

~~Article – Criminal Law~~

~~Section 5–609~~

~~Annotated Code of Maryland~~

~~(2002 Volume and 2005 Supplement)~~

BY adding to

Article – Criminal Law

Section 5–610

Annotated Code of Maryland

(2002 Volume and 2005 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article – Criminal Law**

5–602.

Except as otherwise provided in this title, a person may not:

- (1) manufacture, distribute, or dispense a controlled dangerous substance; or
- (2) possess a controlled dangerous substance in sufficient quantity reasonably to indicate under all circumstances an intent to manufacture, distribute, or dispense a controlled dangerous substance.

5–603.

Except as otherwise provided in this title, a person may not manufacture, distribute, or possess a machine, equipment, instrument, implement, device, or a combination of them that is adapted to produce a controlled dangerous substance under circumstances that reasonably indicate an intent to use it to produce, sell, or dispense a controlled dangerous substance in violation of this title.

5–604.

(a) In this section, “counterfeit substance” means a controlled dangerous substance, or its container or labeling, that:

- (1) without authorization, bears a likeness of the trademark, trade name, or other identifying mark, imprint, number, or device of a manufacturer, distributor, or dispenser other than the actual manufacturer, distributor, or dispenser; and
- (2) thereby falsely purports or is represented to be the product of, or to have been distributed by, the other manufacturer, distributor, or dispenser.

(b) Except as otherwise provided in this title, a person may not:

- (1) create or distribute a counterfeit substance; or
- (2) possess a counterfeit substance with intent to distribute it.