



## **118th MAINE LEGISLATURE**

## **FIRST REGULAR SESSION-1997**

Legislative Document

No. 1026

H.P. 749

House of Representatives, February 13, 1997

An Act to Reduce the Presumptive Amount for Trafficking in Marijuana from 2 Pounds to One Pound.

Reference to the Committee on Criminal Justice suggested and ordered printed.

**JOSEPH W. MAYO, Clerk** 

Presented by Representative WHEELER of Bridgewater. Cosponsored by Senator HALL of Piscataquis and Representatives: AHEARNE of Madawaska, CLARK of Millinocket, CLUKEY of Houlton, DEXTER of Kingfield, GIERINGER of Portland, JONES of Greenville, O'NEAL of Limestone, PAUL of Sanford.

_	Be it enacted by the People of the State of Maine as follows:
2	Sec. 1. 17-A MRSA §1101, sub-§17, ¶D, as amended by PL 1977,
4	c. 647, §1, is further amended to read:
6	D. To possess with the intent to do any act mentioned in paragraph C, except that possession of 2-peunds <u>453 grams</u> or
8	less of marijuana with such intent shallbe <u>is</u> deemed furnishing.
10	
12	Sec. 2. 17-A MRSA $1103$ , sub- $2$ , $B$ , as amended by PL 1989, c. 850, $3$ , is further amended to read:
14	B. A Class C crime if the drug is a schedule X drug, if it is marijuana in a quantity of more than 2-pounds <u>453 grams</u>
16	or if it is marijuana and the person grows or cultivates 100 or more plants; or
18	Sec. 3. 17-A MRSA §1103, sub-§3, ¶A, as enacted by PL 1989, c.
20	924, $\S$ 8, is amended to read:
22	A. More than 2-pounds <u>453 grams</u> of marijuana;
24	
26	SUMMARY
28	This bill reduces the amount of marijuana required to constitute the Class C crime of unlawful trafficking from 2
30	pounds to 453 grams and reduces the presumptive amount of

marijuana for unlawful trafficking from 2 pounds to 453 grams.