

**ORDINANCE
(AS AMENDED)
CITY OF NEW ORLEANS**

CITY HALL: December 1, 2010

CALENDAR NO. 28,246

NO. 24246 MAYOR COUNCIL SERIES

BY: COUNCILMEMBERS GUIDRY, CLARKSON AND JOHNSON

AN ORDINANCE to amend and reordain Chapter 54, Article VII of the Code of the City of New Orleans by adding Section 54-505, to make simple possession of marijuana, tetrahydrocannabinol or chemical derivatives thereof, or synthetic cannabinoids a municipal crime, to provide for penalties for conviction of this crime; and otherwise to provide with respect thereto.

SECTION 1. THE COUNCIL OF THE CITY OF NEW ORLEANS HEREBY

ORDAINS, that Article VII of Section 54 of the City Code is hereby amended and reordained to add Section 54-505 to read as follows:

Section 54-505 Simple possession of marijuana and/or synthetic cannabinoids.

- (a) It is unlawful for any person knowingly or intentionally to possess marijuana, tetrahydrocannabinol or chemical derivatives thereof, or synthetic cannabinoids, as defined in La. R.S. 40:964, Schedule I, unless such substance was obtained directly or pursuant to a valid prescription or order from a practitioner, or as provided in La. R.S. 40:978, while acting in the course of his professional practice, or except as otherwise authorized by law.

11 (b) Upon conviction for violation of subsection (a) of this Section with regard to
12 marijuana, tetrahydrocannabinol or chemical derivatives thereof, or synthetic
13 cannabinoids, the offender shall be fined not more than five hundred dollars, or
14 imprisoned for not more than six months, or both.

ADOPTED BY THE COUNCIL OF THE CITY OF NEW ORLEANS DECEMBER 16, 2010

ARNIE FIELKOW
PRESIDENT OF THE COUNCIL

DELIVERED TO THE MAYOR ON DECEMBER 17, 2010

APPROVED:

DISAPPROVED: DECEMBER 22, 2010

MITCHELL J. LANDRIEU
MAYOR

RETURNED BY THE MAYOR ON DECEMBER 27, 2010 AT 8:45 A.M.

PEGGY LEWIS
CLERK OF COUNCIL

ROLL CALL VOTE:

YEAS: Fielkow, Gisleson Palmer, Guidry, Head, Hedge-Morrell, Johnson - 6

NAYS: 0

ABSENT: Clarkson - 1