

Sen. Rochefort, Dist 1
January 29, 2025
2025-0165s
09/06

Floor Amendment to SB 15-FN

1 Amend the introductory paragraph of RSA 318-B:26, IX as inserted by section 1 of the bill by
2 replacing it with the following:

3

4 IX. Any person who manufactures, sells, or dispenses methamphetamine, lysergic acid[₇]
5 diethylamide (**LSD**), phencyclidine (PCP) or any other controlled drug classified in schedules I or II,
6 or any controlled drug analog thereof, in violation of RSA 318-B:2, I or I-a, **excluding any fentanyl**
7 **class drug, including any adulterants or dilutants**, is strictly liable for a death which results
8 from the injection, inhalation, or ingestion of that substance, and may be sentenced to imprisonment
9 for life or for such term as the court may order. **Any person who manufactures, sells, or**
10 **dispenses a fentanyl class drug, including any adulterants or dilutants, in violation of**
11 **RSA 318-B:2, I or I-a, is strictly liable for a death which results from the injection,**
12 **inhalation, or ingestion of that substance, and may be sentenced to imprisonment for life**
13 **or for such term as the court may order, except that such term shall not be less than 10**
14 **years of imprisonment.** For purposes of this section, the person's act of manufacturing,
15 dispensing, or selling a substance is the cause of a death when:

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AMENDED ANALYSIS

This bill sets a mandatory minimum sentence for the crime of distribution of a controlled drug with death resulting in the case of the distribution of a fentanyl class drug.