

(2) WHERE CONTROLLED DANGEROUS SUBSTANCES OR CONTROLLED PARAPHERNALIA ARE MANUFACTURED, DISTRIBUTED, DISPENSED, STORED, OR CONCEALED ILLEGALLY.

(B) IN GENERAL.

A PERSON MAY NOT KEEP A COMMON NUISANCE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 286(a)(5).

In subsection (a)(1) of this section, the reference to "individuals" is substituted for the former reference to "drug abusers" to clarify that proving an individual's status as a "drug abuser" is not an element of the crime of keeping or maintaining a common nuisance.

In subsection (a)(2) of this section, the former reference to controlled paraphernalia "as defined in § 287(d) of this subheading" is deleted in light of the definition of the term in § 5-101 of this title.

Defined terms: "Administer" § 5-101

"Controlled paraphernalia" § 5-101

"Controlled dangerous substance" § 5-101

"Dispense" § 5-101

"Distribute" § 5-101

"Manufacture" § 5-101

"Person" § 1-101

5-606. FALSE PRESCRIPTION.

(A) PROHIBITED.

EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT PASS, ISSUE, MAKE, OR POSSESS A FALSE, COUNTERFEIT, OR ALTERED PRESCRIPTION FOR A CONTROLLED DANGEROUS SUBSTANCE WITH INTENT TO DISTRIBUTE THE CONTROLLED DANGEROUS SUBSTANCE.

(B) INFORMATION NOT PRIVILEGED.

INFORMATION THAT IS COMMUNICATED TO AN AUTHORIZED PRESCRIBER IN AN EFFORT TO OBTAIN A CONTROLLED DANGEROUS SUBSTANCE IN VIOLATION OF SUBSECTION (A) OF THIS SECTION IS NOT A PRIVILEGED COMMUNICATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 286(a)(6).

In subsection (a) of this section, the reference to "issu[ing]" a prescription is substituted for the former reference to "utter[ing]" a prescription for consistency within this article.

Also in subsection (a) of this section, the former reference to "prescriptions" is deleted in light of Art. 1, § 8, which provides that the singular includes the plural.