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# SB 64 PENALTIES CONTROLLED SUBSTANCES – SECTIONAL ANALYSIS

February 8, 2023

**Section 1**. This section reclassifies a homicide resulting from conduct involving controlled substances from manslaughter to murder in the second degree. A person is guilty of murder in the second degree under this theory where the person violates misconduct involving a controlled substance in the first, second, third, or fourth degree for a schedule IVA controlled substance, and a person dies as a result of ingesting the drugs. The person must knowingly manufacture or deliver the controlled substance but there is no required mental state for the death.

**Section 2.** This section amends computation of good time to preclude individuals convicted of misconduct involving a controlled substance in the first, second, third, and fourth degree from receiving a good time deduction from their sentence.

**Section 3.** This section is the repealer section.

**Section 4.** This section is the applicability section. This bill will apply to offenses occurring on or after the effective date.

**Section 5.** This section establishes the effective date as July 1, 2023.