

# House Bill 10-1352 – Drug Bill Details

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## Schedule I – IV:

Possession of 4 grams or less of a Schedule I or II (excluding Meth) → F6.

- Possession of more than 4 grams → F4.

Possession of 2 grams or less of Meth → F6.

- Possession of more than 2 grams → F4.

Possession of a Schedule III, IV, or V → M1.

- Excluding the date rape drugs (flunitrazepam and Ketamine) which are being treated as if they were Schedule I (felony level; see above).

All of the above assume that there is no indication of manufacture, distribution or sale. Any such indication can result in being charged with manufacture, distribution, or sale (18-18-405).

Distribution of Schedule I or II → F3

Distribution of flunitrazepam or Ketamine → F3

- If subsequent to prior felony → F2

USE of any controlled substance, excluding marijuana and hash (see below) is now a M2 → think of USE in terms of it's in you instead of on you (you'll fail a urine test).

- Marijuana concentrate = hash

## Marijuana only:

Possession of 2 ounces or less → P2

Possession of more than 2 ounces but less than 6 ounces → M2

Possession of more than 6 ounces but less than 12 ounces → M1

Possession of more than 12 ounces → F6

USE of 2 ounces or less → P2

USE of more than 2 ounces → M2

Transferring 2 ounces or less for no cost → P2

Manufacturing marijuana or hash → F4 (F3 if subsequent to prior conviction)

Sell or manufacture with intent to sell :

- 5 pounds or less → F5
  - o Selling more than 2 ounces but less than 5 pounds to a minor (or less than 1 pound of hash) → F4
- More than 5 pounds but less than 100 pounds → F4
  - o More than 5 pounds of marijuana (or more than 1 pound of has) to a minor → F3
- More than 100 pounds → F3

Except for those who have permission for medical reasons, cultivating/growing marijuana:

- 6 or few plants → M1
- More than 6 but fewer than 30 plants → F5
- More than 30 plants → F4