

H.B. 311

CONTROLLED SUBSTANCE ENHANCEMENT AMENDMENTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 24, 2020 12:32 PM

Representative **Eric K. Hutchings** proposes the following amendments:

1. *Page 3, Lines 64 through 70:*

64 (d) (i) A person convicted of violating Subsection (1)(a)(iv) is guilty of a first degree
65 felony punishable by imprisonment for an indeterminate term of not less than:

66 (A) seven years and which may be for life[-:]; or

67 (B) 15 years and which may be for life if the trier of fact ~~{determines}~~ determined that
68 ~~{any of the~~

~~person's subordinates}~~ the defendant knew or reasonably should have known that any
subordinate under Subsection (1)(a)(iv)(B) was under 18 years of age.

69 (ii) Imposition or execution of the sentence may not be suspended, and the person is
70 not eligible for probation.

(iii) Subsection (1)(d)(i)(B) does not apply to any defendant who, at the time of the offense, was under 18 years of age.