

# HOUSE BILL 1366

I3, E4

8lr3192

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By: **Delegate Wilson**

Introduced and read first time: February 9, 2018

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Schedule I Controlled Dangerous Substances – Advertisement – Prohibited**

3 FOR the purpose of prohibiting a certain person from advertising, allowing to be advertised,  
4 or calling to public attention a Schedule I controlled dangerous substance;  
5 authorizing the Attorney General to initiate a civil action against any person who  
6 violates this Act to recover for the State a certain penalty; providing for the  
7 application of this Act; and generally relating to prohibiting the advertisement of  
8 Schedule I controlled dangerous substances.

9 BY adding to

10 Article – Commercial Law

11 Section 14–1326

12 Annotated Code of Maryland

13 (2013 Replacement Volume and 2017 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

15 That the Laws of Maryland read as follows:

16 **Article – Commercial Law**

17 **14–1326.**

18 **(A) THIS SECTION DOES NOT APPLY TO:**

19 **(1) A GOVERNMENTAL UNIT;**

20 **(2) A HEALTH OR MEDICAL AGENCY APPROVED BY THE SECRETARY**  
21 **OF HEALTH;**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(3) A MEDICAL, PHARMACEUTICAL, OR OTHER PROFESSIONAL**  
2 **PUBLICATION NOT PUBLICLY DISTRIBUTED; OR**

3           **(4) A NEWS ITEM OR ARTICLE PUBLISHED IN A NEWSPAPER,**  
4 **MAGAZINE, OR BOOK.**

5           **(B) A PERSON MAY NOT ADVERTISE, ALLOW TO BE ADVERTISED, OR CALL**  
6 **TO PUBLIC ATTENTION A SCHEDULE I CONTROLLED DANGEROUS SUBSTANCE**  
7 **LISTED UNDER § 5-402 OF THE CRIMINAL LAW ARTICLE.**

8           **(C) THE ATTORNEY GENERAL MAY INITIATE A CIVIL ACTION AGAINST ANY**  
9 **PERSON WHO VIOLATES THIS SECTION TO RECOVER FOR THE STATE A PENALTY NOT**  
10 **TO EXCEED \$500 FOR EACH VIOLATION.**

11           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2018.