



## **HB 66 Summary of Changes Made in the House**

### **Version S to Version S.A**

**The sections and concepts below were added/changed on the House Floor:**

- An amendment was adopted which made deaths that occur when a controlled substance is delivered to a person in violation of misconduct involving a controlled substance in the first through third degrees (AS 11.71.010 – 11.71.030) **murder in the second degree**.
  - A death resulting from a violation of misconduct involving a controlled substance in the fourth degree for a schedule IVA controlled substance would remain as manslaughter
- An amendment was adopted that made the delivery of methamphetamine misconduct involving a controlled substance in the second degree (class A felony) and subjected that conduct to an enhanced presumptive sentencing range of seven – 11 years.

### **Version B to Version S**

**The sections and concepts below were added/changed in House Finance:**

- **Section 1** of the bill was redrafted for clarity. This change was a stylistic change and made no other legal change to the meaning of the language.
- New **sections 5 and 6** were added which makes it misconduct involving a controlled substance in the third degree (class B felony) if a person delivers marijuana to a person who is under 18 years of age and at least three years younger than the person delivering the marijuana. If a person delivers marijuana to a person who is 18 years of age it would be misconduct involving a controlled substance in the fourth degree (class C felony).
- Changed the enhanced penalty for delivering a schedule IA controlled substance that was added by House Judiciary to only applying to fentanyl.

- The provision of the bill restricting good time for felony level drug delivery and manufacture was removed.

### **Version A to Version B**

**The sections and concepts below were added/changed in House Judiciary:**

- **Section 2** of the bill was amended to make delivering a schedule IA, IIA, IIIA, or IV A controlled substance to a person who is mentally incapable, incapacitated, or unaware that a controlled substance is being delivered misconduct involving a controlled substance in the first degree (unclassified felony);
- **Section 3** adds definitions associated with the changes in section 2; and
- **Section 4** creates an enhanced sentencing range of 7-11 years for those who are convicted of delivering a schedule IA controlled substance.