

HB82 ENGROSSED



1 KH205U-2
2 By Representatives Pringle, Underwood, Simpson
3 RFD: Judiciary
4 First Read: 07-Mar-23
5
6 2023 Regular Session



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A BILL
TO BE ENTITLED
AN ACT

Relating to crimes and offenses; to amend Section 13A-6-3, Code of Alabama 1975, to further provide for the crime of manslaughter; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Section 111.05 of the Constitution of Alabama of 2022.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 13A-6-3, Code of Alabama 1975, is amended to read as follows:

"§13A-6-3

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

(1) ~~He recklessly~~ Recklessly causes the death of another person, ~~or~~.

(2) ~~He causes~~ Causes the death of another person under circumstances that would constitute murder under Section 13A-6-2; except, that he or she causes the death due to a sudden heat of passion caused by provocation recognized by law, and before a reasonable time for the passion to cool and



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29 for reason to reassert itself.

30 (3) Knowingly ~~sells~~sells, furnishes, gives away,
31 delivers, or distributes a controlled substance in violation
32 of Section 13A-12-211, and the person to whom the controlled
33 substance is sold, furnished, given, delivered, or distributed
34 dies as a proximate result of the use of the controlled
35 substance; provided, nothing in this subdivision shall be
36 construed to apply to a licensed physician engaged in the
37 practice of medicine, a licensed pharmacist engaged in the
38 practice of pharmacy, or a licensed dentist engaged in the
39 practice of dentistry.

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

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

47 Section 3. This act shall take effect on the first day
48 of the third month, following its passage and approval by the
49 Governor, or its otherwise becoming law.



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House of Representatives

Read for the first time and referred07-Mar-23
to the House of Representatives
committee on Judiciary

Read for the second time and placed22-Mar-23
on the calendar:
0 amendments

Read for the third time and passed27-Apr-23
as amended
Yeas 88
Nays 11
Abstains 2

John Treadwell
Clerk