

House Bill 196 (AM)

By: Representatives Hill of the 81<sup>st</sup>, Barnes of the 84<sup>th</sup>, Post 2, Fludd of the 48<sup>th</sup>, Post 4, Lucas of the 105<sup>th</sup>, Forster of the 3<sup>rd</sup>, Post 1, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 16-13-31 of the Official Code of Georgia Annotated, relating to  
2 trafficking in cocaine, illegal drugs, marijuana, or methamphetamine and providing for  
3 penalties, so as to reduce the quantity of marijuana needed for a trafficking prosecution; to  
4 provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 16-13-31 of the Official Code of Georgia Annotated, relating to trafficking in  
8 cocaine, illegal drugs, marijuana, or methamphetamine and providing for penalties, is  
9 amended by striking subsection (c) and inserting in lieu thereof the following:

10 "(c) Any person who knowingly sells, manufactures, grows, delivers, brings into this state,  
11 or has possession of a quantity of marijuana exceeding ~~50~~ 10 pounds commits the offense  
12 of trafficking in marijuana and, upon conviction thereof, shall be punished as follows:

13 (1) If the quantity of marijuana involved is in excess of ~~50~~ 10 pounds, but less than 2,000  
14 pounds, the person shall be sentenced to a mandatory minimum term of imprisonment of  
15 five years and shall pay a fine of \$100,000.00;

16 (2) If the quantity of marijuana involved is 2,000 pounds or more, but less than 10,000  
17 pounds, the person shall be sentenced to a mandatory minimum term of imprisonment of  
18 seven years and shall pay a fine of \$250,000.00; and

19 (3) If the quantity of marijuana involved is 10,000 pounds or more, the person shall be  
20 sentenced to a mandatory minimum term of imprisonment of 15 years and shall pay a fine  
21 of \$1 million."

22 **SECTION 2.**

23 All laws and parts of laws in conflict with this Act are repealed.