Amendments proposed by House Committee on Administration of Criminal Justice to
Reengrossed Senate Bill No. 315 by Senator Womack

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through
5 in their entirety and insert the following:

"R.S. 40:966(B)(3) and 967(B)(4) and to enact R.S. 14:2(B)(8) and (29), relative to
the Uniform Controlled Dangerous Substances Law; to provide relative to penalties
for the distribution of heroin and fentanyl or carfentanil; to provide for penalties
when the distribution causes serious bodily injury; to add the offenses of distribution
of heroin and distribution of fentanyl or carfentanil which is the direct cause of
serious bodily injury to the list of crimes of violence; and to provide for related
matters."

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and delete line 8 in its
entirety and insert the following:

"R.S. 40:966(B)(3) and 967(B)(4) are hereby amended and reenacted to read as
follows:"

AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert the following:

§966. Penalty for distribution or possession with intent to distribute narcotic drugs
listed in Schedule I; possession of marijuana, synthetic cannabinoids, and
heroin

B. Violations of Subsection A. Any person who violates Subsection A of this
Section with respect to:

(3) (a) A substance classified in Schedule I that is the narcotic drug heroin
or a mixture or substance containing a detectable amount of heroin or its analogues,
on conviction for any amount, shall be imprisoned at hard labor for not less than
five years nor more than forty years and may, in addition, be required to pay a fine
of not more than fifty thousand dollars.

(b)(i) If the offender unlawfully distributes or dispenses heroin or a
mixture or substance containing a detectable amount of heroin or its analogues,
which is the direct cause of serious bodily injury to the person who ingested or
consumed the substance, the offense shall be classified as a crime of violence,
and the offender shall be imprisoned at hard labor for not less than five years
nor more than forty years. At least five years of the sentence of imprisonment
shall be imposed without benefit of probation, parole, or suspension of sentence.
In addition, the offender may be required to pay a fine of not more than fifty
thousand dollars.

(ii) For purposes of this Subparagraph, "serious bodily injury" shall
have the same meaning as provided by R.S. 14:2(C).
AMENDMENT NO. 4

On page 2, delete lines 3 through 29 in their entirety and on page 3, delete lines 1 through 14 in their entirety and insert the following:

"(b)(i) If the offender unlawfully distributes or dispenses fentanyl or a mixture or substance containing a detectable amount of fentanyl or its analogues, or carfentanil or a mixture or substance containing a detectable amount of carfentanil or its analogues, which is the direct cause of serious bodily injury to the person who ingested or consumed the substance, the offense shall be classified as a crime of violence, and the offender shall be imprisoned at hard labor for not less than five years nor more than forty years. At least five years of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence. In addition, the offender may be required to pay a fine of not more than fifty thousand dollars.

(ii) For purposes of this Subparagraph, "serious bodily injury" shall have the same meaning as provided by R.S. 14:2(C).

(iii) This Subsection shall be known and may be cited as "Millie's Law".

* * *"

AMENDMENT NO. 5

On page 3, line 15, after "Section 2." and before "hereby" change "R.S. 14:2(B)(8) is" to "R.S. 14:2(B)(8) and (29) are"

AMENDMENT NO. 6

On page 3, after line 28, add the following:

"(29) Distribution of heroin punishable under R.S. 40:966(B)(3)(b)."