

17.07
Definition Of Cannabis Trafficking

A person commits the offense of cannabis trafficking when he knowingly [(brings) (causes to be brought)] into this State [(for the purpose of manufacture) (for the purpose of delivery) (with the intent to manufacture) (with the intent to deliver)] 2,500 grams or more of cannabis in this or any other state or country.

Committee Note

720 ILCS 550/5.1 (West, 1999) (formerly Ill.Rev.Stat. ch. 561/2, §705.1), added by P.A. 85-1388, effective January 1, 1989.

Give Instruction 17.08.

Although the prosecution must prove the quantity was 2,500 grams or more, it need not prove that the defendant *knew* the quantity was of any specific amount. See *People v. Cortez*, 77 Ill.App.3d 448, 395 N.E.2d 1177, 32 Ill.Dec. 796 (1st Dist.1979); *People v. Ziehm*, 120 Ill.App.3d 777, 458 N.E.2d 588, 76 Ill.Dec. 188 (2d Dist.1983).

See Committee Note to Instruction 17.05A if delivery is an issue.

If other terms used in this instruction need to be defined, see definitions contained in Chapter 720.

Use applicable bracketed material.