Regular Session, 2014

HOUSE BILL NO. 1024

BY REPRESENTATIVE KATRINA JACKSON

CONTROLLED SUBSTANCES: Provides with respect to drug free zones

AN ACT

To repeal R.S. 40:981.3(D), relative to drug free zones; to repeal the private residence exception for violations of the Uniform Controlled Dangerous Substances Law which occur in drug free zones.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:981.3(D) is hereby repealed in its entirety.

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)]

Katrina Jackson HB No. 1024

Abstract: Repeals the private residence exception for the application of enhanced penalties for controlled dangerous substances violations which occur in drug free zones.

Present law provides for enhanced penalties for violations of the Uniform Controlled Dangerous Substances Law when the violation occurs on any property used for school purposes by any school or within 2,000 feet of any such property.

Present law provides for the same enhanced penalties for violations which occur on property which is a drug treatment facility, religious building property, public housing authority property, child day care center property, or within 2,000 feet of any such property, if the area is posted as a drug free zone.

Proposed law retains present law.

Present law further provides for an exception for violations which occur within 2,000 feet of school property, a drug treatment facility, religious building property, public housing authority property, or child day care facility property if the violation occurs entirely within a private residence wherein no person 17 years of age or under was present.

Proposed law repeals this present law exception.

(Repeals R.S. 40:981.3(D))