

# House Bill 2104

Sponsored by Representative OSBORNE (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act changes manslaughter to include when a person delivers drugs and it results in death. (Flesch Readability Score: 63.6).

Expands the crime of manslaughter in the second degree to include circumstances in which a person delivers a controlled substance to another person on two or more occasions and the delivery results in the death of the other person.

## A BILL FOR AN ACT

1  
2 Relating to manslaughter in the second degree; amending ORS 163.125.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 163.125 is amended to read:

5 163.125. (1) Criminal homicide constitutes manslaughter in the second degree when:

6 (a) It is committed recklessly;

7 (b) A person intentionally causes or aids another person to commit suicide; *[or]*

8 (c) A person, with criminal negligence, causes the death of a child under 14 years of age or a  
9 dependent person, as defined in ORS 163.205, and:

10 (A) The person has previously engaged in a pattern or practice of assault or torture of the vic-  
11 tim or another child under 14 years of age or a dependent person; or

12 (B) The person causes the death by neglect or maltreatment, as defined in ORS 163.115[.]; **or**

13 **(d) A person knowingly delivers a controlled substance in Schedule I or Schedule II to**  
14 **another person on two or more occasions, and the delivery results in the death of the other**  
15 **person from the use of the controlled substance.**

16 (2) Manslaughter in the second degree is a Class B felony.  
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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.