

**HOUSE AMENDMENT NO. \_\_\_\_\_**  
**TO**  
**HOUSE AMENDMENT NO. \_\_\_\_\_**

**Offered By**

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

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4 ""579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except  
5 as authorized by this chapter or chapter 195, such person knowingly distributes, delivers,  
6 manufactures, produces or attempts to distribute, deliver, manufacture or produce:

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

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

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

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

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

21 (6) More than four grams of phencyclidine;

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

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

27 (9) More than thirty grams of any material, compound, mixture, or preparation which  
28 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-methylenedioxyamphetamine; or

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