

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL NO. 72

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “penalty” and substitute “fine”; in the same line, after “convicted” insert “of a first offense”; in line 4, after “marijuana;” insert “increasing the penalties for persons convicted of a second or subsequent offense of the unlawful use or possession of marijuana;”; and in line 8, after “287” insert “and 293(a)”.

AMENDMENT NO. 2

On page 2, in line 31, after “(e)” insert “(1)”; in the same line, strike “Any” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, ANY”; and after line 36, insert:

“(2) A PERSON CONVICTED OF A VIOLATION OF THIS SECTION INVOLVING THE USE OR POSSESSION OF MARIJUANA SHALL BE PUNISHED BY:

(I) FOR A FIRST OFFENSE, IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR A FINE NOT TO EXCEED \$10,000 OR BOTH; OR

(II) FOR A SECOND OR SUBSEQUENT OFFENSE, IMPRISONMENT FOR NOT MORE THAN 4 YEARS OR A FINE NOT TO EXCEED \$25,000 OR BOTH.”.

AMENDMENT NO. 3

On page 2, before line 37, insert:

“293.

(a) [Any] EXCEPT AS PROVIDED IN § 287(E)(2) OF THIS SUBHEADING, ANY person convicted of any offense under this subheading is, if the offense is a second or subsequent offense, punishable by a term of imprisonment twice that otherwise authorized, by twice the fine otherwise authorized, or by both.”.

