

18-20 YEARS OLD AT TIME OF OFFENSE

CRIME DESCRIPTION	Age Limits	≤ 28.5 g marijuana	> 28.5 g marijuana	≤ 4 g concentrated cannabis	> 4 g concentrated cannabis	≤ 8 g concentrated cannabis	> 8 g concentrated cannabis
Simple Possession (HS §11357; HS §11362.1)		Infraction	Misdemeanor	Infraction	Misdemeanor	Misdemeanor	Misdemeanor
Cultivation (HS §11358)		Six plants or less is an infraction. More than six plants is a misdemeanor, but may still be a felony if: (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection, or (4) you diverted public waters or polluted the environment.					
Possession with the Intent to Sell (HS §11359)		Misdemeanor unless one or more of the following exceptions apply (then it may be a felony): (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection, or (4) you were selling or attempting to sell to someone under the age of 18.					
Transports for Sale (offers/attempts to transport for sale) (HS §11360)		Infraction	Misdemeanor BUT Felony if: (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection, or (4) you were transporting out of the state.	Misdemeanor BUT Felony if: (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection.	Misdemeanor BUT Felony if: (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection, or (4) you were transporting out of the state.	Misdemeanor BUT Felony if: (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection.	Misdemeanor BUT Felony if: (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection.

18-20 YEARS OLD AT TIME OF OFFENSE

CRIME DESCRIPTION	Age Limits	≤ 28.5 g marijuana	> 28.5 g marijuana	≤ 4 g concentrated cannabis	> 4 g concentrated cannabis	≤ 8 g concentrated cannabis	> 8 g concentrated cannabis
Imports (or offers/attempts to import) into the State (HS §11360)		Misdemeanor BUT Felony if: (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection.	Felony	Misdemeanor BUT Felony if: (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection.	Felony	Felony unless amount is ≤ 4 g	Felony
Give Away (or offers to give away) for No Compensation (HS § 11360)	To person < 18	Felony (HS § 11361)					
	To person 18 +	Infraction	Misdemeanor unless one or more of the following exceptions apply (then it may be a felony): (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection.				
Sells or Offers to Sell (HS §11360)	To person < 18	Felony (HS § 11361)					
	To person 18 +	Misdemeanor unless one or more of the following exceptions apply (then it may be a felony): (1) you have a prior “super strike,” or (2) you were required to register as a sex offender under PC290(c) at the time you committed the marijuana related offense, or (3) you have two or more prior convictions under this subsection.					