



ENROLLED

CS/CS/HB 49, Engrossed 1

2013 Legislature

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 2 An act relating to drug paraphernalia; amending s.
 3 893.147, F.S.; prohibiting the retail sale of certain
 4 drug paraphernalia; providing criminal penalties;
 5 providing an effective date.

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 7 Be It Enacted by the Legislature of the State of Florida:

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 9 Section 1. Subsection (6) is added to section 893.147,
 10 Florida Statutes, to read:

11 893.147 Use, possession, manufacture, delivery,
 12 transportation, ~~or~~ advertisement, or retail sale of drug
 13 paraphernalia.—

14 (6) RETAIL SALE OF DRUG PARAPHERNALIA.—

15 (a) It is unlawful for a person to knowingly and willfully
 16 sell or offer for sale at retail any drug paraphernalia
 17 described in s. 893.145(12) (a)-(c) or (g)-(m), other than a pipe
 18 that is primarily made of briar, meerschaum, clay or corn cob.

19 (b) A person who violates paragraph (a) commits a
 20 misdemeanor of the first degree, punishable as provided in s.
 21 775.082 or s. 775.083, and, upon a second or subsequent
 22 violation, commits a felony of the third degree, punishable as
 23 provided in s. 775.082, s. 775.083, or s. 775.084.

24 Section 2. This act shall take effect July 1, 2013.