



2023 South Dakota Legislature

Senate Bill 205

SENATE HEALTH AND HUMAN SERVICES ENGROSSED

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: **Senator Rohl**

1 **An Act to reduce the penalty for unlawful possession of a cannabis product and**
2 **provide exceptions.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1. That chapter 22-42 be amended with a NEW SECTION:**

5 Notwithstanding any other provision of law, unlawful possession of a cannabis
6 product, as defined by subdivision 34-20G-1(3), is a Class 1 misdemeanor, unless the
7 amount of cannabis product unlawfully possessed exceeds one-third of the amount
8 authorized by the Department of Health in rules promulgated pursuant to subdivision 34-
9 20G-72(9), or the cannabis product is unlawfully possessed with the intent to distribute.