



# City of Broken Arrow

## Request for Action

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**File #: 17-2428, Version: 1**

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**Broken Arrow City Council  
Meeting of: 07-18-2017**

**To: Mayor and City Council  
From: Office of the City Attorney**

**Title: Consideration, discussion, and possible adoption of Ordinance No. 3489-Corrected, amending Chapter 16, Offenses-MISCELLANEOUS, Article 1, In General, Section 16-28, Possession of marijuana and controlled dangerous substances; adding Schedule I and II drugs to the definition of controlled dangerous substances, of the Broken Arrow Code; repealing all ordinances to the contrary; and declaring an emergency**

**Background:**

On July 1, 2017 State law is changed to include Schedules I and II drugs as drugs whose possession is a misdemeanor. Previously, possession of Schedule I or II drugs was considered a felony. The current ordinance change adds Schedules I and II drugs to the definition of controlled dangerous substance. This will allow the City to file charges in municipal court for the possession of Schedule I and II drugs.

**Cost: \$0**

**Prepared By: Beth Anne Childs, City Attorney**

**Reviewed By: Assistant City Manager-Administration  
Broken Arrow Police Department**

**Approved By: Michael L. Spurgeon, City Manager**

**Attachments: Ordinance No. 3489**

**Recommendation:**

**Adopt Ordinance No. 3489 and approve emergency clause.**