

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 785

H. P. 594

House of Representatives, February 12, 1972

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

E. LOUISE LINCOLN, Clerk

Presented by Mr. Faucher of Solon.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT Relating to Possession of Marijuana, Peyote or Mescaline.

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

R. S., T. 22, § 2383, sub-§ 1, amended. Subsection 1 of section 2383 of Title 22 of the Revised Statutes, as enacted by section 7 of chapter 443 of the public laws of 1969 and as amended by section 2 of chapter 472 of the public laws of 1971, is further amended to read as follows:

1. **Manufacture or possess.** Whoever manufactures, cultivates, grows, possesses or has under his control **one ounce or less** of Cannabis, Mescaline or Peyote, except as authorized by this chapter, shall be punished, for the first offense, by a fine of not more than \$1,000 and by imprisonment for not more than 11 months; and, for any subsequent offense, by a fine of not more than \$2,000 and by imprisonment for not more than 2 years.

Whoever manufactures, cultivates, grows, possesses or has under his control more than one ounce of Cannabis, Mescaline or Peyote, except as authorized by this chapter, shall be punished, for the first offense by a fine of not more than \$2,000 and by imprisonment for not more than 2 years; and, for any subsequent offense, by a fine of not more than \$5,000 and by imprisonment for not more than 5 years.

STATEMENT OF FACT

The purpose of this bill is to make the possession or growing of certain drugs a felony if there is more than one ounce of the drug involved.