

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

A Bill

HOUSE BILL 1630

5 By: Representative Gazaway
6 By: Senator Gilmore
7

For An Act To Be Entitled

8
9 AN ACT TO AMEND THE LAW CONCERNING CAPITAL MURDER; TO
10 INCLUDE A MISDEMEANOR CONTROLLED SUBSTANCE OFFENSE TO
11 THE PREDICATE OFFENSES FOR CAPITAL MURDER; AND FOR
12 OTHER PURPOSES.
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Subtitle

14
15 TO AMEND THE LAW CONCERNING CAPITAL
16 MURDER; AND TO INCLUDE A MISDEMEANOR
17 CONTROLLED SUBSTANCE OFFENSE TO THE
18 PREDICATE OFFENSES FOR CAPITAL MURDER.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 5-10-101(a)(1), concerning predicate
24 felonies for capital murder, is amended to read as follows:

- 25 (1) Acting alone or with one (1) or more other persons:
26 (A) The person commits or attempts to commit:
27 (i) Terrorism, as defined in § 5-54-205;
28 (ii) Rape, § 5-14-103;
29 (iii) Kidnapping, § 5-11-102;
30 (iv) Vehicular piracy, § 5-11-105;
31 (v) Robbery, § 5-12-102;
32 (vi) Aggravated robbery, § 5-12-103;
33 (vii) Residential burglary, § 5-39-201(a);
34 (viii) Commercial burglary, § 5-39-201(b);
35 (ix) Aggravated residential burglary, § 5-39-204;
36 (x) A ~~felony~~ violation of the Uniform Controlled



1 Substances Act, §§ 5-64-101 – 5-64-508, involving an actual delivery of a
2 controlled substance; or

3 (xi) First degree escape, § 5-54-110; and

4 (B) In the course of and in furtherance of the ~~felony~~
5 offense or in immediate flight from the ~~felony~~ offense, the person or an
6 accomplice causes the death of a person under circumstances manifesting
7 extreme indifference to the value of human life;

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