

**Proposed Title for Referendum:**

Amendments to ARS 13-3405 to simplify and establish lower penalties for possession, use, production, sale or transportation of marijuana. Making possession of up to four ounces a petty offense with fines not to exceed three hundred dollars. Making possession of more than four ounces or less than two pounds a class 3 misdemeanor. Making possession of more than two pounds a class 2 misdemeanor. Eliminating community service requirements for all levels of convictions. A judge will have the latitude to suspend sentences, probation and fines. Marijuana remains illegal but the penalties are significantly reduced.

**Proposed Synopsis:**

A vote of YES would cause establishment of lower penalties for possession, use, production, sale or transportation of marijuana.

A vote of NO would leave the current penalties in place, which makes possession of any quantity of marijuana a felony.

**Proposed Amendments To:**

ARS 13-3405 . Possession, use, production, sale or transportation of marijuana; classification

**A. A person shall not knowingly:**

1. Possess or use marijuana.
2. Possess marijuana for sale.
3. Produce marijuana.
4. Transport for sale, import into this state or offer to transport for sale or import into this state, sell, transfer or offer to sell or transfer marijuana.

**B. A person who violates:**

1. This section involving an amount of marijuana having a weight of less than four ounces is guilty of a **petty offense**.
2. This section involving an amount of marijuana having a weight of at least than four ounces but not more than two pounds is guilty of a **class 3 misdemeanor**.
3. This section involving an amount of marijuana having a weight of more than two pounds is guilty of a **class 2 misdemeanor**.

**C. A person who is sentenced pursuant to subsection B of this section is eligible for suspension of sentence or probation.**

**D. A judge shall at his discretion suspend any part or all of the imposition of any fine required by this subsection.**