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**Public Law**  
**124th Legislature**  
**First Regular Session**

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**Chapter 67**  
**H.P. 196 - L.D. 250**

**An Act To Streamline and Clarify Laws Pertaining  
to the Civil and Criminal Possession of Marijuana**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 17-A MRSA §1106, sub-§3, ¶A,** as enacted by PL 1989, c. 924, §12, is amended to read:

A. More than ~~1-1/4~~ 2 1/2 ounces of marijuana;

**Sec. 2. 17-A MRSA §1107-A, sub-§1, ¶F,** as enacted by PL 2001, c. 383, §127 and affected by §156, is amended to read:

F. A schedule Z drug. Violation of this paragraph is a Class E crime: unless the drug is marijuana, in which case a violation of this paragraph is:

(1) For possession of over 2 1/2 ounces to 8 ounces of marijuana, a Class E crime;

(2) For possession of over 8 ounces to 16 ounces of marijuana, a Class D crime;

(3) For possession of over one pound to 20 pounds of marijuana, a Class C crime; and

(4) For possession of over 20 pounds of marijuana, a Class B crime.

**Sec. 3. 22 MRSA §2383, sub-§1,** as amended by PL 2005, c. 386, Pt. DD, §3, is further amended to read:

**1. Marijuana.** Except as provided in section 2383-B, subsection 5, a person may not possess marijuana.

A. A person who possesses a usable amount of marijuana commits a civil violation for which a fine of not less than \$350 and not more than \$600 must be adjudged for possession of up to 1 1/4 ounces of marijuana and a fine of not less than \$700 and not more than \$1,000 must be adjudged for possession of over 1 1/4 ounces to 2 1/2 ounces of marijuana, none of which may be suspended.

~~B. A person who possesses a usable amount of marijuana after having previously violated this subsection within a 6-year period commits a civil violation for which a fine of \$550 must be adjudged, none of which may be suspended.~~

Effective September 12, 2009