2016 Regular Session

HOUSE BILL NO. 267

BY REPRESENTATIVES GREGORY MILLER AND BOUIE

1	AN ACT
2	To amend and reenact R.S. 40:1025(A), (B), and (C), relative to penalties for transactions
3	involving drug paraphernalia; to amend the penalty provisions for such offenses; and
4	to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 40:1025(A), (B), and (C) are hereby amended and reenacted to read
7	as follows:
8	§1025. Penalties
9	A. (1) The first violation of or failure to comply with any provision of this
10	Part shall subject the offender to a fine not in excess of five three hundred dollars,
11	or imprisonment of not more than six months fifteen days, or both.
12	(2) A conviction for a violation of the provisions of this Part may not be used
13	as a predicate conviction for enhancement purposes under Subsections B and C of
14	this Section if the offender has not been convicted of any violation of the controlled
15	dangerous substances law for a period of two years from the date of completion of
16	sentence, probation, parole, or suspension of sentence for that conviction. The
17	provisions of this Paragraph shall apply only once with respect to any person.
18	B. On <u>a</u> second conviction, the offender shall be fined not more than one
19	thousand dollars, or imprisoned for not more than one year six months, or both.

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

ENROLLED

1	C. On <u>a</u> third <u>or subsequent</u> conviction, the offender shall be fined not more
2	than five thousand two thousand five hundred dollars, or imprisoned, with or without
3	hard labor, for not more than five two years, or both.
4	* * *

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____