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**SENATE FLOOR AMENDMENTS**

2017 Regular Session

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 220 by Senator Alario

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1 AMENDMENT NO. 1

2 On page 1, line 3, change "68.7(B)" to "68.7(B)(1)"

3 AMENDMENT NO. 2

4 On page 1, line 8, after "14:2(B)(8)," delete "(14)," and after "56.3," insert "62.1, 62.6, 62.9,"

5 AMENDMENT NO. 3

6 On page 1, at the beginning of line 10, after "71(H) and (I)," delete "94(E) and (F), 95(J) and  
7 (K),"

8 AMENDMENT NO. 4

9 On page 2, line 1, change "68.7(B)" to "68.7(B)(1)"

10 AMENDMENT NO. 5

11 On page 5, line 4, after "years" insert "**, or may be fined not more than three thousand**  
12 **dollars, or both**"

13 AMENDMENT NO. 6

14 On page 5, line 18, delete "three" and insert "**fifty**"

15 AMENDMENT NO. 7

16 On page 5, at the end of line 24, delete "**at hard labor**" and insert "**, with or without hard**  
17 **labor,**"

18 AMENDMENT NO. 8

19 On page 7, line 8, change "**twenty-five**" to "**fifty**"

20 AMENDMENT NO. 9

21 On page 8, at the end of line 3, change "**violating**" to "**theft**" and delete line 4

22 AMENDMENT NO. 10

23 On page 8, delete lines 8 through 19 and insert "\* \* \*"

24 AMENDMENT NO. 11

25 On page 10, line 28, change "**twenty-five**" to "**fifty**"

26 AMENDMENT NO. 12

27 On page 14, line 3, change "~~without the benefit of probation, parole~~" to "without the benefit  
28 of probation, parole"

1 AMENDMENT NO. 13

2 On page 16, at the beginning of line 1, after "**(a) Three**" change "**persons**" to "**attorneys**"

3 AMENDMENT NO. 14

4 On page 16, at the beginning of line 3, after "**(b)**" change "**Three persons**" to "**Two**  
5 **attorneys**"

6 AMENDMENT NO. 15

7 On page 16, at the beginning of line 4, after "**(c)**" change "**Three persons**" to "**One**  
8 **attorney**"

9 AMENDMENT NO. 16

10 On page 16, between lines 5 and 6, insert the following:

11 **"(d) One attorney designated by the Louisiana Association of Criminal**  
12 **Defense Lawyers.**

13 **(e) Two attorneys designated by the Louisiana District Judges**  
14 **Association.**

15 **(f) One attorney designated by the office of the governor.**

16 **(g) The chair of the House Committee on Administration of Criminal**  
17 **Justice.**

18 **(h) The chair of the Senate Committee on Judiciary C.**

19 **(i) Each attorney member of the task force shall be an attorney licensed**  
20 **to practice and who practices in this state."**

21 AMENDMENT NO. 17

22 On page 17, line 13, after "Subsection," delete "**for**"

23 AMENDMENT NO. 18

24 On page 17, line 21, after "**ten years**" insert "**and may, in addition, be required to pay a**  
25 **fine of not more than fifty thousand dollars**"

26 AMENDMENT NO. 19

27 On page 17, line 23, after "**twenty years**" insert "**and may, in addition, be required to pay**  
28 **a fine of not more than fifty thousand dollars**"

29 AMENDMENT NO. 20

30 On page 21, line 11, after "sentence shall not" delete "be eligible to"

31 AMENDMENT NO. 21

32 On page 24, line 7, delete "(B)(3)" and insert "**(B)(2)**"

33 AMENDMENT NO. 22

34 On page 26, line 1, change "**Schedule II**" to "**Schedule I**"

35 AMENDMENT NO. 23

36 On page 26, line 4, after "**substance is**" delete the remainder of the line and insert "**equal**  
37 **to or above the following weights**"

1 AMENDMENT NO. 24

2 On page 26, at the beginning of line 5, delete "or more"

3 AMENDMENT NO. 25

4 On page 26, line 7, after "thereof," delete "more than"

5 AMENDMENT NO. 26

6 On page 26, delete line 8 and insert "(2) For any other Schedule I controlled substance,  
7 twenty-eight"

8 AMENDMENT NO. 27

9 On page 27, at the end of line 13, delete "of a controlled substance"

10 AMENDMENT NO. 28

11 On page 28, at the beginning of line 8, delete "(4)(3)(a)" and insert "(4)(a)(3)"

12 AMENDMENT NO. 29

13 On page 28, delete line 15 and insert the following:

14 ~~"(b) Distribution, dispensing, or possession with intent to produce,~~  
15 ~~manufacture, distribute, or dispense cocaine or cocaine base or a mixture or~~  
16 ~~substance containing cocaine or its analogues as provided in Schedule H(A)(4) of~~  
17 ~~R.S. 40:964 or oxycodone as provided in Schedule H(A)(1)(o) of R.S. 40:964 or~~  
18 ~~methadone as provided in Schedule H(B)(11) of R.S. 40:964 shall be sentenced to~~  
19 ~~a term of imprisonment at hard labor for not less than two years nor more than thirty~~  
20 ~~years, with the first two years of said sentence being without benefit of parole,~~  
21 ~~probation, or suspension of sentence; and may, in addition, be sentenced to pay a fine~~  
22 ~~of not more than fifty thousand dollars."~~

23 AMENDMENT NO. 30

24 On page 29, line 25, after "for not" insert "less than one year nor"

25 AMENDMENT NO. 31

26 On page 29, delete line 27 and insert the following:

27 "C. Possession. It is unlawful for any person knowingly or intentionally to  
28 possess a controlled dangerous substance classified in Schedule III unless such  
29 substance was obtained directly or pursuant to a valid prescription or order from a  
30 practitioner, or as provided in R.S. 40:978 or R.S. 40:1239, while acting in the course  
31 of his professional practice or except as otherwise authorized by this Part. Any  
32 person who violates this Subsection shall be imprisoned, with or without hard labor,  
33 for not less than one year nor more than five years and, in addition, may be required  
34 to pay a fine of not more than five thousand dollars."

35 AMENDMENT NO. 32

36 On page 31, delete line 10 and insert "Section 3. R.S. 14:2(B)(8), (25), and (29), 56.1, 56.2,  
37 56.3, 62.1, 62.6, 62.9, 67.1, 67.2, 67.6,"

38 AMENDMENT NO. 33

39 On page 31, delete line 12 and insert "(I), and 211 and R.S. 40:966(G) and 967(F) and (G)"