

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 3123  
**Version:** As introduced

**DATE:** March 19, 2014

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**Subject:** Controlled substance sentencing

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### Overview

This bill contains a variety of drug sentencing reforms.

#### Section

- 1**      **Subsequent controlled substance offense.** Establishes that a prior drug diversion does not count as a prior drug offense for purposes of aggravated drug sentencing.
- 2**      **First degree sale crimes.** Doubles the threshold amounts needed to secure a conviction for a first degree controlled substance sale offense.
- 3**      **First degree possession crimes.** Doubles the threshold amounts needed to secure a conviction for first degree controlled substance possession offenses.
- 4**      **Second degree sale crimes.** Doubles the threshold amounts needed to secure a conviction for second degree controlled substance sale offenses.
- 5**      **Second degree possession crimes.** Doubles the threshold amounts needed to secure a conviction for second degree controlled substance possession offenses.
- 6**      **Third degree sale crimes.** Doubles the threshold amounts needed to secure a conviction for third degree controlled substance sale offenses.
- 7**      **Third degree possession crimes.** Doubles the threshold amounts needed to secure a conviction for third degree controlled substance possession offenses.
- 8**      **Aggravated controlled substance crime.** Creates a new level of controlled substance offense to target drug king pins – offenders who traffic large quantities of controlled

**Section**

substances.

- 9**        **SGC members.** Specifies that the chair of the sentencing guidelines commission must be a public member of the commission.
- 10**       **SGC appointment terms.** Staggers terms for members of the SGC.
- 11**       **SGC modifications.** Directs the SGC to establish and implement criteria to aid in determining proportionality of sentences under the guidelines.