

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4
5 By: Senator C. Tucker
6

A Bill

SENATE BILL 499

For An Act To Be Entitled

8 AN ACT CONCERNING THE POSSESSION OF MARIJUANA; AND
9 FOR OTHER PURPOSES.

Subtitle

12 CONCERNING THE POSSESSION OF MARIJUANA.
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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18 SECTION 1. Arkansas Code § 5-64-419(b)(5), concerning the possession
19 of a Schedule VI controlled substance, is amended to read as follows:

20 (5) A Schedule VI controlled substance with an aggregate weight,
21 including an adulterant or diluent, of:

22 (A)(i) Less than four ounces (4 oz.) upon conviction is
23 guilty of a Class A misdemeanor.

24 (ii) However, if the Schedule VI controlled
25 substance is marijuana with an aggregate weight, including an adulterant or
26 diluent, of less than one ounce (1 oz.), the offense is a violation with a
27 maximum fine of two hundred dollars (\$200);

28 (B)(i) One ounce (1 oz.) or more but less than four ounces
29 (4 oz.) and the person has four (4) previous convictions under this section
30 or the former § 5-64-401(c) upon conviction is guilty of a Class D felony~~+~~.

31 (ii) However, a conviction under subdivision
32 (b)(5)(A)(ii) of this section is not a previous conviction under subdivision
33 (b)(5)(B)(i) of this section;

34 (C) Four ounces (4 oz.) or more but less than ten pounds
35 (10 lbs.) upon conviction is guilty of a Class D felony;

36 (D) Ten pounds (10 lbs.) or more but less than twenty-five



1 pounds (25 lbs.) upon conviction is guilty of a Class C felony;

2 (E) Twenty-five pounds (25 lbs.) or more but less than one
3 hundred pounds (100 lbs.) upon conviction is guilty of a Class B felony; or

4 (F) One hundred pounds (100 lbs.) or more but less than
5 five hundred pounds (500 lbs.) upon conviction is guilty of a Class A felony.

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