



The Law Offices of
Joel Silberman, LLC

Misdemeanor Drug Possession

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Tel: **201-273-7070**

Toll Free: **800-889-3129**

E-Mail: **joel@joelsilbermanlaw.com**

www.joelsilbermanlaw.com



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Misdemeanor Drug Possession Offense

- In New Jersey, a misdemeanor [drug possession offense](#) is charged to a person if he is under the influence of marijuana or hashish, or failed to surrender to a nearby police officer.
- Marijuana possession of less than 50 grams and possession of any controlled substances is also classified as a misdemeanor.



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Misdemeanor Possession of Controlled Substances Can Lead to the Following Charges



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- 6 months to 1 year imprisonment (N.J.S.A. 2C:43-8)
- A fine of up to \$1000 (N.J.S.A. 2C:43-3(c))
- Loss of public housing (N.J.S.A. 2A:18-61.1)
- If the accused stays in a rented home, then eviction is possible. (N.J.S.A. 2A:18-61.1)
- If caught driving, loss of driving privileges for not less than six months and up to two years is possible. (2C:35-16)
- If caught driving and marijuana is found in the car, then mandatory loss of driving privileges for two years. (N.J.S.A. 39:4-49.1)



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- A term of community service (N.J.S.A. 2C:43-2b(5))
- An obligatory \$75 Safe Neighborhoods Services assessment (N.J.S.A. 2C:43-3.2)
- A compulsory \$50 lab fee (2C:35-20)
- A compulsory \$50 Victims of Crime Compensation Board penalty (2C:43-3.1a(2)(a))
- An obligatory \$500 Drug Enforcement Demand Reduction penalty (N.J.S.A. 2C:35-15(e))
- A period of trial of up to five years (N.J.S.A. 2C:43-2b(2))
- Using or being under the influence of any drugs not for the purpose of treating a sickness or injury (as legally prescribed by a licensed physician) incurs a fine of up to \$50. (N.J. Stat. Ann. § 2C:35-10.)



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Drug Crime Defense Attorney in Jersey City, NJ

- If you are accused of misdemeanor possession of controlled substances, then contact a [drug defense attorney](#) in New Jersey.
- Speak with drug crime attorney Joel Silberman as soon as possible to ensure your rights are not jeopardized.



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Contact Us:

Joel Silberman

Drug Crime Defense Attorney, New Jersey

549 Summit Avenue

Jersey City, NJ 07306

Tel: (201)-273-7070

Toll Free (800)-889-3129

E-Mail: joel@joelsilbermanlaw.com

www.joelsilbermanlaw.com