1	State of Arkansas As Engrossed: H3/19/25	
2	95th General Assembly <b>A Bill</b>	
3	Regular Session, 2025HOUSE BILL	1630
4		
5	By: Representative Gazaway	
6	By: Senator Gilmore	
7		
8	For An Act To Be Entitled	
9	AN ACT TO AMEND THE LAW CONCERNING CAPITAL MURDER,	
10	MURDER IN THE FIRST DEGREE, AND MANSLAUGHTER; TO ADD	
11	A MISDEMEANOR CONTROLLED SUBSTANCE OFFENSE TO THE	
12	PREDICATE OFFENSES FOR CAPITAL MURDER, MURDER IN THE	
13	FIRST DEGREE, AND MANSLAUGHTER; AND FOR OTHER	
14	PURPOSES.	
15		
16	S1-4*41-	
17	Subtitle	
18	TO ADD A MISDEMEANOR CONTROLLED	
19	SUBSTANCE OFFENSE TO THE PREDICATE	
20	OFFENSES FOR CAPITAL MURDER, MURDER IN	
21	THE FIRST DEGREE, AND MANSLAUGHTER.	
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23	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:	
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25	SECTION 1. Arkansas Code § 5-10-101(a)(1), concerning predicate	
26	felonies for capital murder, is amended to read as follows:	
27	(1) Acting alone or with one (1) or more other persons:	
28	(A) The person commits or attempts to commit:	
29	(i) Terrorism, as defined in § 5-54-205;	
30	(ii) Rape, § 5-14-103;	
31	(iii) Kidnapping, § 5-11-102;	
32	(iv) Vehicular piracy, § 5-11-105;	
33	(v) Robbery, § 5-12-102;	
34	(vi) Aggravated robbery, § 5-12-103;	
35	(vii) Residential burglary, § 5-39-201(a);	
36	(viii) Commercial burglary, § 5-39-201(b);	



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1 (ix) Aggravated residential burglary, § 5-39-204; 2 (x) A felony violation of the Uniform Controlled 3 Substances Act,  $\S$  5-64-101 - 5-64-508, involving an actual delivery of a 4 controlled substance; or 5 (xi) First degree escape, § 5-54-110; and 6 (B) In the course of and in furtherance of the felony 7 offense or in immediate flight from the felony offense, the person or an 8 accomplice causes the death of a person under circumstances manifesting extreme indifference to the value of human life; 9 10 11 SECTION 2. Arkansas Code § 5-10-102(a)(1), concerning predicate felonies for 12 murder in the first degree, is amended to read as follows: 13 (1) Acting alone or with one (1) or more other persons: 14 (A) The person commits or attempts to commit a felony or a 15 violation of the Uniform Controlled Substance Act, §§ 5-64-101 - 5-64-508, 16 involving an actual delivery of a controlled substance; and 17 (B) In the course of and in the furtherance of the felony 18 offense or in immediate flight from the felony offense, the person or an 19 accomplice causes the death of any person under circumstances manifesting 20 extreme indifference to the value of human life; 21 22 SECTION 3. Arkansas Code § 5-10-104(a)(4), concerning the predicate 23 felonies for manslaughter, is amended to read as follows: 24 (4) Acting alone or with one (1) or more persons: 25 The person commits or attempts to commit a felony or a (A) violation of the Uniform Controlled Substance Act, §§ 5-64-101 - 5-64-508, 26 27 involving an actual delivery of a controlled substance; and 28 (B) In the course of and in furtherance of the felony 29 offense or in immediate flight from the felony: 30 (i) The person or an accomplice negligently causes 31 the death of any person; or 32 (ii) Another person who is resisting the felony 33 offense or flight causes the death of any person. 34 35 /s/Gazaway 36

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