

**TITLE 4: ECONOMIC RESOURCES**  
**DIVISION 5: BUSINESS REGULATION**

**§ 53069. Unlawful Delivery of Marijuana.**

(a) Except for licensees and licensee representatives as defined in this chapter, and except for a person acting within the scope of and in compliance with 4 CMC § 53006(a), it is unlawful for any person to deliver marijuana.

(b) Unlawful delivery of marijuana is:

(1) Punishable by up to one (1) year imprisonment and a fine of up to \$5,000 if the delivery is for consideration.

(2) Punishable by up to six (6) months imprisonment and a fine of up to \$1,000 if the delivery is for no consideration.

(c) Notwithstanding subsection (b), unlawful delivery of marijuana is punishable by a fine of \$500 if the delivery is for no consideration and consists of less than one (1) avoirdupois ounce of the dried leaves, stems and flowers of the plant cannabis family Moraceae.

(d) Notwithstanding subsections (b) and (c), unlawful delivery of marijuana is:

(1) Punishable by up to five (5) years imprisonment and a fine of up to \$5,000 if the delivery is to a person under 18 years of age and the defendant is at least 18 years of age and is at least three years older than the person to whom the marijuana is delivered and the defendant was previously convicted of any crime involving the sale or delivery of marijuana to a person under 18 years of age; or

(2) Punishable by up to one (1) year imprisonment and a fine of up to \$5,000 if the delivery is a person\* under 18 years of age and the defendant is at least 18 years of age and is at least three years older than the person to whom the marijuana is delivered; or

(3) Punishable by up to six (6) months imprisonment and a fine of up to \$1,000 if the delivery:

(i) Is for consideration;

(ii) Consists of more than four (4) ounces of the dried leaves, stems, and flowers of the plant cannabis family Moraceae; and

(iii) Is to a person who is 18 years of age or older, but less than 21 years of age unless the person has a valid doctor's recommendation for the use of marijuana for medicinal purposes; or

(4) Punishable by up to thirty (30) days imprisonment and a fine of up to \$500 if the delivery:

(i) Is for no consideration;

(ii) Consists of less than five (5) grams of the dried leaves, stems, and flowers of the plant cannabis family Moraceae; and

(iii) Is to a person who is 18 years of age or older.

\* So in original.

**Source:** PL 20-66 § 2(169) (Sept. 21, 2018), modified.

**Commission Comment:** The Commission changed "Act" to "chapter" in (a) pursuant to 1 CMC § 3806(g). The Commission changed "Section 106(a) of

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this Act” to “4 CMC § 53006(a)” in (a) pursuant to 1 CMC § 3806(c) and (g). The Commission struck “of this section” in (c) and (d) pursuant to 1 CMC § 3806(g). The Commission inserted a comma after “stems” in (d)(3)(ii) and (d)(4)(ii) pursuant to 1 CMC § 3806(g).