

to follow immediately after Section 302 (f) of Article 27 of the Annotated Code of Maryland (1971 Replacement Volume), title "Crimes and Punishments," subtitle "Crimes and Punishments," subheading "Health—Controlled Dangerous Substances," to amend the laws of this State concerning Controlled Dangerous Substances, to correct certain language and references therein, to make certain technical changes in the definitions of the Controlled Dangerous Substances Law, ~~to give the Department of Health and Mental Hygiene the power to administer the provisions of this law and to give said Department the power to add, delete or re-schedule substances, with certain exceptions,~~ to provide for an additional Schedule of Controlled Dangerous Substances in order to conform with Federal Law and relating generally to the Controlled Dangerous Substances Law.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 277 (a), (e), (f), (j), (k), (l), (m), (p), (q), and (t), 278 (a), 279, 281 (a), (f), and (h), 282 (c), 283, 285 (b) and (c), 286 (b), 287 (d), 288 (a), and 302 (c) and (f) of Article 27 of the Annotated Code of Maryland (1971 Replacement Volume), title "Crimes and Punishments," subtitle "Crimes and Punishments," subheading "Health—Controlled Dangerous Substances," be and they are hereby repealed and re-enacted, with amendments; and that new Section 302 (h) be and it is hereby added to said Article, title, subtitle, subheading of said Code, to follow immediately after Section 302 (f) thereof, and all to read as follows:

277.

(a) "Administer" shall mean ~~to~~ introduce a substance into the system of a human being or animal by injection, inhalation, ingestion, application to the skin, or any combination thereof or by any other means. ~~the direct application of a controlled dangerous substance, whether by injection, inhalation, ingestion, or any other means, to the body of a patient or research subject by: (1) a practitioner (or, in his presence, by his authorized agent), or (2) the patient or research subject at the direction and in the presence of the practitioner.~~

(e) ["Control" shall mean the power of the Department to add, remove, or change the placement of a drug, substance, or immediate precursor under Sections 278 and 279 of this subheading as amended from time to time.]

(f) "Controlled Dangerous Substance" shall mean any drug, substance or immediate precursor in Schedules I through ~~IV~~ V of this subheading. The term shall not include distilled spirits, wine, malt beverages or tobacco as those terms are set in Article 2B of the Code.

(j) "Depressant or stimulant drug" shall mean—

(i) a drug which contains any quantity of (a) barbituric acid or any of the salts of barbituric acid; or (b) any derivative of barbituric acid which has been designated by the Secretary of Health, Education and Welfare as habit forming under Section 502 (d) of the ~~["~~ Federal Food, Drug, and Cosmetic Act ~~"]~~ (21 U. S. C. 352 (d)); or ~~["~~