

HOUSE BILL 413

By Lamar

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 4 and Title 40, relative to marijuana.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-418(a), is amended by redesignating the existing language as subdivision (a)(1) and adding the following as a new subdivision (a)(2):

(2)

(A) Notwithstanding subdivision (a)(1), it is not an offense for a person to possess or casually exchange marijuana in an amount less than one (1) ounce (28.35 grams).

(B) As used in this subdivision (a)(2):

(i) "Casually exchange" means the spontaneous passing of a small amount of marijuana that does not involve, in exchange for the marijuana, the payment of money or a gift card, debit card, credit card, or any other card, coupon, or token that is capable of being exchanged for money, merchandise, or goods; and

(ii) "Marijuana" means marijuana in the form of a plant and does not mean marijuana in any other form, including, but not limited to, a resin, compound, derivative, concentrate, or oil.

SECTION 2. Tennessee Code Annotated, Section 39-17-418, is amended by deleting subsection (b) and substituting:

(b) It is an offense for a person to sell or distribute marijuana in an amount less than one (1) ounce (28.35 grams).

SECTION 3. Tennessee Code Annotated, Section 39-17-418(d), is amended by deleting the language "A violation of subsections (a) or (b)" and substituting the language "A violation of subdivision (a)(1) or subsection (b)".

SECTION 4. Tennessee Code Annotated, Section 39-17-417(g)(1), is amended by deleting the language "one-half ($\frac{1}{2}$) ounce (14.175 grams)" and substituting the language "one (1) ounce (28.35 grams)".

SECTION 5. This act takes effect July 1, 2021, the public welfare requiring it.