



131st MAINE LEGISLATURE

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Legislative Document

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H.P. 997

House of Representatives, April 6, 2023

**An Act to Reduce Drug Overdoses and Death by Expanding the
Crime of Aggravated Trafficking of Scheduled Drugs by Including
Compounds, Mixtures or Substances**

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

Robert B. Hunt

ROBERT B. HUNT
Clerk

Presented by Representative QUINT of Hodgdon.
Cosponsored by Senator STEWART of Aroostook and
Representatives: ANDREWS of Paris, CYRWAY of Albion, FOSTER of Dexter, GRIFFIN of
Levant, HAGGAN of Hampden, LYMAN of Livermore Falls, SCHMERSAL-BURGESS of
Mexico, WHITE of Guilford.

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

2 **Sec. 1. 17-A MRSA §1105-A, sub-§1, ¶D**, as amended by PL 2021, c. 396, §4, is
3 further amended to read:

4 D. At the time of the offense, the person trafficks in ~~ecocaine~~ any compound, mixture
5 or substance in a quantity of 112 grams or more containing a detectable quantity of
6 cocaine or cocaine base. Violation of this paragraph is a Class A crime;

7 **Sec. 2. 17-A MRSA §1105-A, sub-§1, ¶G**, as amended by PL 2011, c. 436, §1, is
8 further amended to read:

9 G. At the time of the offense, the person trafficks in any compound, mixture or
10 substance in a quantity of 100 grams or more containing a detectable quantity of
11 methamphetamine or amphetamine ~~in~~ or a quantity of 300 or more pills, capsules,
12 tablets or units ~~or 100 grams or more containing any compound, mixture or substance~~
13 containing a detectable quantity of methamphetamine or amphetamine. Violation of
14 this paragraph is a Class A crime;

15 **Sec. 3. 17-A MRSA §1105-A, sub-§1, ¶H**, as amended by PL 2001, c. 667, Pt.
16 D, §24 and affected by §36, is further amended to read:

17 H. At the time of the offense, the person trafficks in ~~heroin~~ any compound, mixture or
18 substance in a quantity of 6 grams or more containing a detectable quantity of heroin
19 or 270 or more individual bags, folds, packages, envelopes or containers of any kind
20 containing any compound, mixture or substance containing a detectable quantity of
21 heroin. Violation of this paragraph is a Class A crime;

22 **Sec. 4. 17-A MRSA §1105-A, sub-§1, ¶I**, as repealed and replaced by PL 2003,
23 c. 688, Pt. B, §3, is amended to read:

24 I. At the time of the offense, the person trafficks in a quantity of 300 or more pills,
25 capsules, tablets, vials, ampules, syringes or units containing any compound, mixture
26 or substance containing a detectable quantity of a narcotic drug other than heroin, or
27 any quantity of pills, capsules, tablets, units, compounds, mixtures or substances that,
28 in the aggregate, contains 8,000 milligrams or more of oxycodone or 1,000 milligrams
29 or more of hydromorphone. Violation of this paragraph is a Class A crime;

30 **Sec. 5. 17-A MRSA §1105-A, sub-§1, ¶J**, as repealed and replaced by PL 2003,
31 c. 688, Pt. B, §3, is amended to read:

32 J. At the time of the offense, the person trafficks in a quantity of 300 or more pills,
33 capsules, tablets or units containing any compound, mixture or substance containing 3,
34 4-methylenedioxymethamphetamine, MDMA, or any other drug listed in section 1102,
35 subsection 1, paragraph O. Violation of this paragraph is a Class A crime;

36 **Sec. 6. 17-A MRSA §1105-A, sub-§1, ¶M**, as enacted by PL 2017, c. 460, Pt. F,
37 §3, is amended to read:

38 M. At the time of the offense, the person trafficks in ~~fantanyl powder~~ any compound,
39 mixture or substance in a quantity of 6 grams or more containing a detectable quantity
40 of fantanyl powder or 270 or more individual bags, folds, packages, envelopes or
41 containers of any kind containing any compound, mixture or substance containing a

