

By: Representative Lamar

To: Judiciary B

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 607

1 AN ACT TO CREATE "PARKER'S LAW"; TO CREATE THE CRIME OF
2 "CONTROLLED SUBSTANCE DELIVERY RESULTING IN DEATH"; TO PROVIDE THE
3 PENALTY FOR SUCH CRIME; TO PROVIDE AN EXCEPTION FOR THOSE WHO SEEK
4 MEDICAL ATTENTION; TO DEFINE CERTAIN TERMS; AND FOR RELATED
5 PURPOSES.

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

7 **SECTION 1.** This act shall be known and may be cited as
8 "Parker's Law."

9 **SECTION 2.** (1) A person commits the crime of "controlled
10 substance delivery resulting in death" when as a result of an
11 unlawful delivery of a controlled substance in exchange for
12 anything of value to another person, death to the person results
13 from the proximate cause of injection, oral ingestion or
14 inhalation of the controlled substance. Upon conviction for
15 violating the provisions of this section, the person shall be
16 sentenced to imprisonment no less than twenty (20) years to a term
17 of life in the custody of the Mississippi Department of
18 Corrections.



19 (2) For purposes of this act only, any person, who, in good
20 faith, without malice and in the absence of evidence of an intent
21 to defraud, seeks medical assistance for someone experiencing a
22 controlled substance overdose shall not be charged or prosecuted
23 for a violation of this section, if the evidence for the charge
24 was gained as a result of the seeking of medical assistance.

25 (3) For purposes of this act, the phrase "in exchange for
26 anything of value" does not apply to the act of sharing a
27 controlled substance when the sharing results in the proximate
28 cause of a person's death under this section.

29 (4) The legislative intent for this bill is to assist in
30 prosecuting any person that sells or otherwise profits from the
31 sale of a controlled substance that causes the death of another
32 person. It is not the intent of this Legislature for the
33 provisions of this section to be used to prosecute a drug user or
34 drug addict who has shared a controlled substance with a friend or
35 associate and the friend or associate dies as a result of the
36 sharing.

37 (5) The provisions of this section shall not be construed to
38 limit, restrict or otherwise prohibit an indictment or conviction
39 for any other crime that may be related to a violation of this
40 section.

41 **SECTION 3.** This act shall take effect and be in force from
42 and after July 1, 2022.

