

CHANGES TO GEORGIA DRUG LAWS AS ENACTED BY HB1176: 2012 CRIMINAL JUSTICE REFORM BILL

	Current	July 1, 2012	July 1, 2013	July 1, 2014
16-13-30(a)/(c) Possession <i>Schedule I</i> <i>Schedule II narcotic</i>	First 2<15 Second+ 5<30	Any 1<15	< 01 gram, mL 1<3 01<x<04 grams, mL 1<8 04<x<28 grams, mL 1<15 *04<x<28 of morphine, heroin & opium handled by 16-13-31	No change
16-13-30(b)/(d) Distribution <i>Schedule I</i> <i>Schedule II</i>	First 5<30 Second+ 10<40, life	No change	No change	No change
16-13-30(e) Possession <i>Schedule II non-narcotic</i>	First 2<15 Second+ 5<30	Any 1<15	< 02 grams, mLs 1<3 02<x<04 grams, mL 1<8 04<x<28 grams, mL 1<15	No change
16-13-30(f) Possession <i>Schedule I</i> <i>Schedule II</i> <i>Counterfeit Substance</i> THIRD + CONVICTION	Reserved	Reserved	Imprisonment for a term not to exceed twice the length of the sentence applicable to the particular crime.	No change
16-13-30(g) Possession <i>Schedule III</i> <i>Schedule IV (not Rohypnol)</i> <i>Schedule V</i>	First 1<5 Second+ 1<10	First & Second 1<3 Third + 1<5	No change	No change
16-13-30(h) Distribution <i>Schedule III</i> <i>Schedule IV (not Rohypnol)</i> <i>Schedule V</i>	Any 1<10	No change	No change	No change
16-13-30(i) Possession Distribution <i>Counterfeit Substance</i>	Possession + Distribution Any 1<10	Possession Any 1<2 Distribution Any 1<10	No change	No change

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	Current	July 1, 2012	July 1, 2013	July 1, 2014
16-13-30(j) Possession > 1 oz Distribution Marijuana	Any 1<10	No change	No change	No change
16-13-30(k) Using a person under 17 years old to distribute	Any 5<20 -and/or- fine <\$20,000	No change	No change	No change
16-13-30(l)(1) Possession Flunitrazepam (Rohypnol)	First 2<15 Second+ 5<30	Any 1<15	No change	< 02 grams, mLs 1<3 02<x<04 grams, mL 1<8 > 04 grams, mL 1<15
16-13-30(l)(2) Distribution Flunitrazepam (Rohypnol)	First 5<30 Second+ 10<40, life	No change	No change	No change
16-13-30(m) New definition	-----	-----	"solid substance' means tablets, pills, capsules, caplets or any variant of such items"	No change
16-13-31(h) Trafficking	Cocaine Illegal Drugs Marijuana Methamphetamine Any 5<30 And/or fine< \$1,000,000	Any person who violates any provision of this Code section shall be punished as provided for in the <u>applicable mandatory minimum punishment</u> and for not more than 30 years of imprisonment and by a fine not to exceed \$1 million.	-----	-----