

HOUSE BILL NO. 413

INTRODUCED BY BRANDEWIE, MERCER, RAMIREZ, CONNELLY,
PECK, SANDS, BACHINI, J. BROWN, GRADY

IN THE HOUSE

JANUARY 23, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON JUDICIARY.

FEBRUARY 6, 1987 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

FEBRUARY 7, 1987 PRINTING REPORT.

FEBRUARY 9, 1987 SECOND READING, DO PASS.

FEBRUARY 10, 1987 ENGROSSING REPORT.

 THIRD READING, PASSED.
 AYES, 74; NOES, 24.

 TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 11, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON JUDICIARY.

MARCH 7, 1987 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

MARCH 12, 1987 SECOND READING, CONCURRED IN.

MARCH 14, 1987 THIRD READING, CONCURRED IN.
 AYES, 40; NOES, 10.

 RETURNED TO HOUSE.

IN THE HOUSE

MARCH 14, 1987 RECEIVED FROM SENATE.

 SENT TO ENROLLING.

1 House BILL NO. 413
 2 INTRODUCED BY MERCER Rammies, Comm.
 3 Sen. B. Beck Sen. Sandra Beckman J. Brown Duddy

4 A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE AMOUNT OF
 5 MARIJUANA REQUIRED FOR COMMISSION OF THE OFFENSE OF CRIMINAL
 6 POSSESSION WITH INTENT TO SELL; AND AMENDING SECTION
 7 45-9-103, MCA."

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 45-9-103, MCA, is amended to read:

11 "45-9-103. Criminal possession with intent to sell.

12 (1) A person commits the offense of criminal possession with
 13 intent to sell if he possesses with intent to sell any
 14 dangerous drug as defined in 50-32-101. ~~No person commits~~
 15 ~~the offense of criminal possession with intent to sell~~
 16 ~~marijuana unless he possesses 1 kilogram or more.~~

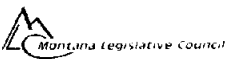
17 (2) A person convicted of criminal possession of an
 18 opiate, as defined in 50-32-101(19), with intent to sell
 19 shall be imprisoned in the state prison for a term of not
 20 less than 2 years or more than 20 years and may be fined not
 21 more than \$50,000, except as provided in 46-18-222.

22 (3) A person convicted of criminal possession with
 23 intent to sell not otherwise provided for in subsection (2)
 24 shall be imprisoned in the state prison for a term of not
 25 more than 20 years or be fined an amount not to exceed

1 \$50,000, or both.

2 (4) Practitioners and agents under their supervision
 3 acting in the course of a professional practice as defined
 4 by 50-32-101 are exempt from this section."

-End-



-2- INTRODUCED BILL
 HB 413

APPROVED BY COMMITTEE
ON JUDICIARY

1 *House* BILL NO. *413*
2 INTRODUCED BY *Rep. [Signature]* *Merced Ramirez* *Connelly*
3 *Rep. [Signature]* *Sandra Bachman* *J. Brown*

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-2-
 THIRD READING
 HB-413

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