
DIGEST

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SB 94 Engrossed

2023 Regular Session

Kleinpeter

Present law provides for Mitragynine to be added to the Uniform Controlled Dangerous Substances Law, the schedule to which such substance will be added is dependent upon the classification of the substance as a controlled dangerous substance by the Drug Enforcement Administration of the U.S.

Proposed law repeals present law.

Proposed law creates the crime of unlawful sale or distribution of mitragynine speciosa to persons under the age of 21 and provides that no person shall sell or distribute or cause to be sold or distributed a product containing mitragynine speciosa to any person under the age of 21.

Proposed law further provides that "mitragynine speciosa" means a product containing either or both of the following:

- (1) Mitragynine
- (2) 7-Hydroxy-mitragynine

Whoever violates proposed law shall be fined not more than \$500, imprisoned for not more than six months, or both.

Proposed law creates the "Local Option for Mitragynine Speciosa". Authorizes local governments to enact ordinances to prohibit the sale or distribution of mitragynine speciosa products or to regulate the sale or distribution of such products in a more restrictive manner than proposed law (R.S. 14:91.10).

Effective August 1, 2023.

(Adds R.S. 14:91.10 and R.S. 40:1300.51-1300.53; Repeals Act No. 231 of the 2019 R.S.)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the engrossed bill:

1. Repeal Act No. 231 of the 2019 R.S.
2. Create the crime of unlawful sale or distribution of mitragynine speciosa to persons under 21 years of age and provide for penalties.
3. Authorize local governments to enact ordinances to prohibit the sale or distribution of mitragynine speciosa products or to regulate the sale or distribution of such products in a more restrictive manner than proposed law.