

# HOUSE BILL 99

E1

6lr0507

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By: **Delegate B. Wilson**

Introduced and read first time: January 18, 2016

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Synthetic Cannabinoids – Prohibition**

3 FOR the purpose of prohibiting a person from deliberately using, ingesting, possessing, or  
4 inhaling a certain synthetic cannabinoid in an amount that causes a certain effect  
5 on the brain or nervous system; providing penalties for a violation of this Act;  
6 defining a certain term; and generally relating to synthetic cannabinoids.

7 BY adding to

8 Article – Criminal Law

9 Section 5–711

10 Annotated Code of Maryland

11 (2012 Replacement Volume and 2015 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
13 That the Laws of Maryland read as follows:

14 **Article – Criminal Law**

15 **5–711.**

16 **(A) (1) IN THIS SECTION, “SYNTHETIC CANNABINOID” MEANS A**  
17 **SYNTHETIC CHEMICAL COMPOUND THAT IS A CANNABINOID RECEPTOR AGONIST**  
18 **AND THAT MIMICS THE PHARMACOLOGICAL EFFECT OF A NATURALLY OCCURRING**  
19 **CANNABINOID OR A CONTROLLED DANGEROUS SUBSTANCE LISTED IN SCHEDULE I**  
20 **OR SCHEDULE II.**

21 **(2) “SYNTHETIC CANNABINOID” INCLUDES A SUBSTANCE OR AN**  
22 **ANALOG OF A SUBSTANCE THAT IS DESIGNED, GENERATED, OR RECOMBINED TO**  
23 **CREATE A NEW STRUCTURE USING A THREE–COMPONENT PHARMACOPHORE MODEL**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 AND THAT CONTAINS ONE OR MORE PHARMACOPHORES OR COMPONENTS OF A  
2 CONTROLLED DANGEROUS SUBSTANCE LISTED IN SCHEDULE I OR SCHEDULE II.

3 (3) "SYNTHETIC CANNABINOID" DOES NOT INCLUDE ANY DRUG THAT  
4 HAS BEEN APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION.

5 (B) A PERSON MAY NOT DELIBERATELY USE, INGEST, POSSESS, OR INHALE  
6 A SYNTHETIC CANNABINOID IN AN AMOUNT THAT CAUSES INTOXICATION,  
7 EXCITEMENT, STUPEFACTION, OR DULLING OF THE BRAIN OR NERVOUS SYSTEM.

8 (C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR  
9 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A  
10 FINE NOT EXCEEDING \$500 OR BOTH.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 October 1, 2016.