

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

912U0685

SENATE BILL NO. 221

Introduced by: Senators Bradford, Adelstein, Lucas, Tieszen, and Welke and Representatives Olson (Betty), Killer, and Ring

1 FOR AN ACT ENTITLED, An Act to revise certain penalties relating to the possession of
2 marijuana.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 22-42-6 be amended to read as follows:

5 22-42-6. No person may knowingly possess marijuana. It is a ~~Class 4~~ Class 2 misdemeanor
6 to possess two ounces of marijuana or less. It is a Class 6 felony to possess more than two
7 ounces of marijuana but less than one-half pound of marijuana. It is a Class 5 felony to possess
8 one-half pound but less than one pound of marijuana. It is a Class 4 felony to possess one to ten
9 pounds of marijuana. It is a Class 3 felony to possess more than ten pounds of marijuana. A civil
10 penalty may be imposed, in addition to any criminal penalty, upon a conviction of a violation
11 of this section not to exceed ten thousand dollars.

