

# HOUSE BILL 992

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7lr2721

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By: **Delegates McConkey and Sophocleus**

Introduced and read first time: February 8, 2017

Assigned to: Judiciary

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## A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure – Sentencing – Substance–Related Disorder – Sudden**  
3 **Cessation**

4 FOR the purpose of requiring a certain court to give a certain defendant an opportunity to  
5 address a certain substance–related disorder by means of sudden cessation of  
6 substance abuse that may include certain treatment in lieu of participating in a  
7 certain program under certain circumstances; defining a certain term; and generally  
8 relating to sentencing.

9 BY adding to

10 Article – Criminal Procedure  
11 Section 6–234  
12 Annotated Code of Maryland  
13 (2008 Replacement Volume and 2016 Supplement)

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

16 **Article – Criminal Procedure**

17 **6–234.**

18 **(A) IN THIS SECTION, “SUBSTANCE–RELATED DISORDER” HAS THE**  
19 **MEANING STATED IN § 7.5–101 OF THE HEALTH – GENERAL ARTICLE.**

20 **(B) IF THE COURT ORDERS A DEFENDANT, AS A CONDITION OF SENTENCING**  
21 **IN A CRIMINAL CASE, TO PARTICIPATE IN A TREATMENT PROGRAM FOR A**  
22 **SUBSTANCE–RELATED DISORDER, THE COURT SHALL GIVE THE DEFENDANT, AT THE**  
23 **REQUEST OF THE DEFENDANT, AN OPPORTUNITY TO ADDRESS THE**  
24 **SUBSTANCE–RELATED DISORDER BY MEANS OF SUDDEN CESSATION OF SUBSTANCE**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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1 **ABUSE THAT MAY INCLUDE TREATMENT THAT DOES NOT INVOLVE THE USE OF A**  
2 **CONTROLLED DANGEROUS SUBSTANCE, IN LIEU OF PARTICIPATION IN THE**  
3 **TREATMENT PROGRAM.**

4           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 2017.