

Committee on Judiciary

CS/HB 95 — Controlled Substances

by Criminal Justice and Public Safety Subcommittee and Rep. Plakon and others (CS/CS/SB 190 by Criminal Justice Committee; Judiciary Committee; and Senator Brodeur)

The bill (Chapter 2022-129, L.O.F.) amends s. 782.04, F.S., which punishes an adult for first degree murder if the adult unlawfully distributes a listed controlled substance or a mixture containing the substance, when it is proven that the substance or mixture was the proximate cause of a user's death. The bill adds methamphetamine to the list of scheduled controlled substances applicable to the offense and makes conforming changes.

The bill increases the mandatory minimum term of imprisonment for trafficking 14 grams or more, but less than 28 grams, of fentanyl or fentanyl analogues. Current law provides that the minimum mandatory term of imprisonment for the offense is 15 years, the bill increases the minimum mandatory to 20 years.

These provisions were approved by the Governor and take effect October 1, 2022.

Vote: Senate 33-5; House 84-35