

HOUSE AMENDMENT NO. _____
TO
HOUSE AMENDMENT NO. _____

Offered By

AMEND House Amendment No. _____ to House Committee Substitute for Senate Bill No. 186,
Page 3, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except
as authorized by this chapter or chapter 195, such person knowingly distributes, delivers,
manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams of a mixture or substance containing a detectable amount of
heroin;

(2) More than one hundred fifty grams of a mixture or substance containing a detectable
amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine,
ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their
optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers,
and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any
of the foregoing substances;

(3) More than eight grams of a mixture or substance described in subdivision (2) of this
subsection which contains cocaine base;

(4) More than five hundred milligrams of a mixture or substance containing a detectable
amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams of a mixture or substance containing a detectable amount of
phencyclidine (PCP);

(6) More than four grams of phencyclidine;

(7) More than thirty kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams of any material, compound, mixture, or preparation containing
any quantity of the following substances having a stimulant effect on the central nervous system:
amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts,
optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

(9) More than thirty grams of any material, compound, mixture, or preparation which
contains any quantity of 3,4-methylenedioxymethamphetamine;

Action Taken _____ Date _____

- 1 (10) One gram or more of flunitrazepam for the first offense;
- 2 (11) Any amount of gamma-hydroxybutyric acid for the first offense; or
- 3 (12) More than ~~ten~~ three but less than fourteen milligrams of fentanyl or carfentanil, or
- 4 any derivative thereof, or any combination thereof, or any compound, mixture, or substance
- 5 containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.
- 6 2. The offense of trafficking drugs in the first degree is a class B felony.
- 7 3. The offense of trafficking drugs in the first degree is a class A felony if the quantity
- 8 involved is:
- 9 (1) Ninety grams or more of a mixture or substance containing a detectable amount of
- 10 heroin; or
- 11 (2) Four hundred fifty grams or more of a mixture or substance containing a detectable
- 12 amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine,
- 13 ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their
- 14 optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers,
- 15 and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any
- 16 of the foregoing substances; or
- 17 (3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this
- 18 subsection which contains cocaine base; or
- 19 (4) One gram or more of a mixture or substance containing a detectable amount of lysergic
- 20 acid diethylamide (LSD); or
- 21 (5) Ninety grams or more of a mixture or substance containing a detectable amount of
- 22 phencyclidine (PCP); or
- 23 (6) Twelve grams or more of phencyclidine; or
- 24 (7) One hundred kilograms or more of a mixture or substance containing marijuana; or
- 25 (8) Ninety grams or more of any material, compound, mixture, or preparation containing
- 26 any quantity of the following substances having a stimulant effect on the central nervous system:
- 27 amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts,
- 28 optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or
- 29 (9) More than thirty grams of any material, compound, mixture, or preparation containing
- 30 any quantity of the following substances having a stimulant effect on the central nervous system:
- 31 amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts,
- 32 optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and
- 33 the location of the offense was within two thousand feet of real property comprising a public or
- 34 private elementary, vocational, or secondary school, college, community college, university, or any
- 35 school bus, in or on the real property comprising public housing or any other governmental assisted
- 36 housing, or within a motor vehicle, or in any structure or building which contains rooms furnished
- 37 for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to
- 38 the public as a place where sleeping accommodations are sought for pay or compensation to
- 39 transient guests or permanent guests; or

1 (10) Ninety grams or more of any material, compound, mixture or preparation which
2 contains any quantity of 3,4-methylenedioxymethamphetamine; or

3 (11) More than thirty grams of any material, compound, mixture, or preparation which
4 contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was
5 within two thousand feet of real property comprising a public or private elementary, vocational, or
6 secondary school, college, community college, university, or any school bus, in or on the real
7 property comprising public housing or any other governmental assisted housing, within a motor
8 vehicle, or in any structure or building which contains rooms furnished for the accommodation or
9 lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where
10 sleeping accommodations are sought for pay or compensation to transient guests or permanent
11 guests; or

12 (12) One gram or more of flunitrazepam for a second or subsequent offense; or

13 (13) Any amount of gamma-hydroxybutyric acid for a second or subsequent offense; or

14 (14) ~~Twenty~~ Fourteen milligrams or more of fentanyl or carfentanil, or any derivative
15 thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable
16 amount of fentanyl or carfentanil, or their optical isomers or analogues.

17 579.068. 1. A person commits the offense of trafficking drugs in the second degree if,
18 except as authorized by this chapter or chapter 195, such person knowingly possesses or has under
19 his or her control, purchases or attempts to purchase, or brings into this state:

20 (1) More than thirty grams of a mixture or substance containing a detectable amount of
21 heroin;

22 (2) More than one hundred fifty grams of a mixture or substance containing a detectable
23 amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine,
24 ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their
25 optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers,
26 and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any
27 of the foregoing substances;

28 (3) More than eight grams of a mixture or substance described in subdivision (2) of this
29 subsection which contains cocaine base;

30 (4) More than five hundred milligrams of a mixture or substance containing a detectable
31 amount of lysergic acid diethylamide (LSD);

32 (5) More than thirty grams of a mixture or substance containing a detectable amount of
33 phencyclidine (PCP);

34 (6) More than four grams of phencyclidine;

35 (7) More than thirty kilograms of a mixture or substance containing marijuana;

36 (8) More than thirty grams of any material, compound, mixture, or preparation containing
37 any quantity of the following substances having a stimulant effect on the central nervous system:
38 amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts,
39 optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate;

1 (9) More than thirty grams of any material, compound, mixture, or preparation which
2 contains any quantity of 3,4-methylenedioxymethamphetamine; or

3 (10) More than ~~ten~~ three but less than fourteen milligrams of fentanyl or carfentanil, or
4 any derivative thereof, or any combination thereof, or any compound, mixture, or substance
5 containing a detectable amount of fentanyl or carfentanil, or their optical isomers or analogues.

6 2. The offense of trafficking drugs in the second degree is a class C felony.

7 3. The offense of trafficking drugs in the second degree is a class B felony if the quantity
8 involved is:

9 (1) Ninety grams or more of a mixture or substance containing a detectable amount of
10 heroin; or

11 (2) Four hundred fifty grams or more of a mixture or substance containing a detectable
12 amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine,
13 ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their
14 optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers,
15 and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any
16 of the foregoing substances; or

17 (3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this
18 subsection which contains cocaine base; or

19 (4) One gram or more of a mixture or substance containing a detectable amount of lysergic
20 acid diethylamide (LSD); or

21 (5) Ninety grams or more of a mixture or substance containing a detectable amount of
22 phencyclidine (PCP); or

23 (6) Twelve grams or more of phencyclidine; or

24 (7) One hundred kilograms or more of a mixture or substance containing marijuana; or

25 (8) More than five hundred marijuana plants; or

26 (9) Ninety grams or more but less than four hundred fifty grams of any material, compound,
27 mixture, or preparation containing any quantity of the following substances having a stimulant effect
28 on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical
29 isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine
30 and its salts; or methylphenidate; or

31 (10) Ninety grams or more but less than four hundred fifty grams of any material,
32 compound, mixture, or preparation which contains any quantity of 3,4-
33 methylenedioxymethamphetamine; or

34 (11) ~~Twenty~~ Fourteen milligrams or more of fentanyl or carfentanil, or any derivative
35 thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable
36 amount of fentanyl or carfentanil, or their optical isomers or analogues.

37 4. The offense of trafficking drugs in the second degree is a class A felony if the quantity
38 involved is four hundred fifty grams or more of any material, compound, mixture or preparation
39 which contains:

1 (1) Any quantity of the following substances having a stimulant effect on the central
2 nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers;
3 methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or
4 methylphenidate; or

5 (2) Any quantity of 3,4-methylenedioxymethamphetamine.

6 5. The offense of drug trafficking in the second degree is a class C felony for the first
7 offense and a class B felony for any second or subsequent offense for the trafficking of less than one
8 gram of flunitrazepam.

9 579.088. Notwithstanding any other provision of this chapter or chapter 195 to the"; and

10
11 Further amend said bill by amending the title, enacting clause, and intersectional references
12 accordingly.

13
14 THIS AMENDS 0436H02.62H