

ORDINANCE NO. _____

AN ORDINANCE TO REVISE CHAPTER 14 OF THE GILLETTE CITY CODE TO
ENACT §14-19 ENTITLED *MARIJUANA USE AND POSSESSION, DEFINITIONS,
AND PENALTIES*

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GILLETTE,
WYOMING:

Chapter 14, Section 19 of the Gillette City Code is amended to read as follows:

§14-19. Marijuana Use and Possession, definitions, and penalties.

(a) "Marijuana" and "Marihuana" means all parts of the plant of the genus Cannabis, whether growing or not; the seed thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin, including but not limited to, hashish and hash oil. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil or cake, or the sterilized seed of the plant which is incapable of germination.

(b) Any person, possessing less than three (3) ounces of marijuana or any person who knowingly or intentionally uses, smokes or is under the influence of marijuana in any highway, street, thoroughfare, or other public place within the City of Gillette, or any private house or place, is guilty of a misdemeanor, and upon conviction shall be punished by a fine of not more than seven hundred fifty dollars (\$750.00) to which may be added court costs. [C.O. §16-1(A)(1)].

(c) Upon conviction of a third (3rd) offense under this Chapter, the offender shall be punished by a fine not exceeding seven hundred fifty dollars (\$750.00) to which may be added court costs or imprisonment for a term not exceeding three (3) months, or both. [C.O. §16-1(B)].

(d) Nothing contained herein shall prohibit the imposition of probation as the Court may deem reasonable and necessary, including the suspension of any sentence, the imposition of any fine, or requiring a substance abuse evaluation as a condition of probation. [C.O. §16-1(A)(2) and (3)].

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2015.

Louise Carter-King, Mayor

(SEAL)
ATTEST:

Karlene Abelseth, City Clerk
Published: _____, 2015.