

U.S. Federal and State Cases, Codes, and Articles

Select a tab to search United States Cases, Codes, or Articles

CasesCodesArticles

Search by keyword or citation

\* Indicates required field

Keyword or Citation \*

Enter Keyword or Citation

View results >

FINDLAW / CODES / FLORIDA / TITLE XLVI. CRIMES / § 893.147

Florida Statutes Title XLVI. Crimes § 893.147. Use, possession, manufacture, delivery, transportation, advertisement, or retail sale of drug paraphernalia

Current as of January 01, 2023 | Updated by FindLaw Staff

(1) Use or possession of drug paraphernalia.--It is unlawful for any person to use, or to possess with intent to use, drug paraphernalia:

(a) To plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, or conceal a controlled substance in violation of this chapter; or

(b) To inject, ingest, inhale, or otherwise introduce into the human body a controlled substance in violation of this chapter.

Any person who violates this subsection is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(2) Manufacture or delivery of drug paraphernalia.--It is unlawful for any person to deliver, possess with intent to deliver, or manufacture with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used:

(a) To plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, or conceal a controlled substance in violation of this act; or

(b) To inject, ingest, inhale, or otherwise introduce into the human body a controlled substance in violation of this act.

Any person who violates this subsection is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(3) Delivery of drug paraphernalia to a minor.--

(a) Any person 18 years of age or over who violates subsection (2) by delivering drug paraphernalia to a person under 18 years of age is guilty of a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) It is unlawful for any person to sell or otherwise deliver hypodermic syringes, needles, or other objects which may be used, are intended for use, or are designed for use in parenterally injecting substances into the human body to any person under 18 years of age, except that hypodermic syringes, needles, or other such objects may be lawfully dispensed to a person under 18 years of age by a licensed practitioner, parent, or legal guardian or by a pharmacist pursuant to a valid prescription for same. Any person who violates the provisions of this paragraph is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(4) Transportation of drug paraphernalia.--It is unlawful to use, possess with the intent to use, or manufacture with the intent to use drug paraphernalia, knowing or under circumstances in which one reasonably should know that it will be used to transport:

(a) A controlled substance in violation of this chapter; or

(b) Contraband as defined in s. 932.701(2)(a)1.

Any person who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(5) Advertisement of drug paraphernalia.--It is unlawful for any person to place in any newspaper, magazine, handbill, or other publication any advertisement, knowing, or under circumstances where one reasonably should know, that the purpose of the advertisement, in whole or in part, is to promote the sale of objects designed or intended for use as drug paraphernalia. Any person who violates this subsection is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(6) Retail sale of drug paraphernalia.--

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

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

< Back to chapter list

< Previous part of code

Next part of code >

Cite this article: FindLaw.com - Florida Statutes Title XLVI. Crimes § 893.147. Use, possession, manufacture, delivery, transportation, advertisement, or retail sale of drug paraphernalia - last updated January 01, 2023 | <https://codes.findlaw.com/fl/title-xlvi-crimes/fl-st-sect-893-147/>



Read this complete Florida Statutes Title XLVI. Crimes § 893.147. Use, possession, manufacture, delivery, transportation, advertisement, or retail sale of drug paraphernalia on Westlaw

FindLaw Codes may not reflect the most recent version of the law in your jurisdiction. Please verify the status of the code you are researching with the state legislature or via Westlaw before relying on it for your legal needs.

Was this helpful?

Yes

No



Learn About the Law

Get help with your legal needs

FindLaw's Learn About the Law features thousands of informational articles to help you understand your options. And if you're ready to hire an attorney, [find one in your area](#) who can help.

Go to Learn About the Law >

Need to find an attorney?

Search our directory by legal issue

Enter information in one or both fields (Required)

Legal issue

Drug Crime

I need help near (city, ZIP code or country)

Hempstead, New York

Find a lawyer >

BACK TO TOP

Questions?

At FindLaw.com, we pride ourselves on being the number one source of free legal information and resources on the web. [Contact us.](#)

Stay up-to-date with how the law affects your life. Sign up for our consumer newsletter.

ENTER YOUR EMAIL ADDRESS

>

FOLLOW US:



ABOUT US >

Our Team

Accessibility

Contact Us

FIND A LAWYER >

By Location

By Legal Issue

By Lawyer Profiles

By Name

SELF-HELP RESOURCES

Legal Forms & Services

LEGAL RESEARCH

Learn About the Law

State Laws

U.S. Caselaw

U.S. Codes

LEGAL NETWORK

[FindLaw.com](#) Free, trusted legal information for consumers and legal professionals

[SuperLawyers.com](#) Directory of U.S. attorneys with the exclusive Super Lawyers rating

[Abogado.com](#) The #1 Spanish-language legal website for consumers

[LawInfo.com](#) Nationwide attorney directory and legal consumer resources