

Regular Session, 2012

HOUSE BILL NO. 218

BY REPRESENTATIVE CROMER

CONTROLLED SUBSTANCES: Prohibits a person convicted of a violation involving a Schedule I controlled dangerous substance from holding an alcoholic beverage permit

1 AN ACT

2 To enact R.S. 40:966(I), relative to violations of the Controlled Dangerous Substances Law;  
3 to provide for additional penalties for certain violations involving Schedule I  
4 controlled dangerous substances; to permanently prohibit a person convicted of  
5 certain controlled dangerous substances violations from holding an alcoholic  
6 beverage permit; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 40:966(I) is hereby enacted to read as follows:

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

12 \* \* \*

13 I.(1) Notwithstanding any other provision of law to the contrary, any person  
14 who violates the provisions of Subsection A of this Section with respect to a  
15 substance classified in Schedule I, upon conviction, shall be permanently prohibited  
16 from holding any permit issued pursuant to the Alcoholic Beverages Control Law.

17 (2) If the person is holding a permit issued pursuant to the Alcoholic  
18 Beverages Control Law at the time of conviction, he shall surrender the permit  
19 immediately upon conviction.

20 (3) The prohibition provided for in this Subsection shall be for the lifetime  
21 of the offender.

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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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Cromer

HB No. 218

**Abstract:** Prohibits a person convicted of a Schedule I CDS violation from holding an alcoholic beverage permit.

Present law provides for violations of the controlled dangerous substances law.

Present law provides that Schedule I CDS are highly addictive and have no accepted medical use.

Present law provides for the permitting of alcoholic beverage facilities.

Proposed law retains these provisions of present law.

Proposed law provides that any person who is convicted of manufacturing, production, distribution, or dispensing or possession with intent to manufacture, produce, distribute, or dispense a Schedule I CDS, shall be permanently prohibited from holding any permit issued pursuant to the Alcoholic Beverages Control Law.

Proposed law provides that if the person currently has an alcoholic beverage permit, he shall surrender it immediately.

(Adds R.S. 40:966(I))