

1 A bill to be entitled
 2 An act relating to unlawful distribution of controlled
 3 substances resulting in death; amending s. 782.04,
 4 F.S.; revising the elements that constitute the felony
 5 offense of murder in the third degree; providing an
 6 effective date.

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 8 Be It Enacted by the Legislature of the State of Florida:

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 10 **Section 1. Subsection (4) of section 782.04, Florida**
 11 **Statutes, is amended to read:**

- 12 782.04 Murder.—
- 13 (4) The unlawful killing of a human being, when
 14 perpetrated without any design to effect death, by a person
 15 engaged in the perpetration of, or in the attempt to perpetrate,
 16 any felony other than any:
- 17 (a) Trafficking offense prohibited by s. 893.135(1),
 - 18 (b) Arson,
 - 19 (c) Sexual battery,
 - 20 (d) Robbery,
 - 21 (e) Burglary,
 - 22 (f) Kidnapping,
 - 23 (g) Escape,
 - 24 (h) Aggravated child abuse,
 - 25 (i) Aggravated abuse of an elderly person or disabled

26 adult,
 27 (j) Aircraft piracy,
 28 (k) Unlawful throwing, placing, or discharging of a
 29 destructive device or bomb,
 30 (l) Unlawful distribution of any substance listed in sub-
 31 subparagraphs (1) (a) 3.a.-j. ~~by a person 18 years of age or~~
 32 ~~elder~~, when such substance is proven to have caused, or is
 33 proven to have been a substantial factor in producing, the death
 34 of the user,
 35 (m) Carjacking,
 36 (n) Home-invasion robbery,
 37 (o) Aggravated stalking,
 38 (p) Murder of another human being,
 39 (q) Aggravated fleeing or eluding with serious bodily
 40 injury or death,
 41 (r) Resisting an officer with violence to his or her
 42 person, or
 43 (s) Felony that is an act of terrorism or is in
 44 furtherance of an act of terrorism, including a felony under s.
 45 775.30, s. 775.32, s. 775.33, s. 775.34, or s. 775.35,
 46
 47 is murder in the third degree and constitutes a felony of the
 48 second degree, punishable as provided in s. 775.082, s. 775.083,
 49 or s. 775.084.

50 **Section 2.** This act shall take effect July 1, 2025.