

## AMENDMENTS TO SENATE BILL NO. 235

Sponsor: SENATOR BAKER

Printer's No. 201

1 Amend Bill, page 1, lines 2 and 3, by striking out "providing  
2 for" in line 2 and all of line 3 and inserting  
3 further providing for drug delivery resulting in death; and  
4 imposing a penalty.  
5 This act may be referred to as Tyler's Law.  
6 The General Assembly's intent is to assist in prosecuting a  
7 person who sells or otherwise profits from the sale of unlawful  
8 fentanyl that causes the death of another person.

9 Amend Bill, page 1, lines 6 through 18; page 2, lines 1  
10 through 15; by striking out all of said lines on said pages and  
11 inserting

12 Section 1. Section 2506(b) of Title 18 of the Pennsylvania  
13 Consolidated Statutes is amended to read:  
14 § 2506. Drug delivery resulting in death.

15 \* \* \*

16 (b) Penalty.--

17 (1) A person convicted under subsection (a) shall be  
18 sentenced to a term of imprisonment which shall be fixed by  
19 the court at not more than 40 years.

20 (1.1) A person convicted under this subsection shall be  
21 sentenced to a minimum term of at least 10 years of total  
22 confinement and a fine of \$15,000, or a larger amount as is  
23 determined to exhaust the assets utilized in and proceeds  
24 from the illegal activity if:

25 (i) prior to the commission of the offense, the  
26 person had two or more prior convictions for a violation  
27 of section 13(a) (14) or (30) of the act of April 14, 1972  
28 (P.L.233, No.64), known as the Controlled Substance,  
29 Drug, Device and Cosmetic Act; or

30 (ii) the person received anything of value, directly  
31 or indirectly, as consideration for dispensing,  
32 delivering, giving, prescribing, selling or distributing  
33 any controlled substance or counterfeit controlled  
34 substance.

35 (2) Paragraph (1) shall not apply to a person convicted

1 under section 2502(c) (relating to murder) when the victim is  
2 less than 13 years of age and the conduct arises out of the  
3 same criminal act.  
4 \* \* \*