
By: **Senator Jimeno**

Introduced and read first time: February 4, 2005

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Crimes - Controlled Dangerous Substances - 3,**
3 **4-Methylenedioxymethamphetamine (MDMA)**

4 FOR the purpose of making certain criminal penalties relating to controlled
5 dangerous substances apply to any amount of 3, 4-
6 methylenedioxymethamphetamine (MDMA); providing that a certain amount of
7 3, 4-methylenedioxymethamphetamine (MDMA) subjects the violator to a
8 certain fine and a certain mandatory minimum term of imprisonment with,
9 except under a certain circumstance, no opportunity for parole; and generally
10 relating to crimes involving controlled dangerous substances.

11 BY repealing and reenacting, with amendments,

12 Article - Criminal Law

13 Section 5-609(a)(9) and 5-612(a)

14 Annotated Code of Maryland

15 (2002 Volume and 2004 Supplement)

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

18 **Article - Criminal Law**

19 5-609.

20 (a) Except as otherwise provided in this section, a person who violates a
21 provision of §§ 5-602 through 5-606 of this subtitle with respect to any of the
22 following controlled dangerous substances is guilty of a felony and on conviction is
23 subject to imprisonment not exceeding 20 years or a fine not exceeding \$20,000 or
24 both:

25 (9) [750 grams or more of] 3, 4-methylenedioxymethamphetamine
26 (MDMA).

1 5-612.

2 (a) A person who violates § 5-602 of this subtitle with respect to any of the
3 following controlled dangerous substances in the amounts indicated is subject on
4 conviction to a fine not exceeding \$100,000 and the enhanced penalty provided in
5 subsection (c) of this section:

6 (1) 50 pounds or more of marijuana;

7 (2) 448 grams or more of cocaine;

8 (3) 448 grams or more of any mixture containing a detectable amount of
9 cocaine;

10 (4) 50 grams or more of cocaine base, commonly known as "crack";

11 (5) 28 grams or more of morphine or opium or any derivative, salt,
12 isomer, or salt of an isomer of morphine or opium;

13 (6) any mixture containing 28 grams or more of morphine or opium or
14 any derivative, salt, isomer, or salt of an isomer of morphine or opium;

15 (7) 1,000 dosage units or more of lysergic acid diethylamide;

16 (8) any mixture containing the equivalent of 1,000 dosage units of
17 lysergic acid diethylamide;

18 (9) 16 ounces or more of phencyclidine in liquid form;

19 (10) 448 grams or more of any mixture containing phencyclidine;

20 (11) 448 grams or more of methamphetamine; [or]

21 (12) any mixture containing 448 grams or more of methamphetamine; OR

22 (13) 750 GRAMS OR MORE OF 3, 4-METHYLENEDIOXYMETHAMPHETAMINE
23 (MDMA).

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2005.