

**S.F. No. 0023**

**Possession of nonplant form marihuana.**

Sponsored By: Joint Judiciary Interim Committee

AN ACT relating to controlled substances; providing penalties for possession of marihuana and tetrahydrocannabinols in nonplant form; and providing for an effective date.

12/19/2017 Bill Number Assigned  
2/9/2018 S Received for Introduction  
2/13/2018 S Introduced and Referred to S01 - Judiciary 24-6-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Burns, Christensen, Coe, Driskill, Ellis, Emerich, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Scott, Wasserburger

**Nays:** Senator(s) Bouchard, Case, Dockstader, Hastert, Rothfuss, Von Flatern

**Ayes 24 Nays 6 Excused 0 Absent 0 Conflicts 0**

2/16/2018 S01 - Judiciary:Recommend Do Pass 5-0-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Anselmi-Dalton, Christensen, Hicks, Kinskey, Nethercott

**Ayes 5 Nays 0 Excused 0 Absent 0 Conflicts 0**

2/16/2018 S Placed on General File  
2/23/2018 S COW:Passed  
2/27/2018 Motion to suspend SR 8-1:Passed 30-0-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Agar, Anderson, Anselmi-Dalton, Baldwin, Barnard, Bebout, Boner, Bouchard, Burns, Case, Christensen, Coe, Dockstader, Driskill, Ellis, Emerich, Hastert, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

**Ayes 30 Nays 0 Excused 0 Absent 0 Conflicts 0**

2/27/2018 S 2nd Reading:Passed

**SF0023S3001/FAILED**

Page 1-line 8 Delete "and" and insert ",".  
Page 1-line 9 After "(J)" insert "and (d)".

Page 3-after line 22 Insert:

(d) For purposes of determining the weights to be given the controlled substances under this section, the weights designated in this section shall include the weight of the controlled substance and the weight of any carrier element, cutting agent, diluting agent or any other substance excluding packaging material. It is an affirmative defense to subparagraphs (c) (i) (G) through (J) of this section that the total amount of marihuana or tetrahydrocannabinols in the possession of the person is not more than the amount contained in three (3) ounces of plant material as specified in subparagraph (c) (i) (A) of this section.

For purposes of this subsection, three (3) ounces of marihuana plant material shall be deemed to contain thirteen (13) grams of tetrahydrocannabinols." CASE

**ROLL CALL**

**Ayes:** Senator(s) Anselmi-Dalton, Baldwin, Bouchard, Burns, Case, Ellis, Emerich, Hastert, Meier, Pappas, Rothfuss, Scott, Von Flatern

**Nays:** Senator(s) Agar, Anderson, Barnard, Bebout, Boner, Christensen, Coe, Dockstader, Driskill, Hicks, Kinskey, Landen, Moniz, Nethercott, Perkins, Peterson, Wasserburger

**Ayes** 13      **Nays** 17      **Excused** 0      **Absent** 0      **Conflicts** 0

2/28/2018      S 3rd Reading:Passed 19-11-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Agar, Anderson, Bebout, Boner, Christensen, Coe, Dockstader, Driskill, Ellis, Hicks, Kinskey, Landen, Meier, Moniz, Nethercott, Perkins, Peterson, Scott, Wasserburger

**Nays:** Senator(s) Anselmi-Dalton, Baldwin, Barnard, Bouchard, Burns, Case, Emerich, Hastert, Pappas, Rothfuss, Von Flatern

**Ayes** 19      **Nays** 11      **Excused** 0      **Absent** 0      **Conflicts** 0

2/28/2018      H Received for Introduction

3/1/2018      H Introduced and Referred to H01 - Judiciary

3/5/2018      H01 - Judiciary:Recommend Amend and Do Pass 7-1-1-0-0

**ROLL CALL**

**Ayes:** Representative(s) Biteman, Jennings, Olsen, Pelkey, Salazar, Stith, Winters

**Nays:** Representative Pownall

**Excused:** Representative Kirkbride

**Ayes** 7      **Nays** 1      **Excused** 1      **Absent** 0      **Conflicts** 0

3/5/2018      H Placed on General File

3/7/2018      H Did Not Consider in COW