

By Mr. Nagle of Northampton, petition of William P. Nagle, Jr., for legislation to make certain changes in the controlled substances law. The Judiciary.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

### AN ACT TO AMEND AND CLARIFY THE CONTROLLED SUBSTANCE ACT.

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

1 Chapter 94C is hereby amended in Section 47 as follows: —

2 1.) Subsection (a) is amended by inserting in line 2 after the  
3 word “conceal” the word — possess.

4 2.) Subsection (c) subparagraph (3) is stricken.

5 3.) Subsection (c) subparagraph (4) is stricken.

6 4.) Subsection (d) is amended by striking paragraph 2 and  
7 inserting a new paragraph as follows: —

8 The final order of the court shall provide that said moneys and  
9 the proceeds of such sale shall be distributed equally between the  
10 prosecuting district attorney or the attorney general or the  
11 commissioner of public safety, on behalf of the state police, and  
12 the city, town, or metropolitan district police department involved  
13 in the seizure. If more than one department was substantially  
14 involved in the seizure, the court having jurisdiction over the  
15 forfeiture proceeding shall distribute the fifty percent equitably  
16 among the departments.

17 5.) Subsection (d) paragraph (3) is amended in line 3 by  
18 inserting after the word “general”, the words — and the  
19 commissioner of public safety.

