

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 1725

S.P. 565

In Senate, March 21, 2001

**An Act to Prevent Interstate and International Smuggling of Illegal
Drugs Into the State by Creating the Crime of Illegal Importation of
Scheduled Drugs.**

(AFTER DEADLINE)

Submitted by the Department of the Attorney General and approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205
Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator SHOREY of Washington.
Cosponsored by Representative POVICH of Ellsworth and
Senator McALEVEY of York, Representatives: PEAVEY of Woolwich, QUINT of Portland,
SCHNEIDER of Durham, SNOWE-MELLO of Poland, WHEELER of Bridgewater.

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

4 **Sec. 1. 17-A MRSA §1118** is enacted to read:

6 **§1118. Illegal importation of scheduled drugs**

8 1. A person is guilty of illegal importation of scheduled
10 drugs if the person intentionally or knowingly brings, carries or
12 transports a scheduled drug other than marijuana into the State
from another state or country, unless the person is authorized to
import or to possess the scheduled drug under Title 22 or Title
32 or under any law of the United States, of another state or of
a foreign country.

14 2. A violation of this section is:

16 A. A Class C crime if the drug is a schedule W drug; and

18 B. A Class D crime if the drug is a schedule X, Y or Z drug.

20 **SUMMARY**

22
24 This bill creates a new crime of "illegal importation of
26 scheduled drugs" with penalties that are the same as for
28 unlawfully furnishing scheduled drugs under the Maine Revised
30 Statutes, Title 17-A, section 1106. Marijuana is not included
under the new crime. The law does not apply to any person with a
lawful prescription for the drug.