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LEGISLATIVE ACTION

Senate

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House

Senator Burgess moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Subsection (5) of section 782.04, Florida
Statutes, is renumbered as subsection (6), and a new subsection
(5) is added to that section to read:

782.04 Murder.—

(5) (a) As used in this subsection, the term:

1. "Dangerous fentanyl or fentanyl analogs" means any
controlled substance described in s. 893.135(1)(c)4.a.(I)-(VII).



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2. "Distribute" has the same meaning as in s. 893.02.

(b) The unlawful killing of a human being, when perpetrated without any design to effect death, which resulted from the unlawful distribution by a person less than 18 years of age of any substance or mixture that he or she knew or reasonably should have known contained dangerous fentanyl or fentanyl analogs when such substance or mixture is proven to have caused, or is proven to have been a substantial factor in producing, the death of the user, is murder in the third degree and constitutes a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

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

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete everything before the enacting clause
and insert:

A bill to be entitled

An act relating to unlawful distribution of controlled substances resulting in death; amending s. 782.04, F.S.; defining the terms "dangerous fentanyl or fentanyl analogs" and "distribute"; creating an offense of murder in the third degree; providing penalties; providing an effective date.