



Senate Fiscal Agency
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BILL ANALYSIS



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Senate Bills 20 and 21 (as reported without amendment)

Sponsor: Senator Dale W. Zorn

Committee: Judiciary and Public Safety

CONTENT

Senate Bill 20 would amend Section 317a of the Michigan Penal Code to allow a violation for delivery of a controlled substance causing death to be prosecuted in the county in which the controlled substance was delivered or consumed, or in which the death occurred.

Section 317a of the Penal Code specifies that a person who delivers to another person a Schedule 1 or 2 controlled substance, other than marihuana, in violation of Section 7401 of the Public Health Code, that is consumed by that person or any other person and that causes the death of that person is guilty of a felony punishable by imprisonment for life or any term of years.

Under the bill, a violation of Section 317a could be prosecuted in the county in which any of the following occurred:

- Delivery of the controlled substance was made.
- The controlled substance was consumed.
- The death caused by the delivery of the controlled substance occurred.

Senate Bill 21 would amend the Code of Criminal Procedure to specify that a violation of Section 317a of the Penal Code could be prosecuted in the same venues as described in Senate Bill 20.

The bills are tie-barred.

MCL 750.317a (S.B. 20)
Proposed MCL 760.5a (S.B. 21)

Legislative Analyst: Stephen Jackson

FISCAL IMPACT

The bills would have no fiscal impact on State or local government.

Date Completed: 9-15-20

Fiscal Analyst: Michael Siracuse