

HOUSE RESEARCH

Bill Summary

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Authors: Anderson, B.

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Analyst: Jeffrey Diebel, 651.296.5041

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Overview

Amends criminal provisions regulating the possession and sale of prohibited drug paraphernalia.

Section

- 1 Drug Paraphernalia.** Amends the definition of drug paraphernalia by eliminating the requirement that the paraphernalia be "knowingly or intentionally" used to manufacture, consume, test, or enhance illegal drugs.
- 2 Sale of Drug Paraphernalia Prohibited.** Creates the new crime of sale of drug paraphernalia and eliminates the current crime of manufacture and delivery of drug paraphernalia. It is a misdemeanor to sell prohibited drug paraphernalia to adults. A person over the age of 18 who sells prohibited drug paraphernalia to someone who is under 18 years of age and at least three years younger than the seller is guilty of a gross misdemeanor.
- 3 Prohibition on Possession of Certain Items Associated with Controlled Substance Use.** Creates a petty misdemeanor for knowingly possessing a bong, dugout, glass pipe, marijuana pipe, one-hit pipe, or traditional pipe.
- 4 Repealer.** Repeals the statute that creates a gross misdemeanor for "delivering" drug paraphernalia to minors. (This language, in modified form, is included in section 2, subdivision 2.)