

In paragraph (2) of this subsection, the former reference to substances "as ... set in Article 2B of the Code" is deleted as unnecessary and to clarify that none of the listed substances is a "controlled dangerous substance".

(G) CONTROLLED PARAPHERNALIA.

"CONTROLLED PARAPHERNALIA" MEANS:

(1) A HYPODERMIC SYRINGE, NEEDLE, OR ANY OTHER OBJECT OR COMBINATION OF OBJECTS ADAPTED TO ADMINISTER A CONTROLLED DANGEROUS SUBSTANCE BY HYPODERMIC INJECTION;

(2) A GELATIN CAPSULE, GLASSINE ENVELOPE, OR OTHER CONTAINER SUITABLE FOR PACKAGING INDIVIDUAL QUANTITIES OF A CONTROLLED DANGEROUS SUBSTANCE; OR

(3) LACTOSE, QUININE, MANNITE, MANNITOL, DEXTROSE, SUCROSE, PROCAINE HYDROCHLORIDE, OR ANY OTHER SUBSTANCE SUITABLE AS A DILUENT OR ADULTERANT.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 287(d), as it defined controlled paraphernalia.

As to the balance of former Art. 27, § 287(d), relating to evidence of controlled paraphernalia, see § 5-611(b)(1) and (2).

In item (1) of this subsection, the reference to an "object" is substituted for the former reference to an "instrument or implement" for brevity.

(H) DELIVER.

"DELIVER" MEANS TO MAKE AN ACTUAL, CONSTRUCTIVE, OR ATTEMPTED TRANSFER OR EXCHANGE FROM ONE PERSON TO ANOTHER WHETHER OR NOT REMUNERATION IS PAID OR AN AGENCY RELATIONSHIP EXISTS.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 277(i).

The former defined term "delivery" is deleted as unnecessary in light of the defined term "deliver".

The former reference to "a controlled dangerous substance" is deleted as misleading because the term "deliver" in this title is not used solely in connection with controlled dangerous substances.

Defined term: "Person" § 1-101

(I) DEPARTMENT.

"DEPARTMENT" MEANS THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 277(h).