

BILL SUMMARY
1st Session of the 59th Legislature

Bill No.:	SB108
Version:	ENGR
Request Number:	
Author:	Rep. Ford
Date:	4/10/2023
Impact:	No Impact

Research Analysis

The engrossed version of SB 108 outlines the penalties for any person convicted of possessing or selling multiple Schedule I or II substances.

The measure requires that those caught for the second time within 10 years of the last conviction will be guilty of a misdemeanor, and must complete a diversion program for up to 1 year following the conviction. A third conviction will result in a minimum of 30 days in the county jail and a fine not exceeding \$1,000.00. Such persons may be required to complete a diversion program for up to 3 years. While a fourth conviction within 10 years of the last conviction shall be guilty of a felony and serve a term of imprisonment not exceeding 5 years and/or a fine not exceeding \$5,000.00.

The measure also allows the court to defer further proceeding upon the specific conditions prescribed by the court not to exceed a 3-year period, and allows the court to order a convicted person to complete a substance abuse assessment, evaluation, and a diversion program in lieu of other punishments.

Prepared By: Matthew Brenchley

Fiscal Analysis

In its current form, SB108 modifies the penalties for a person convicted of possessing or selling certain substances. This measure is not expected to directly impact state revenues or state appropriations.

Prepared By: Zachary Penrod, House Fiscal Staff

Other Considerations

None.