

HB 1405 -- Restricted Natural Substances

Sponsor: Weter

This bill creates the crime of possessing or having control of a restricted natural substance, a class A misdemeanor for the first offense and a class D felony for each subsequent offense. No person will be guilty of the crime if the person owns, possesses, manages, or otherwise controls land on which a restricted natural substance naturally grows unless the person knowingly plants or cultivates the restricted natural substance, harvests the substance for any person to drink, inhale, or otherwise ingest the restricted natural substance, or allows or authorizes another person to drink, inhale, or ingest the substance.

It will be unlawful for any person to distribute, deliver, manufacture, produce, or cultivate a restricted natural substance or to attempt to or possess with intent to distribute, deliver, manufacture, produce, or cultivate a restricted natural substance. A person who commits any of these crimes will be guilty of a felony with a minimum of four years' imprisonment for the first offense and a minimum of 10 years for each subsequent offense.