

**9.04 POSSESSION OF MARIJUANA.** (1) PROHIBITED. Subject to sub. (2) below and subject to the exception provided in §161.41(3r), wis. Stats., no person shall possess marijuana, as defined in §161.01(14), Wis. Stats.

(2) EXCEPTIONS. This section shall not apply to a person who possesses more than 25 grams of marijuana or to a person who is charged with possession of any amount of marijuana following a conviction for possession of marijuana in this State.

(3) PENALTY. Any person who shall violate sub. (1) above, except as provided in sub. (2) above, shall, upon conviction, be subject to a forfeiture as provided in sec. 25.04 of this Code.