

HCS HBs 2358 & 2889 -- OFFENSE OF DELIVERY OF A CONTROLLED  
SUBSTANCE CAUSING DEATH

SPONSOR: Byrnes

COMMITTEE ACTION: Voted "Do Pass with HCS" by the Standing  
Committee on Crime and Public Safety by a vote of 17 to 0. Voted  
"Return to the Committee of Origin" by the Standing Committee on  
Rules-Legislative by a vote of 10 to 0.

The following is a summary of the House Committee Substitute for  
HBs 2358 & 2889.

Currently, the offense of delivery of a controlled substance  
causing death contains the element that the person who commits  
the offense knows that the controlled substance is mixed with  
another controlled substance. This bill removes that element.  
The provisions of this section will apply to a person who commits  
an offense in another state that, in this state, would be the  
offense of delivery of a controlled substance causing death.

The following is a summary of the public testimony from the  
committee hearing. The testimony was based on the introduced  
version of the bill.

PROPOSERS: Supporters say that the changes in this bill would  
let people know that there will be consequences for distributing  
drugs. It removes loopholes and excuses and doesn't allow people  
to hide behind state lines. Delivery of a controlled substance  
that causes a death is second degree murder, so this should be  
treated like that.

Testifying in person for the bill were Representative Byrnes; and  
Arnie Dienoff.

OPPOSERS: There was no opposition voiced to the committee.

Written testimony has been submitted for this bill. The full  
written testimony and witnesses testifying online can be found  
under Testimony on the bill page on the House website.