

2021 Regular Session

HOUSE BILL NO. 652

BY REPRESENTATIVE GLOVER

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CONTROLLED SUBSTANCES: Provides relative to penalties for possession of marijuana

1 AN ACT

2 To amend and reenact R.S. 40:966(C)(2)(a), relative to marijuana; to provide relative to
3 penalties for possession of marijuana; to amend criminal penalties for a first or
4 subsequent conviction of possession of marijuana; to provide relative to penalties for
5 the possession of certain amounts; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:966(C)(2)(a) is hereby amended and reenacted to read as follows:

8 §966. Penalty for distribution or possession with intent to distribute narcotic drugs
9 listed in Schedule I; possession of marijuana, synthetic cannabinoids, and
10 heroin

11 * * *

12 C. Possession. It is unlawful for any person knowingly or intentionally to
13 possess a controlled dangerous substance classified in Schedule I unless such
14 substance was obtained directly, or pursuant to a valid prescription or order, from a
15 practitioner or as provided in R.S. 40:978, while acting in the course of his
16 professional practice, or except as otherwise authorized by this Part. Any person
17 who violates this Subsection with respect to:

18 * * *

19 (2) A substance classified in Schedule I that is marijuana,
20 tetrahydrocannabinol, or chemical derivatives thereof, shall be punished as follows:

Proposed law provides for enforcement of proposed law by use of summons.

(Amends R.S. 40:966(C)(2)(a))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Restore present law penalties for first convictions of possession of marijuana of 14 grams or less.
2. Provide that present law penalties of a fine of not more than \$300 or imprisonment in the parish jail for not more than 15 days, or both for the possession of 14 grams or less apply to second and subsequent convictions.