

(2002 Volume and 2004 Supplement)

BY repealing and reenacting, with amendments,

Article - Criminal Law

Section 10-111(b)

Annotated Code of Maryland

(2002 Volume and 2004 Supplement)

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

Article - Criminal Law

10-111.

(a) (1) In this section the following words have the meanings indicated.

(2) "Bodily fluid" means blood, urine, saliva, or other bodily fluid.

(3) "Bodily fluid adulterant" means any substance or chemical that is intended, for the purpose of altering the results of a drug or alcohol screening test, to be:

(i) consumed by a person;

(ii) introduced into the body of a person; or

(iii) added to a sample of bodily fluid.

(4) "Controlled dangerous substance" has the meaning stated in § 5-101 of this article.

(5) "Drug" has the meaning stated in § 5-101 of this article.

(6) "Drug or alcohol screening test" means an analysis of a sample of bodily fluid collected from a person for the purpose of detecting the presence of alcohol, drugs, or a controlled dangerous substance in the bodily fluid of the person.

(b) A person may not, with intent to defraud or alter the outcome of a drug or alcohol screening test:

(1) alter a bodily fluid sample;

(2) substitute a bodily fluid sample, IN WHOLE OR IN PART, with:

(I) a bodily fluid sample of another person or animal; OR

(II) ANY OTHER SUBSTANCE;

(3) possess or use a bodily fluid adulterant;

(4) sell, distribute, or offer to sell or distribute:

(i) any bodily fluid from a human or any animal; or