

SB0435/983727/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 435
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**Public Health**” and substitute “**Criminal Law – Schedule III Controlled Dangerous Substances**”; in the same line, strike “**Consumer Protection Act**”; strike beginning with “prohibiting” in line 3 down through “Fund” in line 11 and substitute “establishing medetomidine and xylazine as Schedule III controlled dangerous substances under the Maryland Controlled Dangerous Substances Act”; in line 12, strike “products”; and strike in their entirety lines 13 through 28, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article - Criminal Law

Section 5-404

Annotated Code of Maryland

(2021 Replacement Volume and 2025 Supplement)”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 3 on page 2 through line 2 on page 4, inclusive, and substitute:

“Article – Criminal Law

5–404.

(a) Schedule III consists of:

(1) MEDETOMIDINE;

(2) XYLAZINE; AND

(3) each controlled dangerous substance by whatever official name, common or usual name, chemical name, or brand name:

[(1)] (I) added to Schedule III by the Department under § 5–202(b) of this title; or

[(2)] (II) designated as a Schedule III controlled dangerous substance by the federal government unless the Department objects under § 5–202(f) of this title.

(b) The Department may not add a substance to Schedule III under § 5–202 of this title unless the Department finds:

(1) a potential for abuse of the substance that is less than that for the substances listed in Schedule I and Schedule II;

(2) well documented and approved medical use of the substance in the United States; and

(3) evidence that abuse of the substance may lead to moderate or low physical dependence or high psychological dependence.”.