2(d) Fail to Transport Child (Under Age 8, 49 Lbs. Or Less) in Child Safety Seat in MD Reg. Veh.		
09) 16-116(a) Failure Notify Adm. Address Change	26) 22-412.2 (f) Person with vehicle registered in another state/country failing to transport child (under age 4, weighing 40 lbs. or less) in child safety seat per instructions		
10) 21-201(a)(1) Failure to Obey Traffic Device	27) 22-412.3 (b) (Operator, Occupant Under 16) Not Restrained by (Seat Belt, Child Safety Seat)		
11) 16-116(a) Failure Notify Adm. Address Change	28) 391-41 (a) Operating CMV w/o valid Medical Certificate		
12) 21-201(a)(1) Failure to Obey Traffic Device			
13) 21-301(a) Failure to Drive Right of Center			
14) 21-304(e) Driving off Road While Passing vehicle			
15) 21-309(b) Unsafe Lane Changing			
16) 21-310(a) Following Veh. Too Closely			
17) 21-707(a) Failure to Stop at Stop Sign			
Article	Title	Sub Title	Paragraph
<input type="checkbox"/> TA <input type="checkbox"/> MR <input type="checkbox"/> TG	Charge:		
Officer's Signature		PIN	
Agency/Sub Agency	County/ City	County/ City Code	
This is a warning for a violation of Maryland Motor Vehicle Law. No fines or points are assessed with this warning. Future violations may result in the issuance of Uniform Complaint and Citation, which will involve fines, and/or points as assessed by the Motor Vehicle Administration.			

# Module 2: Maryland Law

MARYLAND SAFETY EQUIPMENT REPAIR ORDER				8458476	
<small>(PURSUANT TO TITLE 23 OF THE TRANSPORTATION ARTICLE, ANNOTATED CODE OF MARYLAND)</small>					
DRIVER'S LICENSE NO.			CLASS	STATE	
DRIVER'S NAME (FIRST)			(MIDDLE)	(LAST)	
VEHICLE OWNER'S FULL NAME					
OWNER CURRENT ADDRESS					
CITY			STATE	ZIP CODE	
MD VEHICLE TAG NO. (MD ONLY)		MAKE	VEH. YEAR	TYPE	
VEHICLE SERIAL NUMBER					
DATE	TIME	TITLE NUMBER			
LOCATION					
OPERATOR/OWNER SIGNATURE					
<input type="checkbox"/> 60 BRAKES	<input type="checkbox"/> 64 STOP LIGHTS *	<input type="checkbox"/> 76 HAZ. WRNG. LAMP *			
<input type="checkbox"/> 51 TIRES	<input type="checkbox"/> 65 TAG LIGHT(S) *	<input type="checkbox"/> 78 PARK LAMP *			
<input type="checkbox"/> 52 STEERING	<input type="checkbox"/> 66 DASH LIGHTS *	<input type="checkbox"/> 80 S. MRKR. LAMP *			
<input type="checkbox"/> 53 EXHAUST SYSTEM	<input type="checkbox"/> 67 WHEEL ALIGNMENT	<input type="checkbox"/> 81 FOG/AUX. LAMP			
<input type="checkbox"/> 54 WINDSHIELD WRPS. *	<input type="checkbox"/> 68 REARVIEW MIRRORS *	<input type="checkbox"/> 82 EM. WRNG. LAMP *			
<input type="checkbox"/> 55 HDLIGHTS * <input type="checkbox"/> AIM	<input type="checkbox"/> 69 DOOR LATCH/HANDLE *	<input type="checkbox"/> 83 B.U. LAMP *			
<input type="checkbox"/> 56 TAILLIGHTS *	<input type="checkbox"/> 70 FUEL SYSTEM <input type="checkbox"/> CAP *	<input type="checkbox"/> 84 REFLECTORS *			
<input type="checkbox"/> 57 HORN *	<input type="checkbox"/> 71 TURN SIGNALS *	<input type="checkbox"/> 85 EXT. AIR BRAKE COMP			
<input type="checkbox"/> 58 DRIVERS SEAT	<input type="checkbox"/> 72 WHEELS/LUGS	<input type="checkbox"/> 86 LOW AIR WRNG. DEVICE *			
<input type="checkbox"/> 59 SUSPEN./SHOCKS	<input type="checkbox"/> 73 HOOD/CATCH(S) *	<input type="checkbox"/> 87 CLEARANCE LAMP *			
<input type="checkbox"/> 60 BUMPERS *	<input type="checkbox"/> 74 FLOOR/TRUNK PAN(S)	<input type="checkbox"/> 88 I.D. LAMP *			
<input type="checkbox"/> 61 GLASS * <input type="checkbox"/> TINT	<input type="checkbox"/> 75 FENDER(S)/FLAP(S) *	<input type="checkbox"/> 89 SAFETY BELTS			
<input type="checkbox"/> 62 LOAD COVER *	<input type="checkbox"/> 77 SPIN/TR. ODMTR.	<input type="checkbox"/> 90 LIFT AXLE AIR/WGT. RATIO			
<b>* MAY BE VISUALLY CERTIFIED BY PARTICIPATING POLICE DEPARTMENT</b>					
OFFICER SIGNATURE			I.D. NO.		
COUNTY/CITY		COUNTY/CITY CODE	AGENCY	STATION	
<small>CERTIFICATION OF INSPECTION MUST BE COMPLETED BY AN AUTHORIZED MARYLAND INSPECTION STATION OR PARTICIPATING POLICE DEPARTMENT WHERE APPLICABLE. I HEREBY CERTIFY THAT THE DESCRIBED VEHICLE HAS BEEN INSPECTED AND THAT THE INDICATED DEFECT(S) HAS (HAVE) BEEN CORRECTED.</small>					
OFFICER SIGNATURE, ID NO.		DEPT CODE	DATE INSPECTED		
INSPECTION STATION STAMP AREA		REGISTERED MECHANIC'S PRINTED NAME			
		REGISTERED MECHANIC'S SIGNATURE			
<b>COPY 1</b>					

## Safety Equipment Repair Order (SERO)

- Have the vehicle repaired and inspected within 10 days.
- Follow all instructions on the SERO.

The officer may give you a Safety Equipment Repair Order or SERO. This is a written order to fix problems with your vehicle. You must have the vehicle repaired and inspected within 10 days. You must return the signed SERO to the Maryland State Police within 30 days. Carefully follow all instructions on the SERO.

\*Being stopped for a safety violation could subject you to scrutiny for a DUI. Drivers are sometimes cited for DUI after being stopped for a safety violation.

# Module 2: Maryland Law

## Order of Suspension

**"DRIVER'S COPY"**

**Officer's Certification and Order of Suspension** Please read and complete both sides. DR-15A 01/07  
Set printed in U.S.A. at the Maryland Vehicle Lab

(FOR OFFICIAL USE ONLY)

OCCURRENCE		COMMERCIAL LICENSES <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		CONTROL NUMBER	
(MONTH/DAY/YEAR/TIME)		COMMERCIAL VEHICLE <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		AJ 047432	
LOCATION (SPECIFY COUNTY OR BALTO. CITY AND ADDRESS)		HADRUCOSE MATERIAL <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			
DRIVER'S NAME: LAST FIRST MIDDLE		CITY STATE COUNTY		ZIP CODE	
RESIDENCE STREET ADDRESS		CITY STATE COUNTY		ZIP CODE	
DRIVER'S LICENSE NUMBER		STATE		ISSUE DATE	
LICENSE CLASS		LICENSE TYPE		RESTRICTION	
HGT. WT. SEX RACE		BIRTH (MONTH/DAY/YEAR)		SP. CODE	
VEHICLE TAG NO.		STATE		ENDORSEMENT	

**ORDER OF SUSPENSION - ISSUE DATE: (MONTH / DATE / YEAR):**

Pursuant to Transportation Article, Section 16-205.1, of the Maryland Vehicle Law, you are hereby notified that your Maryland Driver's License/Privilege will be suspended effective on the **Ferri** 46th day from the above "Issue Date" because:

You refused to take a test to determine alcohol concentration when requested by the Police Officer.  
 You submitted to a test indicating an alcohol concentration of 0.08 but less than .15.  
 You submitted to a test indicating an alcohol concentration of .15 or more.  
 You refused to take a blood test for drug or controlled dangerous substance content when requested by a Drug Recognition Expert.  
(See attached Drug Recognition Expert's Certification Form)

**SURRENDER OF DRIVER'S LICENSE** By law, the officer is required to take your Maryland driver's license and if valid, issue a temporary license to allow you to continue driving 45 days from the above "Issue Date"  License was confiscated  License was not confiscated because:

**TEMPORARY LICENSE** The "Driver's Copy" of this entire form, signed by you and the police officer, serves as a valid Temporary License which expires on the 45th day after issuance of this Order of Suspension or upon completion of a hearing, whichever occurs first.

**DRIVER'S CERTIFIED STATEMENT** I hereby certify under penalty of perjury, that I do not possess a Maryland driver's license to surrender to the police officer and should the license come into my possession I will immediately forward it to the Motor Vehicle Administration.

Signature of Driver if Temp. Authorized: \_\_\_\_\_  
 Signature of Officer if Temp. Authorized: \_\_\_\_\_  
 I acknowledge that a temporary license was not authorized.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_ Signature of Driver: \_\_\_\_\_

**CERTIFICATION OF POLICE OFFICER** I, the undersigned officer, had reasonable grounds to believe that the driver described and named above had been driving or attempting to drive a motor vehicle on a highway or on any private property that is used by the public in general in this State 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, while required to take a certified dangerous substance, in violation of an alcohol restriction, or in violation of Section 16-813 of the Maryland Vehicle Law.

**REASONABLE GROUNDS:** \_\_\_\_\_

Order Of Analysis Beverage on Driver's Breath:  None  Fair  Moderate  Strong Refer Summary No. \_\_\_\_\_

I certify under penalty of perjury that the contents of the foregoing document are true and correct to the best of my knowledge, information and belief, and after being fully advised of the sanctions that shall be imposed as provided in the Article of Rights Form DR-15, the person described above (1) refused to take a test to determine alcohol concentration when requested by this officer, (2) was tested and the test result indicated an alcohol concentration of 0.08 or more as indicated above, or (3) refused to take a blood test for drug or controlled dangerous substance content when requested by a Drug Recognition Expert.

Officer's Signature: \_\_\_\_\_ Date: \_\_\_\_\_ Officer's Printed Name: \_\_\_\_\_  
 Law Enforcement Agency: \_\_\_\_\_ ID Number: \_\_\_\_\_

**CERTIFICATION OF TEST TECHNICIAN OR ANALYST** I, as a sworn officer and affirm, under penalty of perjury, and upon personal knowledge that I performed a test for alcohol concentration on the person described above and the test results were: \_\_\_\_\_ from the test score.  Testing procedure was explained.  Person appeared in good health.  
 Refused - insufficient breath. I further certify that the driver refused to take a test when the driver failed to provide sufficient breath samples for analysis.  
**EXPLANATION:** (Specify instructions issued and behavior of driver): \_\_\_\_\_

Signature of Test Technician/Analyst: \_\_\_\_\_ Date: \_\_\_\_\_ Printed Name of Test Technician/Analyst: \_\_\_\_\_  
 Facility Name and Address: \_\_\_\_\_

### Order of Suspension

- If you are stopped for DWI or DUI, the police officer will give you an Order of Suspension.
- Note that this suspension is an MVA sanction, not a criminal penalty like the citation.
- Your driver license will be suspended on the 46th day *after* the Order of Suspension was issued to you.
- The length of your suspension will depend on several factors including your BAC level and previous DWI or DUI convictions, if applicable.
- Notice that the officer will ask you to surrender your driver license, and the Order of Suspension will serve as your *temporary license* until the suspension occurs.

**"HEARING REQUEST"**

I hereby request a hearing concerning the Order of Suspension (reverse side).

A filing fee of \$125.00 must accompany your request for a hearing. Please make check or money order payable to MARYLAND STATE TREASURER. Do not send cash. A fee of \$25.00 will be assessed on all returned checks.

I, **SCFAD**, certify under penalty of perjury that I do not have a Maryland driver's license in my possession to return with this hearing request because \_\_\_\_\_

**NOTES:** If a 45-day temporary license was issued by the Police Officer, keep it and bring it with you to the hearing.  
 CREDIT FOR THE TERM OF ANY SUSPENSION OR RESTRICTION SHALL BEGIN ONLY AFTER THE ADMINISTRATION IS IN POSSESSION OF YOUR MOST RECENTLY ISSUED MARYLAND DRIVER'S LICENSE & PERMITS, INCLUDING ANY TEMPORARY DRIVER'S LICENSE ISSUED AS A RESULT OF THIS INCIDENT.

PERSON'S NAME: \_\_\_\_\_ DATE OF BIRTH: \_\_\_\_\_ DRIVER'S LICENSE NUMBER: \_\_\_\_\_

STREET ADDRESS: \_\_\_\_\_ CITY: \_\_\_\_\_ STATE: \_\_\_\_\_ ZIP CODE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

Please complete the following if you will be represented by an attorney.

ATTORNEY'S NAME: \_\_\_\_\_ ATTORNEY'S TELEPHONE NUMBER: \_\_\_\_\_

ATTORNEY'S ADDRESS: \_\_\_\_\_

**MAIL THIS ENTIRE FORM TO THE OFFICE OF ADMINISTRATIVE HEARINGS WITH THE \$125.00 FILING FEE PAYABLE TO "MARYLAND STATE TREASURER"**

OFFICE OF ADMINISTRATIVE HEARINGS  
 11101 GILROY RD.  
 HUNT VALLEY, MD 21091-1001

**FOR HEARING REQUESTS POSTMARKED WITHIN 10 DAYS,**  
 The suspension will not take effect before the scheduled hearing date.

**FOR HEARING REQUESTS POSTMARKED 11 TO 30 DAYS,**  
 The hearing will be scheduled within 45 days upon receipt of the hearing request. Suspension will take effect on the 45th day from the Order of Suspension issue date.

**FOR HEARING REQUESTS POSTMARKED AFTER 30 DAYS,**  
 The request will be denied and the suspension will take effect on the 46th day from the Order of Suspension issue date.

### Hearing Request

- You have the right to request a hearing to challenge the suspension. (See "Hearing Request" on back of order of suspension.)

### Conclusion

- Be sure to read through all the documentation that the officer gives you.

**\*Important note:** The suspension does not begin until the 46th day after of the Order of Suspension is issued. The suspension, will not begin, however, until your driver license is surrendered. If, for some reason, you do not surrender your license to the police officer when you are stopped, you must surrender the license to the MVA immediately. You will not be given credit for any time you have not driven since the offense if you have not already surrendered the license.

## Advice of Rights

**ADVICE OF RIGHTS – (§16-205.1 of Maryland Transportation Article)** DR-15 (09/07)

You have been stopped or detained and reasonable grounds exist to believe that you have been driving or attempting to drive a motor vehicle under circumstances requiring that you be asked to submit to a test under § 16-205.1 of the Maryland Vehicle Law. In this situation, the law deems that you have consented to take a test to measure the alcohol concentration or drug or controlled dangerous substance content in your system. You may refuse to submit to the test(s), unless you were in a motor vehicle accident resulting in the death of or life-threatening injury to another person.

**Suspension of Your Maryland Driver's License or Driving Privilege:**  
 If you refuse to submit to the test, or submit to the test and the result indicates an alcohol concentration of 0.08 or more at the time of testing, your Maryland driver's license will be confiscated, you will be issued an Order of Suspension and, if eligible, a temporary license valid for 45 days. The following periods of suspension shall be imposed against your license or privilege to drive in Maryland:  
 If your test result is an alcohol concentration of at least 0.08 but less than 0.15, the suspension will be **45 days for a first offense and 90 days for a second or subsequent offense.**  
 If your test result is an alcohol concentration of 0.15 or more, the suspension will be **90 days for a first offense and 180 days for a second or subsequent offense.**  
 If you refuse to submit to a test, the suspension will be 120 days for a first offense and one year for a second or subsequent offense. An additional criminal penalty of not more than \$500 or imprisonment for not more than 2 months, or both, may be imposed under § 27-101(a) of the Maryland Vehicle Law if you are convicted of a drunk or drugged driving offense under § 21-902, and the judge or jury finds beyond a reasonable doubt that you knowingly refused to take a test arising out of the same circumstances. If you hold a commercial driver's license (CDL) at the time you refuse to submit to a test, your CDL or privilege will be disqualified for 1 year.

**Modification of the Suspension or Issuance of a Restrictive License:**  
 If your test result is an alcohol concentration of 0.08 but less than 0.15: The suspension may be modified or a restrictive license issued at a hearing in certain circumstances.  
 If you refuse a test, or take a test with a result of 0.15 or more: You will be ineligible for modification of the suspension or issuance of a restrictive license, unless you participate in the Ignition Interlock System Program under § 16-404.1 of the Maryland Vehicle Law. This program requires the vehicle(s) you drive to be equipped with a device that prevents you from operating it if you have alcohol in your blood. At a hearing, if you request one, an administrative judge may modify a suspension by permitting you to participate in the Ignition Interlock System Program for one year, but is not required to do so. Instead of requesting a hearing, you may elect to participate in the Ignition Interlock System Program for one year, instead of the period of suspension, if the following conditions are met: 1) your driver's license is not currently suspended, revoked, canceled, or refused; 2) you were not charged with a moving violation arising out of the same circumstances as the Order of Suspension that involved the death of, or serious physical injury to, another person; and 3) within thirty (30) days of the date of the Order of Suspension you elect in writing to participate in the Ignition Interlock System Program for one year, instead of requesting a hearing, and b) surrender a valid Maryland driver's license or sign a statement certifying that the license is no longer in your possession. An ignition interlock election form is located on the reverse side of the driver's copy of the Order of Suspension.

**You Have the Right to Request an Administrative Hearing:**  
 You may request an Administrative Hearing at any time within 30 days of the date of the Order of Suspension to show cause why your driver's license or privilege should not be suspended. You must request a hearing within 10 days of the date of the Order of Suspension to insure that your privilege to drive is not suspended prior to your hearing. Your request for a hearing must be made in writing. You may use the "Hearing Request" form if available. Send your request to the Office of Administrative Hearings at 11101 Gilroy Rd., Hunt Valley, MD 21031-1301. You must include a check or money order for \$125.00, which is the required filing fee, made payable to the "Maryland State Treasurer." Your request for a hearing will be invalid if submitted without the required \$125.00 filing fee.

**Offenses Occurring While Driving a Commercial Motor Vehicle:** In addition to any suspension for a test failure or refusal, if you were operating a commercial motor vehicle and your test result indicates an alcohol concentration of 0.04 or more, or you refused to submit to a test, your commercial driver's license or privilege shall be disqualified 1 year for a first offense, or 3 years for a first offense committed while transporting hazardous materials required to be placarded. Your commercial driver's license or privilege shall be disqualified for life if you commit a second or subsequent offense.

**Your Driver's License or Privilege will be Suspended on the 46th Day after the Order of Suspension If: You do not request a hearing within 10 days of the date of the Order of Suspension or, if eligible, you do not elect within 30 days of the Order of Suspension to participate in the Ignition Interlock System Program for one year instead of requesting a hearing. If you submit a valid hearing request, a suspension will not be imposed unless a decision is rendered against you, or if you fail to appear for the hearing.**

**Certification:** I, the Undersigned Police Officer, certify that I have advised the driver of the above stated Advice of Rights, including the sanctions imposed for: 1) a refusal to take a test; 2) a test resulting in an alcohol concentration of at least 0.08 but less than 0.15; 3) a test resulting in an alcohol concentration of 0.15 or more; and 4) disqualifications for persons holding a commercial driver's license.

**Read Before Signing:**  
 I, the undersigned driver, acknowledge that I have been read or I have read the above stated Advice of Rights as certified by the police officer. I understand that this requested test is in addition to any preliminary tests that were taken.  
 Having been so advised, do you now agree to submit to a test?

**Read Before Signing:** I, the undersigned driver, acknowledge that I have been read or I have read the above stated Advice of Rights as certified by the police officer. I understand that this requested test is in addition to any preliminary tests that were taken.  
 Having been so advised, do you now agree to submit to a test? (Officer check reply)

Yes- Agree to submit to an alcohol concentration test     Yes- Agree to submit to a test for drug or controlled dangerous substance (CDS)  
 No- Alcohol concentration test refused                       No- Drug or CDS test refused (DRE must complete & submit DRE Certification Form)

Driver Signature \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ DR-15A Control # \_\_\_\_\_  
 Signature of Officer \_\_\_\_\_ I.D. No. \_\_\_\_\_ Police Agency \_\_\_\_\_

- Along with the Order of Suspension, the officer will issue you an Advice of Rights that explains the suspension and your right to request an administrative hearing.
- This hearing doesn't take place in a courthouse, but another state agency building—or it could take place in an MVA branch.
- Remember—this hearing is about an MVA sanction, not a criminal/district court penalty.

## Violation of Alcohol Restriction

**MVA** Motor Vehicle Administration  
6001 Ritchie Highway, N.E.  
Glen Burnie, Maryland 21032

DR-103 (01-07)

**Certification of Police Officer Violation of Alcohol Restriction**

**Occurrence of Offense**

Month/Day/Year/Time \_\_\_\_\_  A.M.  P.M.  0.02 Alcohol Restriction (Under Age 21)  
 Other Alcohol Restriction

Location (Specify County or Baltimore City) \_\_\_\_\_

Last Name \_\_\_\_\_ First \_\_\_\_\_ Middle \_\_\_\_\_

Residence Street Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ County \_\_\_\_\_ Zip code \_\_\_\_\_

Driver's License Number \_\_\_\_\_ State \_\_\_\_\_ Special Code \_\_\_\_\_ Restriction \_\_\_\_\_ Endorsement \_\_\_\_\_

License Class \_\_\_\_\_ License Type \_\_\_\_\_ Hgt. \_\_\_\_\_ Wgt. \_\_\_\_\_ Sex \_\_\_\_\_ Race \_\_\_\_\_ Birth Month/Day/Year \_\_\_\_\_ Vehicle Tag Number \_\_\_\_\_ State \_\_\_\_\_

**Certification of Police Officer**

I had reasonable grounds, which I have set forth below on this form, to believe that the person described above had been driving or attempting to drive a motor vehicle on a highway or on any private property that is used by the public in general in this State in violation of an alcohol restriction.

**Reasonable Grounds:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Odor of Alcoholic Beverage:  None  Faint  Moderate  Strong Refer Summons No. \_\_\_\_\_

I certify under penalty of perjury that the contents of the foregoing document are true and correct to the best of my knowledge, information and belief, and after being fully advised of sanctions that shall be imposed as provided in the Advice of Rights Form DR-15, the person described above was tested and the test result indicated an alcohol concentration as indicated below.

Officer's Signature \_\_\_\_\_ Date \_\_\_\_\_ Officer's Printed Name \_\_\_\_\_

Law Enforcement Agency \_\_\_\_\_ ID Number \_\_\_\_\_

Address \_\_\_\_\_

**Certification of Test Technician or Analyst**

I do solemnly declare and affirm, under penalty of perjury, and upon personal knowledge that I performed a test for alcohol certification on the person described above and the test result was \_\_\_\_\_ from: \_\_\_\_\_

Breathalyzer 900  Breathalyzer 900A  Intoximeter 3,000

Signature of Test Technician/Analyst \_\_\_\_\_ Date \_\_\_\_\_ Printed name of Test Technician/Analyst \_\_\_\_\_

Facility Name and Address \_\_\_\_\_

**Officer: Complete this form for any person who violates an alcohol restriction with a test result of .02 to .07. Submit with this form the DR-15 (Advice of Rights) and the chemical test strip.**

**For test results of .06 or more complete a Form DR-15A "Certification and Order of Suspension."**

For more information, please call: 1-800-635-8347 (tough tone calls only), 1-800-860-1MVA (1682) (to speak with a customer service representative).  
From Out-of-State: 1-801-729-4460, TTY for the hearing impaired: 1-800-462-4876. Visit our website at: www.marylandmva.com

- If a police officer stops you for impaired driving, and he or she determines that you have been consuming alcohol, you will be given this document, Certification of Police Officer Violation of Alcohol Restriction.
- It does not matter if your BAC is less than the .07, the legal limit, because if you are under the age of 21, you should not be consuming alcohol at all.
- This document is related to an MVA sanction, not a criminal penalty.

\*Drivers over 21 may also have alcohol restrictions on their licenses. Anyone with an alcohol restriction on his/her license will receive this document—the Certification of Police Officer Violation of Alcohol Restriction—if the police officer determines that the driver has violated this restriction (which means the driver had a BAC over .02.)

# Safe Driving Commitment

I have completed the course, Safe and Sober: A Guide to Driving in Maryland. I pledge to be a safe and sober driver in Maryland by doing the following.

1. I will not drive after consuming alcoholic beverages. I will make arrangements for safe transportation whenever I do drink.
2. I will not drive after taking drugs that could impair my driving. I will carefully learn about possible side effects of any drugs or medicines I take.
3. I will not text while I am driving.
4. I will not use my hands to talk on a cell phone while driving.
5. I will not do any activity that could distract me while I am driving. I pledge to keep my eyes on the road, my mind focused, and my hands on the steering wheel at all times.
6. I will not drive when I am experiencing strong emotions because these may cause me to lose my concentration while driving. I will park my vehicle in a safe place until I am calm, or ask someone else to drive.
7. I will not drive when I am feeling fatigued, sleepy, or drowsy. I will park my vehicle in a safe place until I feel rested, or ask someone else to drive.
8. I will obey all traffic laws.
9. I will always wear my seat belt whenever I am in a motor vehicle—whether I am the driver or a passenger.

Signature \_\_\_\_\_

Date \_\_\_\_\_

