

HB10 ENROLLED



1 HB10
2 Z0SEWR-3
3 By Representative Pringle
4 RFD: Judiciary
5 First Read: 06-Feb-24
6 PFD: 01-Dec-23



HB10 Enrolled

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2 Enrolled, An Act,
3 Relating to crimes and offenses; to amend Section
4 13A-6-3, as last amended by Act 2023-387, 2023 Regular
5 Session, Code of Alabama 1975, to further provide for the
6 crime of manslaughter; and in connection therewith would have
7 as its purpose or effect the requirement of a new or increased
8 expenditure of local funds within the meaning of Section
9 111.05 of the Constitution of Alabama of 2022.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. Section 13A-6-3, as last amended by Act
12 2023-387, 2023 Regular Session, Code of Alabama 1975, is
13 amended to read as follows:

14 "§13A-6-3

15 (a) A person commits the crime of manslaughter if he or
16 she does any of the following:

17 (1) Recklessly causes the death of another person.

18 (2) Causes the death of another person under
19 circumstances that would constitute murder under Section
20 13A-6-2; except, that he or she causes the death due to a
21 sudden heat of passion caused by provocation recognized by
22 law, and before a reasonable time for the passion to cool and
23 for reason to reassert itself.

24 (3)a. Knowingly sells, furnishes, gives away, delivers,
25 or distributes a controlled substance in violation of Section
26 13A-12-211, which contains fentanyl, any mixture containing
27 fentanyl, any synthetic controlled substance fentanyl, or any
28 synthetic controlled substance fentanyl analogue as described



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29 in Sections 20-2-23 and 20-2-25, and the person to whom the
30 controlled substance is sold, furnished, given, delivered, or
31 distributed dies as a proximate result of the use of the
32 controlled substance; provided, nothing in this subdivision
33 shall be construed to apply to a licensed physician engaged in
34 the practice of medicine, a licensed pharmacist engaged in the
35 practice of pharmacy, or a licensed dentist engaged in the
36 practice of dentistry.

37 b. It is not a defense to this subdivision that the
38 person who sold, furnished, gave away, delivered, or
39 distributed the controlled substance had no knowledge that the
40 controlled substance contained fentanyl, a mixture containing
41 fentanyl, any synthetic controlled substance fentanyl, or any
42 synthetic controlled substance fentanyl analogue as described
43 in Section 20-2-23 and 20-2-25.

44 (b) Manslaughter is a Class B felony."

45 Section 2. Although this bill would have as its purpose
46 or effect the requirement of a new or increased expenditure of
47 local funds, the bill is excluded from further requirements
48 and application under Section 111.05 of the Constitution of
49 Alabama of 2022, because the bill defines a new crime or
50 amends the definition of an existing crime.

51 Section 3. This act shall become effective immediately.



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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 22-Feb-24, as amended.

John Treadwell
Clerk

Senate

11-Apr-24

Passed