

## 289.

Any person who violates any of the provisions of Section 285 of this subtitle shall upon conviction thereof, **BE GUILTY OF A FELONY AND** be subject to a fine of not more than **[five hundred dollars,** but if the violation is committed after a conviction of such person under this subtitle has become final such person shall be subject] *two thousand five hundred dollars (\$2,500.00)* or to imprisonment for not more than 5 years or **[a fine of not more than one thousand dollars,** or both such imprisonment and fine] *both, in the discretion of the court.*

## 313B.

(a) It shall be unlawful for any person to manufacture, produce, **[possess, have under his control,]** sell, prescribe, administer, dispense or compound any amphetamine for which a prescription is required, except where such is in the regular course of the business, occupation, profession, employment or duty of such person or where such amphetamine was obtained by the possessor upon the presentation of, or pursuant to, a valid prescription.

(b) It shall be unlawful for any person to use or consume amphetamine for any purpose other than for scientific or medicinal purposes.

(c) Manufacturers and wholesalers of amphetamine shall keep accurate records of all amphetamines manufactured, compounded, or in any manner produced or prepared, and all sales and receipts of amphetamine. These records shall include the quantity manufactured and sold, the date of manufacture and sale, and the name and address of the person, corporation or association of persons to whom the amphetamine was sold or delivered. These records shall be retained by the manufacturer and wholesaler for a period of at least two years, and they shall always be available for inspection by any officers of the State Department of Health who are engaged in the enforcement of this subtitle.

(d) Any person, firm or corporation who violates any of the provisions of this subtitle, or refuses, neglects or fails to comply with the provisions and requirements hereof, shall be deemed guilty of a ~~misdemeanor~~ **FELONY** and upon conviction thereof shall **[, for the first offense,]** be fined not more than **[\$250.00,]** *\$2,500.00* or be imprisoned not more than **[one year]** *five years*, or both, in the discretion of the court **[and for the second, or subsequent offenses be fined not more than \$500.00, or imprisoned not more than two years, or both, in the discretion of the court].**

## 313C.

(a) *It shall be unlawful for any person to possess or have under his control EXCEPT WHERE SUCH IS IN THE REGULAR COURSE OF BUSINESS, OCCUPATION, PROFESSION, EMPLOYMENT OR DUTY OF SUCH PERSON, any amphetamine or barbiturate for which a prescription is required, unless such person obtained such drug ~~or~~ ON prescription by a practitioner.*

(b) *Any person who violates the provisions of this section shall be guilty of a misdemeanor, and upon conviction thereof shall be*