

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Criminal Justice & Public
 2 Safety Subcommittee

3 Representative Plakon offered the following:

4

5 **Amendment (with directory and title amendments)**

6 Remove lines 68-72 and insert:

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8 punishable as provided in s. 775.082.

9 (4) The unlawful killing of a human being, when
 10 perpetrated without any design to effect death, by a person
 11 engaged in the perpetration of, or in the attempt to perpetrate,
 12 any felony other than any:

13 (1) Unlawful distribution of any substance listed in sub-
 14 subparagraphs (a)3.a.-j. controlled under s. 893.03(1), cocaine
 15 as described in s. 893.03(2)(a)4., or opium or any synthetic or
 16 natural salt, compound, derivative, or preparation of opium by a

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17 person 18 years of age or older, when such substance ~~drug~~ is
18 proven to have caused, or is proven to have been a substantial
19 factor in producing, ~~be the proximate cause of~~ the death of the
20 user,
21

22 is murder in the third degree and constitutes a felony of the
23 second degree, punishable as provided in s. 775.082, s. 775.083,
24 or s. 775.084.

25 (6) As used in this section, the term "substantial factor"
26 means that the use of the substance or mixture alone is
27 sufficient to cause death, regardless of whether any other
28 substance or mixture used is also sufficient to cause death.
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31 **D I R E C T O R Y A M E N D M E N T**

32 Remove lines 14-15 and insert:

33 Section 1. Paragraph (a) of subsection (1) and paragraph
34 (1) of subsection (4) of section 782.04, Florida Statutes, are
35 amended, and subsection (6) is added to that section to read:
36

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38 **T I T L E A M E N D M E N T**

39 Remove line 5 and insert:

40 degree; conforming provisions to changes made by the
41 act; defining the term "substantial factor";