

FIRST REGULAR SESSION

HOUSE BILL NO. 66

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BRINGER.

Pre-filed December 6, 2002, and copies ordered printed.

TED WEDEL, Chief Clerk

0458L.011

AN ACT

To repeal sections 195.214 and 195.218, RSMo, and to enact in lieu thereof two new sections relating to distribution of controlled substances, with penalty provisions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 195.214 and 195.218, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 195.214 and 195.218, to read as follows:

195.214. 1. A person commits the offense of distribution of a controlled substance near
2 schools if such person violates section 195.211 by unlawfully distributing or delivering any
3 controlled substance to a person in or on, or within two thousand feet of, the real property
4 comprising a public or private elementary or secondary school, public vocational school, or a
5 public or private junior college, college or university or on any school bus.

6 2. Distribution of a controlled substance near schools is a class A felony **which term**
7 **shall be served without probation or parole if the court finds the defendant is a persistent**
8 **drug offender.**

195.218. 1. A person commits the offense of distribution of a controlled substance near
2 public housing or other governmental assisted housing if he violates section 195.211 by
3 unlawfully distributing or delivering any controlled substance to a person in or on, or within one
4 thousand feet of the real property comprising public housing or other governmental assisted
5 housing.

6 2. Distribution of a controlled substance near public housing or other governmental
7 assisted housing is a class A felony **which term shall be served without probation or parole**
8 **if the court finds the defendant is a persistent drug offender.**