

STATE OF LOUISIANA
CITY OF WEST MONROE

ORDINANCE NO. _____

MOTION BY: _____

SECONDED BY: _____

ORDINANCE TO AMEND SECTION 11-4035 OF THE CODE OF ORDINANCES, CITY OF WEST MONROE, LOUISIANA, RELATING TO THE PENALTIES FOR POSSESSION OR USE OF DRUG PARAPHERNALIA, TO REDUCE THE PENALTIES RELATING TO MARIJUANA DRUG PARAPHERNALIA; AND TO OTHERWISE PROVIDE WITH RESPECT THERETO.

SECTION 1. BE IT ORDAINED by the Mayor and Board of Aldermen of the City of West Monroe, Louisiana, in regular and legal session convened, that 11-4035 of the Code of Ordinances, City of West Monroe, Louisiana, is hereby amended, to provide as follows:

“ Sec. 11-4035. - Penalties.

- (a) (1) Except as provided in Subsection (d) of this Section, the first violation of or failure to comply with any provision of sections 11-4031 to 11-4036 shall subject the offender to a fine not in excess of three hundred dollars (\$300.00), or imprisonment of not more than fifteen (15) days, or both.

(2) A conviction for a violation of the provisions of sections 11-4031 to 11-4036 may not be used as a predicate conviction for enhancement purposes under Subsection (b) of this section if the offender has not been convicted of any violation of the controlled dangerous substances law for a period of two years from the date of completion of sentence, probation, parole, or suspension of sentence for that conviction. The provisions of this subsection shall apply only once with respect to any person.
- (b) On a second conviction, except as provided in Subsection (d) of this Section, the offender shall be fined not more than one thousand dollars, or imprisoned for not more than six months, or both.
- (c) If the second or subsequent conviction is by any person licensed under the occupational license tax law, as provided in R.S. 47:341 et seq. and section 10-1001 et seq., or by such person's manager, agent, servant, or employee, then such person shall forfeit the right to any permit issued thereunder and such permit may be suspended or revoked.
- (d) The penalty for possessing drug paraphernalia intended for, or used solely for, the inhalation, ingestion, epidermal or sublingual absorption, or other method of introducing marijuana or marijuana derivatives into the human body are as follows for quantities of paraphernalia not exceeding those required for individual personal use:
 - (1) On a first conviction, a fine of one hundred dollars.
 - (2) On a second conviction, a fine of five hundred dollars.
 - (3) On a third or subsequent conviction, a fine of two thousand five hundred dollars.”

The above Ordinance was read and considered by Sections at a public meeting of the Mayor and Board of Aldermen, in regular and legal session convened, voted on by yea or nay vote, passed and adopted the 6th day of August, 2024, the final vote being as follows:

YEA: _____

NAY: _____

NOT VOTING: _____

ABSENT: _____

ATTEST:

APPROVED THIS 6TH DAY OF
AUGUST, 2024

CINDY EMORY, CITY CLERK
CITY OF WEST MONROE
STATE OF LOUISIANA

STACI ALBRITTON MITCHELL, MAYOR
CITY OF WEST MONROE
STATE OF LOUISIANA