

1 in actual physical control of the movement of a motor vehicle
2 equipped with an ignition interlock system under section
3 1553(d.2) (relating to occupational limited license) or 3805
4 (relating to ignition interlock) who drives, operates or is
5 in actual physical control of the movement of a motor vehicle
6 within this Commonwealth without such a system commits a
7 summary offense and shall, upon conviction, be sentenced to
8 pay a fine of not less than \$300 and not more than \$1,000 and
9 to imprisonment for not more than 90 days.

10 (2) An individual required to only drive, operate or be
11 in actual physical control of the movement of a motor vehicle
12 equipped with an ignition interlock system under section
13 1553(d.2) or 3805 who drives, operates or is in actual
14 physical control of the movement of a motor vehicle within
15 this Commonwealth without such a system and who has an amount
16 of alcohol by weight in his blood that is equal to or greater
17 than .025% at the time of testing or who has in his blood any
18 amount of a Schedule I or nonprescribed Schedule II or III
19 controlled substance, as defined in the act of April 14, 1972
20 (P.L.233, No.64), known as The Controlled Substance, Drug,
21 Device and Cosmetic Act, or its metabolite commits a
22 misdemeanor of the third degree and shall, upon conviction,
23 be sentenced to pay a fine of \$1,000 and to undergo
24 imprisonment for a period of not less than 90 days.

25 (b) Tampering with an ignition interlock system.--A person
26 that tampers with an ignition interlock system required by law
27 commits a misdemeanor of the third degree and shall, upon
28 conviction, be sentenced to pay a fine of not less than \$300 nor
29 more than \$1,000 and to undergo imprisonment for not more than
30 90 days. The term "tampering" in addition to any physical act