

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 5-619(a) of Article - Criminal Law of the Annotated Code of Maryland (as enacted by Chapter 26 (H.B.11) of the Acts of the General Assembly of 2002) be repealed.

SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 5-619(b) through (f), respectively, of Article - Criminal Law of the Annotated Code of Maryland (as enacted by Chapter 26 (H.B.11) of the Acts of the General Assembly of 2002) be renumbered to be Section(s) 5-619(a) through (e), respectively.

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

### Article - Criminal Law

5-101.

(O) (1) "DRUG PARAPHERNALIA" MEANS EQUIPMENT, A PRODUCT, OR MATERIAL THAT IS USED, INTENDED FOR USE, OR DESIGNED FOR USE, IN:

(I) PLANTING, PROPAGATING, CULTIVATING, GROWING, HARVESTING, MANUFACTURING, COMPOUNDING, CONVERTING, PRODUCING, PROCESSING, PREPARING, TESTING, ANALYZING, PACKAGING, REPACKAGING, STORING, CONTAINING, OR CONCEALING A CONTROLLED DANGEROUS SUBSTANCE IN VIOLATION OF THIS TITLE; OR

(II) INJECTING, INGESTING, INHALING, OR OTHERWISE INTRODUCING INTO THE HUMAN BODY A CONTROLLED DANGEROUS SUBSTANCE IN VIOLATION OF THIS TITLE.

(2) "DRUG PARAPHERNALIA" INCLUDES:

(I) A KIT USED, INTENDED FOR USE, OR DESIGNED FOR USE IN PLANTING, PROPAGATING, CULTIVATING, GROWING, OR HARVESTING ANY SPECIES OF PLANT THAT IS A CONTROLLED DANGEROUS SUBSTANCE OR FROM WHICH A CONTROLLED DANGEROUS SUBSTANCE CAN BE DERIVED;

(II) A KIT USED, INTENDED FOR USE, OR DESIGNED FOR USE IN MANUFACTURING, COMPOUNDING, CONVERTING, PRODUCING, PROCESSING, OR PREPARING A CONTROLLED DANGEROUS SUBSTANCE;

(III) AN ISOMERIZATION DEVICE USED, INTENDED FOR USE, OR DESIGNED FOR USE IN INCREASING THE POTENCY OF ANY SPECIES OF PLANT THAT IS A CONTROLLED DANGEROUS SUBSTANCE;

(IV) TESTING EQUIPMENT USED, INTENDED FOR USE, OR DESIGNED FOR USE IN IDENTIFYING OR IN ANALYZING THE STRENGTH, EFFECTIVENESS, OR PURITY OF A CONTROLLED DANGEROUS SUBSTANCE;

(V) A SCALE OR BALANCE USED, INTENDED FOR USE, OR DESIGNED FOR USE IN WEIGHING OR MEASURING A CONTROLLED DANGEROUS SUBSTANCE;