

2022 Regular Session

HOUSE BILL NO. 676

BY REPRESENTATIVE JORDAN

CRIMINAL/HABIT OFFENDERS: Provides relative to sentencing for habitual offenders

1 AN ACT

2 To enact R.S. 15:529.1(L), relative to the habitual offender law; to provide relative to
3 convictions of certain marijuana possessions; to provide that certain persons
4 convicted of possession of marijuana shall not be sentenced as habitual offenders;
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 15:529.1(L) is hereby enacted to read as follows:

8 §529.1. Sentences for second and subsequent offenses; certificate of warden or clerk
9 of court in the state of Louisiana as evidence

10 * * *

11 L. Notwithstanding any provision of law to the contrary, any person who,
12 after having been convicted of possession of fifty-six grams or less of marijuana,
13 tetrahydrocannabinol, or chemical derivatives thereof, shall not have such conviction
14 applied to any sentence imposed for second or subsequent offenses for purposes of
15 this provision.

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)]

HB 676 Original

2022 Regular Session

Jordan

Abstract: Relative to the habitual offender law, provides that any person convicted of possession of 56 grams or less of marijuana shall not be sentenced as a habitual offender.

Present law provides that any person who, after having been convicted of a felony, thereafter commits any subsequent felony within La., upon conviction shall be subject to certain enhanced penalties as set forth in present law.

Proposed law provides that any person who, after having been convicted of possession of 56 grams or less of marijuana, tetrahydrocannabinol, or chemical derivatives thereof, shall not have such conviction applied to any sentence imposed for second or subsequent offenses for purposes of present law.

(Adds R.S. 15:529.1(L))