

1 HB376
2 138687-3
3 By Representatives Galliher, Ball, Treadaway and McCutcheon
4 RFD: Judiciary
5 First Read: 21-FEB-12

1 "(c) A person commits the crime of unlawful
2 possession with intent to distribute a controlled substance
3 if, except as otherwise authorized by law, he or she knowingly
4 possesses any of the following quantities of a controlled
5 substance:

6 "(1) More than eight grams, but less than 28 grams,
7 of cocaine or of any mixture containing cocaine.

8 "(2) More than two grams, but less than four grams,
9 of any morphine, opium, or any salt, isomer, or salt of an
10 isomer thereof, including heroin.

11 "(3) More than eight grams, but less than 28 grams,
12 of 3,4-methylenedioxy amphetamine, or of any mixture
13 containing 3,4-methylenedioxy amphetamine.

14 "(4) More than eight grams, but less than 28 grams,
15 of 5-methoxy-3, 4-methylenedioxy amphetamine, or of any
16 mixture containing 5-methoxy-3, 4-methylenedioxy amphetamine.

17 "(5) More than eight grams, but less than 28 grams,
18 of amphetamine or any mixture containing amphetamine, its
19 salt, optical isomer, or salt of its optical isomer thereof.

20 "(6) More than eight grams, but less than 28 grams,
21 of methamphetamine or any mixture containing methamphetamine,
22 its salts, optical isomers, or salt of its optical isomers
23 thereof.

24 "(d) Unlawful possession with intent to distribute a
25 controlled substance is a Class B felony."

26 Section 2. Although this bill would have as its
27 purpose or effect the requirement of a new or increased

1 expenditure of local funds, the bill is excluded from further
2 requirements and application under Amendment 621, now
3 appearing as Section 111.05 of the Official Recompilation of
4 the Constitution of Alabama of 1901, as amended, because the
5 bill defines a new crime or amends the definition of an
6 existing crime.

7 Section 3. This act shall become effective on the
8 first day of the third month following its passage and
9 approval by the Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on Judiciary 21-FEB-12

Read for the second time and placed
on the calendar with 1 substitute
and..... 22-MAR-12

Read for the third time and passed
as amended..... 05-APR-12

Yeas 74, Nays 13, Abstains 0

Greg Pappas
Clerk