

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 612

H. P. 457

House of Representatives, February 4, 1971

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Marsteller of Freeport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to the Sale and Possession of LSD.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 22, § 2212-B, amended. Section 2212-B of Title 22 of the Revised Statutes, as enacted by section 5 of chapter 390 of the public laws of 1967, and as amended by section 3 of chapter 443 of the public laws of 1969, is further amended to read as follows:

§ 2212-B. Possession of certain drugs

Whoever, except the laboratory of the Department of Health and Welfare, and research centers and laboratories licensed under section 2368-A is found in possession of d-lysergic acid diethylamide (LSD-25), mescaline and its salts, dimethyltryptamine (DMT), psilocin or psilocybin, shall upon conviction thereof be punished by a fine of not more than \$1,000 or by imprisonment for not ~~more~~ less than 2 nor more than 8 years, or by both.

Sec. 2. R. S., T. 22, § 2212-C, additional. Title 22 of the Revised Statutes, is amended by adding a new section 2212-C to read as follows:

§ 2212-C. Selling of certain drugs

Whoever, except the laboratory of the Department of Health and Welfare, and research centers and laboratories licensed under section 2368-A, sells, exchanges, delivers, barter, gives or furnishes d-lysergic acid diethylamide (LSD-25), mescaline and its salts, dimethyltryptamine (DMT), psilocin or psilocybin shall upon conviction thereof be punished by a fine of not more than \$3,000 or by imprisonment for not less than 3 nor more than 8 years, or by both.

STATEMENT OF FACT

The purpose of section 1 of this bill is to increase the penalty for possession of LSD and make it consistent with the other drug laws. Section 2 creates a new crime of the selling of LSD which section is necessary for the proper enforcement of the drug laws.