
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1295 Session of
2022

INTRODUCED BY MASTRIANO, ARGALL, LANGERHOLC, SCAVELLO, MENSCH,
COSTA AND VOGEL, JUNE 23, 2022

REFERRED TO JUDICIARY, JUNE 23, 2022

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in criminal homicide, providing for
3 the offense of fentanyl delivery resulting in death.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 18 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 2506.1. Fentanyl delivery resulting in death.

9 (a) Legislative intent.--

10 (1) The General Assembly's intent of this section is to
11 assist in prosecuting a person who sells or otherwise profits
12 from the sale of unlawful fentanyl that causes the death of
13 another person.

14 (2) This section may be referred to as "Tyler's Law."

15 (b) Offense defined.--A person commits a felony of the first
16 degree if the person intentionally sells or engages in a
17 monetary transaction to distribute fentanyl and the distribution
18 results in the death of another due to the use of the fentanyl.

1 (c) Mandatory minimum penalty.--A person convicted of a
2 violation of subsection (b) shall be sentenced to a minimum
3 sentence of at least 25 years of total confinement,
4 notwithstanding any other provision of this title or any other
5 statute to the contrary. In no case shall the sentence exceed a
6 maximum sentence of 50 years of total confinement.

7 (d) Drug overdose response immunity.--The immunity provided
8 for under section 13.7 of the act of April 14, 1972 (P.L.233,
9 No.64), known as The Controlled Substance, Drug, Device and
10 Cosmetic Act, shall apply to this section.

11 (e) Construction.--The provisions of this section shall not
12 be construed to limit, restrict or otherwise prohibit an
13 indictment or conviction for another crime that may be related
14 to a violation of this section.

15 Section 2. This act shall take effect in 60 days.