

HOUSE No. 3490

By Mr. Mofenson of Newton, petition of David J. Mofenson and another that persons distributing or possessing with intent to distribute more than one-half an ounce of marijuana shall be treated as a possessor. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Three.

AN ACT AMENDING THE CONTROLLED SUBSTANCES ACT, CHAPTER 94C.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 32 of Chapter 94C is hereby amended
2 by adding the following paragraph at the end of the section:
3 "Notwithstanding the foregoing provisions of this section, any
4 person who violates this section by distributing or possessing
5 with intent to distribute not more than one half of an ounce of a
6 substance containing marijuana shall be treated as a possessor of
7 marijuana."

1 SECTION 2. Section 34 of Chapter 94C is hereby amended
2 by striking "of marijuana or" from the fourth sentence of the
3 first paragraph.

1 SECTION 3. Section 34 of Chapter 94C is hereby amended
2 by striking the last paragraph in its entirety.

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