

Section 221.00. Marihuana; definitions

Unless the context in which they are used clearly otherwise requires, the terms occurring in this article shall have the same meaning ascribed to them in article two hundred twenty of this chapter.

Section 221.05. Unlawful possession of marihuana in the second degree.

A person is guilty of unlawful possession of marihuana in the second degree when he knowingly and unlawfully possesses marihuana.

Unlawful possession of marihuana in the second degree is a violation punishable only by a fine of not more than fifty dollars.

Section 221.10. Unlawful possession of marihuana in the first degree.

A person is guilty of unlawful possession of marihuana in the first degree when he knowingly and unlawfully possesses one or more preparations, compounds, mixtures or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of more than one ounce. Unlawful possession of marihuana in the first degree is a violation punishable only by a fine of not more than two hundred dollars.

Section 221.15. Criminal possession of marihuana in the fourth degree

A person is guilty of criminal possession of marihuana in the fourth degree when he knowingly and unlawfully possesses one or more preparations, compounds, mixtures or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of more than two ounces.

Criminal possession of marihuana in the fourth degree is a class A misdemeanor.

Section 221.20. Criminal possession of marihuana in the third degree

A person is guilty of criminal possession of marihuana in the third degree when he knowingly and unlawfully possesses one or more preparations, compounds, mixtures

or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of more than eight ounces.
Criminal possession of marihuana in the third degree is a class E felony.

Section 221.25. Criminal possession of marihuana in the second degree

A person is guilty of criminal possession of marihuana in the second degree when he knowingly and unlawfully possesses one or more preparations, compounds, mixtures or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of more than sixteen ounces.
Criminal possession of marihuana in the second degree is a class D felony.

Section 221.30. Criminal possession of marihuana in the first degree

A person is guilty of criminal possession of marihuana in the first degree when he knowingly and unlawfully possesses one or more preparations, compounds, mixtures or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of more than ten pounds.
Criminal possession of marihuana in the first degree is a class C felony.

Section 221.35. Criminal sale of marihuana in the fifth degree

A person is guilty of criminal sale of marihuana in the fifth degree when he knowingly and unlawfully sells, without consideration, one or more preparations, compounds, mixtures or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of two grams or less; or one cigarette containing marihuana.
Criminal sale of marihuana in the fifth degree is a class B misdemeanor.

Section 221.40. Criminal sale of marihuana in the fourth degree

A person is guilty of criminal sale of marihuana in the fourth degree when he knowingly and unlawfully sells marihuana except as provided in section 221.35 of this article.
Criminal sale of marihuana in the fourth degree is a class A misdemeanor.

Section 221.45. Criminal sale of marihuana in the third degree

A person is guilty of criminal sale of marihuana in the third degree when he knowingly and unlawfully sells one or more preparations, compounds, mixtures or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of more than twenty-five grams.

Criminal sale of marihuana in the third degree is a class E felony.

Section 221.50. Criminal sale of marihuana in the second degree

A person is guilty of criminal sale of marihuana in the second degree when he knowingly and unlawfully sells one or more preparations, compounds, mixtures or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of more than four ounces, or knowingly and unlawfully sells one or more preparations, compounds, mixtures or substances containing marihuana to a person less than eighteen years of age.

Criminal sale of marihuana in the second degree is a class D felony.

Section 221.55. Criminal sale of marihuana in the first degree

A person is guilty of criminal sale of marihuana in the first degree when he knowingly and unlawfully sells one or more preparations, compounds, mixtures or substances containing marihuana and the preparations, compounds, mixtures or substances are of an aggregate weight of more than sixteen ounces.

Criminal sale of marihuana in the first degree is a class C felony.