

Regular Session, 2014

HOUSE BILL NO. 103

BY REPRESENTATIVES FOIL, HAZEL, AND EDWARDS

CONTROLLED SUBSTANCES: Increases penalties for distribution of narcotic Schedule I Controlled Dangerous Substances

1 AN ACT

2 To amend and reenact R.S. 40:966(B)(1), relative to the Uniform Controlled Dangerous  
3 Substances Law; to increase penalties for certain offenses; and to provide for related  
4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:966(B)(1) is hereby amended and reenacted to read as follows:

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

10 \* \* \*

11 B. Penalties for violation of Subsection A of this Section. Any person who  
12 violates Subsection A of this Section with respect to:

13 (1) A substance classified in Schedule I which is a narcotic drug (all  
14 substances in Schedule I preceded by an asterisk "\*"), upon conviction shall be  
15 sentenced to imprisonment for not less than ~~five~~ twenty nor more than fifty years at  
16 hard labor at least ~~five~~ twenty years of which shall be served without benefit of  
17 probation, or suspension of sentence, and may, in addition, be required to pay a fine  
18 of not more than fifty thousand dollars.

19 \* \* \*

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB No. 103

**Abstract:** Increases the minimum mandatory incarceration penalty for Schedule I narcotic drugs.

Present law provides penalties for the production, manufacturing, distribution, or dispensing of a controlled dangerous substance, or for the possession with the intent to produce, manufacture, distribute, or dispense a controlled dangerous substance, which is a narcotic drug, shall be sentenced to imprisonment for not less than five nor more than 50 years at hard labor at least five years of which shall be served without benefit of probation, or suspension of sentence, and may, in addition, be required to pay a fine of not more than \$50,000.

Proposed law increases the minimum mandatory penalty from five years to 20 years.

(Amends R.S. 40:966(B)(1))