
A BILL FOR AN ACT

RELATING TO MARIJUANA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 712-1248, Hawaii Revised Statutes, is
2 amended by amending subsection (1) to read as follows:

3 "(1) A person commits the offense of promoting a
4 detrimental drug in the second degree if the person knowingly:

5 (a) Possesses fifty or more capsules or tablets containing
6 one or more of the Schedule V substances;

7 (b) Possesses one or more preparations, compounds,
8 mixtures, or substances, of an aggregate weight of
9 one-eighth ounce or more, containing one or more of
10 the Schedule V substances;

11 (c) Possesses one or more preparations, compounds,
12 mixtures, or substances, of an aggregate weight of
13 [~~one ounce~~] thirty grams or more, containing any
14 marijuana; or

15 (d) Distributes any marijuana or any Schedule V substance
16 in any amount."



1 SECTION 2. Section 712-1249, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **"§712-1249 Promoting a detrimental drug in the third**
4 **degree.** (1) A person commits the offense of promoting a
5 detrimental drug in the third degree if the person knowingly
6 possesses any marijuana or any Schedule V substance in any
7 amount.

8 (2) Promoting a detrimental drug in the third degree is a
9 petty misdemeanor; provided that possession of [~~three grams~~]
10 fifteen grams or less of marijuana is a violation, punishable by
11 a fine of \$130."

12 SECTION 3. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Marijuana; Possession; Decriminalization

Description:

Changes the minimum amount of marijuana necessary for a person to commit the offense of promoting a detrimental drug in the second degree from one ounce to thirty grams. Increases the amount of marijuana a person may have for the offense of promoting a detrimental drug in the third degree to be a violation from three grams or less of marijuana to fifteen grams or less. (SD1)

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