

CHAPTER 97

(Senate Bill 513)

AN ACT concerning

Criminal Law - Altering the Results of a Drug or Alcohol Screening Test - Penalties

FOR the purpose of prohibiting a person, with intent to defraud or alter the outcome of a certain drug or alcohol screening test, from altering certain bodily fluid, substituting a certain sample with another, or possessing or using a certain bodily fluid adulterant; prohibiting a person, with intent to defraud or alter the outcome of a certain drug or alcohol screening test, from selling, distributing, offering to sell or distribute, or transporting into the State, certain bodily fluids or bodily fluid adulterants; establishing certain penalties; defining certain terms; and generally relating to certain drug or alcohol screening tests.

BY adding to

Article - Criminal Law

Section 10-111

Annotated Code of Maryland

(2002 Volume)

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