

## 308 Misdemeanor Citations

### 308.9 MISDEMEANOR POSSESSION OF MARIJUANA (POM)

For Class A and B POM offenses, officers should only make an arrest or issue a citation as otherwise permitted by section 308.3 and 308.4 of this order if doing so as part of:

- (a) the investigation of a high priority, felony-level narcotics case, or
- (b) the investigation of a violent felony.

In all other Class A or B POM cases, and when officers have probable cause to believe the substance is marijuana, officers shall seize the marijuana, write a detailed report titled "possession of marijuana" and release the individual if POM is the sole charge. Officers shall deposit the marijuana ~~as~~ **evidence** [according to GO 618.6.2 Submitting Narcotics and Narcotics Paraphernalia](#). In the event there are offenses in addition to POM, officers should take appropriate enforcement action for those additional offenses, but should not charge for the POM offense unless it meets one or both of the factors identified in paragraphs (a) or (b) of this order. [In addition, the officer will complete a "\(POM\) Class A/B with no charges filed" template which is required for the disposal of the marijuana.](#)