

PROBATION, IF THE EXAMINATION HAS BEEN ORDERED AS A CONDITION OF PAROLE OR PROBATION; OR

(2) A COMMITMENT PROCEEDING UNDER SUBTITLE 6 OF THIS TITLE, IF THE EXAMINATION HAS BEEN ORDERED FOR THAT PROCEEDING.

(C) EVIDENCE AND RESULTS OF PROCEEDING.

THE RESULTS OF A PROCEEDING TO COMMIT AN INDIVIDUAL UNDER SUBTITLE 6 OF THIS TITLE AND EVIDENCE IN THE PROCEEDING MAY NOT BE USED AGAINST THAT INDIVIDUAL IN ANY OTHER PROCEEDING.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43B, § 10(b) and the second sentence of (a).

In subsection (a) of this section, the former cross-reference to an "educator pursuant to the provisions of § 7-410 of the Education Article" is deleted as unnecessary in light of the referenced provision of the Education Article, which protects the statements of a student and conclusions of the educator in the course of drug abuse counseling.

Defined terms: "Administration" § 9-101
"Drug" § 9-101 "Person" § 1-101
"Drug abuse" § 9-101 "Physician" § 1-101

SUBTITLE 9. PROHIBITED ACT; PENALTIES.

9-901. UNLAWFUL OR IMPROPER ADJUDICATION AS DRUG ADDICT.

(A) IN GENERAL.

A PERSON MAY NOT KNOWINGLY HAVE OR ATTEMPT TO HAVE AN INDIVIDUAL UNLAWFULLY OR IMPROPERLY ADJUDGED A DRUG ADDICT UNDER SUBTITLE 6 OF THIS TITLE.

(B) PENALTY.

A PERSON WHO VIOLATES ANY PROVISION OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 3 YEARS OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43B, § 11.

In subsection (a) of this section, the phrase "have or attempt to have" is substituted for the word "contrive", for clarity, since the word