1	H.353
2	Introduced by Representative Wright of Burlington
3	Referred to Committee on
4	Date:
5	Subject: Health; regulated drugs; interstate drug trafficking
6	Statement of purpose of bill as introduced: This bill proposes to establish the
7	offense of interstate drug trafficking, which occurs when a person transports a
8	regulated drug into the State of Vermont for the purpose and intent of selling it.
9	An act relating to interstate drug trafficking
10	It is hereby enacted by the General Assembly of the State of Vermont:
11	Sec. 1. 18 V.S.A. § 4230 is amended to read:
12	§ 4230. MARIJUANA
13	* * *
14	(d) Interstate trafficking. A person who intentionally transports marijuana
15	into the State of Vermont for the purpose of selling it shall be:
16	(1) imprisoned not more than five years or fined not more than
17	\$10,000.00, or both, if the amount transported is less than one-half ounce of
18	marijuana or less than 2.5 grams of hashish;

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1	(2) imprisoned not more than ten years or fined not more than
2	\$100,000.00, or both, if the amount of transported is one-half ounce or more of
3	marijuana or 2.5 grams or more of hashish;
4	(3) imprisoned not less than ten years or more than life or fined not
5	more than \$500,000.00, or both, if the amount transported is one pound or
6	more of marijuana or 2.8 ounces or more of hashish.
7	(e) Only the portion of a marijuana-infused product that is attributable to
8	marijuana shall count toward the possession limits of this section. The weight
9	of marijuana that is attributable to marijuana-infused products shall be
10	determined according to methods set forth in rule by the Department of Public
11	Safety in accordance with chapter 86 of this title (therapeutic use of cannabis).
12	Sec. 2. 18 V.S.A. § 4231 is amended to read:
13	§ 4231. COCAINE
14	* * *
15	(d) Interstate trafficking. A person who intentionally transports cocaine
16	into the State of Vermont for the purpose of selling it shall be:
17	(1) imprisoned not more than ten years or fined not more than
18	\$100,000.00, or both, if the amount transported is an amount consisting of less
19	than 2.5 grams of one or more preparations, compounds, mixtures, or
20	substances containing cocaine;

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1	(2) imprisoned not more than 20 years or fined not more than
2	\$250,000.00, or both, if the amount transported is an amount consisting of
3	2.5 grams or more of one or more preparations, compounds, mixtures, or
4	substances containing cocaine;
5	(3) imprisoned not less than 20 years or more than life or fined not more
6	than \$1,000,000.00, or both, if the amount transported is an amount consisting
7	of one ounce or more of one or more preparations, compounds, mixtures, or
8	substances containing cocaine.
9	Sec. 3. 18 V.S.A. § 4232 is amended to read:
10	§ 4232. LSD
11	* * *
12	(c) Interstate trafficking. A person who intentionally transports lysergic
12 13	(c) Interstate trafficking. A person who intentionally transports lysergic acid diethylamide into the State of Vermont for the purpose of selling it
13	acid diethylamide into the State of Vermont for the purpose of selling it
13 14	acid diethylamide into the State of Vermont for the purpose of selling it shall be:
13 14 15	acid diethylamide into the State of Vermont for the purpose of selling it shall be: (1) imprisoned not more than ten years or fined not more than
13 14 15 16	acid diethylamide into the State of Vermont for the purpose of selling it shall be: (1) imprisoned not more than ten years or fined not more than \$25,000.00, or both, if the amount transported is an amount consisting of less
13 14 15 16 17	acid diethylamide into the State of Vermont for the purpose of selling it shall be: (1) imprisoned not more than ten years or fined not more than \$25,000.00, or both, if the amount transported is an amount consisting of less than 100 milligrams of one or more preparations, compounds, mixtures, or

1	100 milligrams or more of one or more preparations, compounds, mixtures, or
2	substances containing lysergic acid diethylamide;
3	(3) imprisoned not less than 20 years or more than life or fined not more
4	than \$500,000.00, or both, if the amount transported is an amount consisting of
5	one gram or more of one or more preparations, compounds, mixtures, or
6	substances containing lysergic acid diethylamide.
7	Sec. 4. 18 V.S.A. § 4234 is amended to read:
8	§ 4234. DEPRESSANT, STIMULANT, AND NARCOTIC DRUGS
9	* * *
10	(c) Interstate trafficking. A person who intentionally transports a
11	depressant, stimulant, or narcotic drug, other than heroin or cocaine into the
12	State of Vermont for the purpose of selling it shall be:
13	(1) imprisoned not more than ten years or fined not more than
14	\$25,000.00, or both, if the amount transported is less than 100 times a
15	benchmark unlawful dosage or its equivalent as determined by the Board of
16	Health by rule;
17	(2) imprisoned not more than 20 years or fined not more than
18	\$100,000.00, or both, if the amount transported is an amount consisting of
19	100 times or more a benchmark unlawful dosage or its equivalent as
20	determined by the Board of Health by rule;

1	(3) imprisoned not less than 20 years or more than life or fined not more
2	than \$500,000.00, or both, if the amount transported is an amount consisting of
3	1000 times or more a benchmark unlawful dosage or its equivalent as
4	determined by the Board of Health by rule.
5	Sec. 5. 18 V.S.A. § 4234a is amended to read:
6	§ 4234a. METHAMPHETAMINE
7	* * *
8	(d) Interstate trafficking. A person who intentionally transports
9	methamphetamine into the State of Vermont for the purpose of selling it
10	shall be:
11	(1) imprisoned not more than ten years or fined not more than
12	\$100,000.00, or both, if the amount transported is an amount consisting of less
13	than 2.5 grams of one or more preparations, compounds, mixtures, or
14	substances containing methamphetamine;
15	(2) imprisoned not more than 20 years or fined not more than
16	\$250,000.00, or both, if the amount transported is an amount consisting of
17	2.5 grams or more of one or more preparations, compounds, mixtures, or
18	substances containing methamphetamine;
19	(3) imprisoned not less than 20 years or more than life or fined not more
20	than \$1,000,000.00, or both, if the amount transported is an amount consisting

1	of 25 grams or more of one or more preparations, compounds, mixtures, or
2	substances containing methamphetamine.
3	Sec. 6. 18 V.S.A. § 4235 is amended to read:
4	§ 4235. HALLUCINOGENIC DRUGS
5	* * *
6	(d) Interstate trafficking. A person who intentionally transports a
7	hallucinogenic drug, other than lysergic acid diethylamide, into the State of
8	Vermont for the purpose of selling it shall be:
9	(1) imprisoned not more than ten years or fined not more than
10	\$25,000.00, or both, if the amount transported is an amount consisting of less
11	than ten doses of a hallucinogenic drug, other than lysergic acid diethylamide;
12	(2) imprisoned not more than 20 years or fined not more than
13	\$100,000.00, or both, if the amount transported is an amount consisting of ten
14	or more doses of a hallucinogenic drug, other than lysergic acid diethylamide;
15	(3) imprisoned not less than 20 years or more than life or fined not more
16	than \$500,000.00, or both, if the amount transported is an amount consisting of
17	100 or more doses of a hallucinogenic drug, other than lysergic acid
18	diethylamide.
19	Sec. 7. 18 V.S.A. § 4235a is amended to read:
20	§ 4235a. ECSTASY
21	* * *

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1	(c) Interstate trafficking. A person who intentionally transports Ecstasy
2	into the State of Vermont for the purpose of selling it shall be:
3	(1) imprisoned not more than ten years or fined not more than
4	\$25,000.00, or both, if the amount transported is an amount consisting of less
5	than two grams of one or more preparations, compounds, mixtures, or
6	substances containing Ecstasy;
7	(2) imprisoned not more than 20 years or fined not more than
8	\$100,000.00, or both, if the amount transported is an amount consisting of two
9	grams or more of one or more preparations, compounds, mixtures, or
10	substances containing Ecstasy;
11	(3) imprisoned not less than 20 years or more than life or fined not more
12	than \$500,000.00, or both, if the amount transported is an amount consisting of
13	20 grams or more of one or more preparations, compounds, mixtures, or
14	substances containing Ecstasy.
15	Sec. 8. EFFECTIVE DATE

16 <u>This act shall take effect on passage.</u>