

---

By: **Delegates Ports and Redmer**  
Introduced and read first time: February 12, 2002  
Assigned to: Rules and Executive Nominations

---

A BILL ENTITLED

1 AN ACT concerning

2 **Controlled Dangerous Substances - Use of Minors - Penalties**

3 FOR the purpose of altering the penalty for a person convicted of using a minor to  
4 commit certain controlled dangerous substance crimes or of bringing a minor  
5 into the State in order to use the minor to commit certain controlled dangerous  
6 substance crimes; and generally relating to penalties for using a minor to  
7 commit certain controlled dangerous substance crimes.

8 BY repealing and reenacting, with amendments,  
9 Article - Criminal Law  
10 Section 5-628  
11 Annotated Code of Maryland  
12 (As enacted by Chapter \_\_\_\_\_ (H.B. 11) of the Acts of the General Assembly of  
13 2002)

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

16 **Article - Criminal Law**

17 5-628.

18 (a) (1) (i) Except as provided in subparagraph (ii) of this paragraph, a  
19 person may not hire, solicit, engage, or use a minor to manufacture, deliver, or  
20 distribute on behalf of that person a controlled dangerous substance in sufficient  
21 quantity to reasonably indicate under all the circumstances an intent to distribute  
22 the controlled dangerous substance.

23 (ii) This paragraph does not prohibit a person from hiring,  
24 soliciting, engaging, or using a minor to manufacture, deliver, or distribute a  
25 controlled dangerous substance if the manufacturing, delivering, or distributing has a  
26 lawful purpose.

1           (2)     A person may not transport, carry, or otherwise bring a minor into  
2 the State to use the minor to violate this section or § 5-602, § 5-603, § 5-604, § 5-605,  
3 § 5-606, § 5-612, § 5-613, § 5-617, or § 5-627 of this subtitle.

4     (b)     A person who violates this section is guilty of a felony and on conviction is  
5 subject to imprisonment not exceeding 20 years or a fine not exceeding [\$20,000]  
6 \$50,000 or both.

7     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
8 October 1, 2002.