

~~as amended from time to time, and sentenced to a term of imprisonment for not less than three (3) years nor more than twenty (20) years, and a fine of not more than twenty-five thousand dollars (\$25,000).~~ OR BOTH. NOTHING IN THIS SUBSECTION SHALL PREVENT, PROHIBIT OR MAKE INELIGIBLE ANY CONVICTED DEFENDANT FROM PARTICIPATING IN THE REHABILITATION PROGRAM UNDER ARTICLE 43B, SECTIONS 12 AND 13, AS AMENDED FROM TIME TO TIME, BECAUSE OF THE LENGTH OF SENTENCE.

(2) Any other controlled dangerous substance classified in Schedule I, II, III, or IV shall, upon conviction, be deemed guilty of a felony and sentenced to a term of imprisonment for not more than ~~seven (7) years, and or~~ FIVE (5) YEARS OR a fine of not more than fifteen thousand dollars (\$15,000), or both.

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Except as authorized by this subheading, it is unlawful for any person:

(a) To possess or administer to another any controlled dangerous substance, unless such substance was obtained directly, or pursuant to a valid prescription or order from a practitioner, while acting in the course of his professional practice.

(b) To obtain or attempt to obtain a controlled dangerous substance or controlled paraphernalia or to procure or attempt to procure the administration of any controlled dangerous substance by (1) fraud, deceit, misrepresentation or subterfuge, or (2) by the forgery or alteration of a prescription or a written order, or (3) by the concealment of any material fact or by the use of false name or address, or (4) by falsely assuming the title of or representing himself to be a manufacturer, distributor or practitioner, or (5) by making or uttering any false or forged prescription or written order.

Information communicated to a physician in an effort to obtain controlled dangerous substances or controlled paraphernalia in violation of the provisions of this ~~subheading~~ SUBSECTION shall not be deemed a privileged communication.

(c) To affix any false or forged label to a package, container or other receptacle containing any controlled dangerous substance, or to omit, remove, alter or obliterate any label or symbol on any such controlled dangerous substance as required by the Federal, State, or local law.

(d) To possess or distribute controlled paraphernalia which shall mean (i) a hypodermic syringe, needle or other instrument or implement or combination thereof adapted for the administration of controlled dangerous substances by hypodermic injections under circumstances which reasonably indicate an intention to use such controlled paraphernalia for purposes of illegally administering any controlled dangerous substance.

(ii) gelatin capsules, ~~glycine~~ GLASSINE envelopes or any other container suitable for the ~~individual quantities of packaging~~ PACKAGING OF INDIVIDUAL QUANTITIES of controlled dangerous substances in sufficient quantity to and under circumstances which reasonably indicate an intention to use any such item for the illegal manufacture, distribution, or dispensing of any such con-