

Floor Amendment to SB 14-FN

1 Amend the bill by replacing all after the enacting clause with the following:

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3 1 Controlled Drug Act; Penalties. Amend RSA 318-B:26, I(a)(3) to read as follows:

4 (3) Heroin or its analog, crack cocaine, or a fentanyl class drug in a quantity of 5  
5 grams or more, including any adulterants or dilutants, ***except as outlined in subparagraph 3-a.***

6 ***(3-a) A fentanyl class drug in a quantity of 30 grams or more, including any***  
7 ***adulterants or dilutants, shall carry a maximum term of imprisonment of not more than 50***  
8 ***years, a fine of not more than \$500,000, or both. If a defendant charged under this***  
9 ***subparagraph cooperates with a law enforcement investigation which results in an arrest***  
10 ***or conviction, the defendant shall not be subject to the maximum term of imprisonment.***

11 2 New Section; Occupations and Professions; Controlled Drug Act; Personal Possession of  
12 Psilocybin. Amend RSA 318-B by inserting after section 2-e the following new section:

13 318-B:2-f Personal Possession of Psilocybin.

14 I. Notwithstanding RSA 31-B:2 and 318-B:26, a person 18 years of age or older who obtains,  
15 purchases, transports, possesses, or uses 3/4 of an ounce or less of psilocybin shall be subject to the  
16 following penalties in RSA 318-B:26:

17 (a) For a first offense, a misdemeanor.

18 (b) For a second or subsequent offense, the person shall be subject to the penalties in  
19 RSA 318-B:26.

20 II. Any person under the age of 18 years of age who obtains, purchases, transports,  
21 purchases, possesses, or uses psilocybin shall be subject to the penalties in RSA 318-B:26.

22 3 Effective Date. This act shall take effect January 1, 2026.