

SENATE BILL REPORT

ESB 6139

As Passed Senate, February 16, 1998

Title: An act relating to amphetamine.

Brief Description: Increasing penalties for manufacture and delivery of amphetamine.

Sponsors: Senators Oke, Swecker, T. Sheldon, Goings, Rasmussen and Benton.

Brief History:

Committee Activity: Law & Justice: 1/27/98, 2/6/98 [DP-WM].

Ways & Means: 2/9/98, 2/10/98 [DP].

Passed Senate, 2/16/98, 49-0.

SENATE COMMITTEE ON LAW & JUSTICE

Majority Report: Do pass and be referred to Committee on Ways & Means.

Signed by Senators Roach, Chair; Johnson, Vice Chair; Goings, Kline, Long and McCaslin.

Staff: Aldo Melchiori (786-7439)

SENATE COMMITTEE ON WAYS & MEANS

Majority Report: Do pass.

Signed by Senators West, Chair; Deccio, Vice Chair; Strannigan, Vice Chair; Bauer, Fraser, Hochstatter, Long, Loveland, McDonald, Roach, Rossi, Schow, B. Sheldon, Snyder, Spanel, Swecker and Winsley.

Staff: Bryon Moore (786-7726)

Background: Amphetamine is a schedule II drug. A person convicted of manufacturing, delivering, or possessing with the intent to manufacture or deliver amphetamine is guilty of a C felony ranked at level IV on the sentencing grid (3 to 9 months for a first offense). A maximum five-year imprisonment and \$10,000 fine is authorized.

Summary of Bill: A person convicted of manufacturing, delivering, or possessing with the intent to manufacture or deliver amphetamine is guilty of a B felony ranked at level VIII on the sentencing grid (21 to 27 months for a first offense). The maximum imprisonment is ten years. The offender is also subject to a fine of no more than \$25,000 for an amount less than two kilograms. For amounts over two kilograms, the fine can be no more than \$100,000 for the first two kilograms nor more than \$50 for each gram over two kilograms. The first \$3,000 of the fines cannot be suspended and are sent to the law enforcement agency responsible for the site cleanup.

Appropriation: None.

Fiscal Note: Available.

Effective Date: Ninety days after adjournment of session in which bill is passed.

Testimony For: Delivery of amphetamines is just as serious as delivery of meth-amphetamines, so they should be treated the same. Both of these drugs are causing many community problems.

Testimony Against: None.

Testified: Senator Oke.

House Amendment(s): The act is null and void if funding is not provided in the Omnibus Appropriations Act.