



128th MAINE LEGISLATURE

SECOND REGULAR SESSION-2018

Legislative Document

No. 1783

H.P. 1228

House of Representatives, January 11, 2018

An Act To Amend the Laws Regarding Aggravated Trafficking of Scheduled Drugs

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative GERRISH of Lebanon. (GOVERNOR'S BILL)
Cosponsored by Senator DIAMOND of Cumberland and
Representatives: COREY of Windham, FOLEY of Wells, HERRICK of Paris, LONGSTAFF
of Waterville, MAREAN of Hollis, NADEAU of Winslow, Senator: ROSEN of Hancock.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 17-A MRSA §1105-A, sub-§1, ¶¶K and L**, as enacted by PL 2003, c.
3 476, §2, are amended to read:

4 K. Death is in fact caused by the use of that scheduled drug and the drug is a
5 schedule W drug. A violation of this paragraph is a Class A crime; ~~or~~

6 L. Serious bodily injury is in fact caused by the use of that scheduled drug and the
7 drug is a schedule W drug. A violation of this paragraph is a Class B crime; ~~or~~

8 **Sec. 2. 17-A MRSA §1105-A, sub-§1, ¶M** is enacted to read:

9 M. At the time of the offense, the person trafficks in fentanyl powder in a quantity of
10 6 grams or more or 270 or more individual bags, folds, packages, envelopes or
11 containers of any kind containing fentanyl powder. Violation of this paragraph is a
12 Class A crime.

13 **SUMMARY**

14 This bill makes aggravated trafficking in fentanyl powder a Class A crime.