

By: Senator(s) Carter, Hill

To: Judiciary, Division A;  
Corrections

SENATE BILL NO. 2637

1 AN ACT TO CREATE NEW SECTION 97-3-28, MISSISSIPPI CODE OF  
2 1972, TO PROVIDE THAT AN OVERDOSE DEATH ATTRIBUTABLE TO THE  
3 UNLAWFUL DISTRIBUTION OF CERTAIN CONTROLLED SUBSTANCES WILL  
4 CONSTITUTE MANSLAUGHTER; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** The following shall be codified as Section  
7 97-3-28, Mississippi Code of 1972:

8 97-3-28. The death of a human being caused by an overdose of  
9 a controlled substance listed either in Schedule I, Section  
10 41-29-113, or Schedule II, Section 41-29-115, when the controlled  
11 substance was unlawfully distributed to the deceased by a person  
12 eighteen (18) years of age or older, shall be manslaughter if the  
13 controlled substance unlawfully distributed to the deceased is  
14 proven to be the proximate cause of the death.

15 **SECTION 2.** This act shall take effect and be in force from  
16 and after July 1, 2018.

