

SENATE BILL NO. 59

BY SENATORS MORRELL AND BROOME AND REPRESENTATIVE WESLEY BISHOP

1 AN ACT

2 To amend and reenact R.S. 40:981.2(A) and (C), relative to soliciting minors to distribute
3 controlled dangerous substances; to amend elements of the crime; to add certain
4 controlled dangerous substances to enhanced penalty provisions; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 40:981.2(A) and (C) are hereby amended and reenacted to read as
8 follows:

9 §981.2. Soliciting minors to **produce, manufacture,** distribute, **or dispense**
10 controlled dangerous substances

11 A. No person eighteen years of age or older shall solicit, procure, or counsel
12 any person under eighteen years of age to **produce, manufacture,** distribute, **or**
13 **dispense** or attempt **possess with the intent** to **produce, manufacture,** distribute,
14 **or dispense** ~~distribute or attempt to distribute~~, in violation of any provision of R.S.
15 40:966 through R.S. 40:970, any controlled dangerous substance listed in Schedules
16 I, II, III, IV, or V, or to distribute or attempt to distribute, in violation of R.S. 40:989,
17 a chemical substance commonly known as "rush".

18 * * *

19 C. Any person eighteen years of age or older who violates the provisions of
20 this Section by soliciting, procuring, or counseling a person under eighteen years of
21 age to distribute or to attempt to distribute cocaine, oxycodone, **heroin,**
22 **methamphetamine,** or methadone in violation of R.S. 40:967(A) or (B) shall be

1 sentenced to a term of imprisonment at hard labor for not less than ten nor more than
2 thirty years, at least ten years of which shall be served without benefit of parole,
3 probation, or suspension of sentence.

4 Section 2. This Act shall become effective upon signature by the governor or, if not
5 signed by the governor, upon expiration of the time for bills to become law without signature
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become
8 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____