



# Codebook for Drug Induced Homicide Laws

**Originally Prepared by Legal Science, LLC**

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## DRUG INDUCED HOMICIDE LAWS

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### Codebook

This dataset examines statutes that authorize the prosecution of drug-related deaths as criminal killings. Oftentimes referred to as drug induced homicide laws, these laws establish criminal liability for individuals who furnish or deliver controlled substances to another individual that dies as a result. These laws vary from state to state in how they are classified, how they are sentenced, and what mental state is required of the alleged offender. This dataset highlights these differences among state drug induced homicide laws. This dataset is longitudinal, capturing laws in effect on January 1, 2018, and valid through January 1, 2019.

There are three standard variables in every PDAPS dataset. They are:

#### JURISDICTION:

This is a dropdown selection in each coding form. It includes the jurisdictions coded in the dataset.

#### EFFECTIVE DATE:

This date (MM/DD/YYYY) is the most recent effective date of the legal text captured for this place. The effective date represents the date the policy coded was put into effect.

#### VALID THROUGH DATE:

This date (MM/DD/YYYY) is the last date the policy was in effect as reflected by the legal text captured to code this policy.

#### An important note about the statistical data page:

This codebook should be used in conjunction with the statistical data extract that can be downloaded from the dataset homepage by clicking on the Data button. The value labels defined below will correspond with the coded responses you will see on the Statistical data page. Coding questions that are not answered will show as a period (".") in the Excel cell. Coding questions can be intentionally not answered, such as when a state does not have a law and the coder therefore leaves the remaining coding answers as unanswered.

#### An important note about the effective date:

The first record of each jurisdiction within this dataset captures only laws in effect on January 1, 2018. The effective date for each jurisdictional record represents the date on which the most recent amendment among the laws contained with that state record as of January 1, 2018, came into effect as the law of the jurisdiction. Please note that the same or similar provisions may have been in effect in a jurisdiction prior to the effective date(s) reflected in this dataset. This dataset does not purport to measure the law as it existed before that date or provide the original enactment date of such law(s).

## Questions

Question 1:	<b>Does the state have a specific drug induced homicide law?</b>
Question Type:	Binary - mutually exclusive
Variable Name:	dih_law
Variable Values:	0, 1
Value Label:	0 = No
Value Label:	1 = Yes
Question 2:	<b>How does the statute classify the charge brought against the accused?</b>
Question Type:	Categorical - check all that apply
Variable Name:	drug_classi_Manslaughter
Variable Values:	0, 1
Value Label:	0 = No
Value Label:	1 = Yes
Question 3:	<b>How does the statute classify the charge brought against the accused?</b>
Question Type:	Categorical - check all that apply
Variable Name:	drug_classi_Homicide
Variable Values:	0, 1
Value Label:	0 = No
Value Label:	1 = Yes
Question 4:	<b>How does the statute classify the charge brought against the accused?</b>
Question Type:	Categorical - check all that apply
Variable Name:	drug_classi_Murder
Variable Values:	0, 1
Value Label:	0 = No
Value Label:	1 = Yes
Question 5:	<b>How does the statute classify the charge brought against the accused?</b>
Question Type:	Categorical - check all that apply
Variable Name:	drug_classi_Delivery or Distribution Resulting in Death
Variable Values:	0, 1
Value Label:	0 = No
Value Label:	1 = Yes
Question 6:	<b>Is there a mandatory minimum sentence?</b>
Question Type:	Binary - mutually exclusive
Variable Name:	drug_mandat_min
Variable Values:	0, 1
Value Label:	0 = No
Value Label:	1 = Yes

Question 7:	<b>What is the minimum incarceration period?</b>
Question Type:	Categorical - mutually exclusive
Variable Name:	drug_incarc_min
Variable Values:	0, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42
Value Label:	0 = 1-12 months
Value Label:	1 = 13-24 months
Value Label:	2 = 25-36 months
Value Label:	3 = 37-48 months
Value Label:	4 = 49-60 months
Value Label:	5 = 61-72 months
Value Label:	6 = 73-84 months
Value Label:	7 = 85-96 months
Value Label:	8 = 97-108 months
Value Label:	9 = 109-120 months
Value Label:	10 = 121-132 months
Value Label:	11 = 133-144 months
Value Label:	12 = 145-156 months
Value Label:	13 = 157-168 months
Value Label:	14 = 169-180 months
Value Label:	15 = 181-192 months
Value Label:	16 = 193-204 months
Value Label:	17 = 205-216 months
Value Label:	18 = 217-228 months
Value Label:	19 = 229-240 months
Value Label:	20 = 241-252 months
Value Label:	21 = 253-264 months
Value Label:	22 = 265-276 months
Value Label:	23 = 277-288 months
Value Label:	24 = 289-300 months
Value Label:	25 = 301-312 months
Value Label:	26 = 313-324 months
Value Label:	27 = 325-336 months
Value Label:	28 = 337-348 months
Value Label:	29 = 349-360 months
Value Label:	30 = 361-372 months
Value Label:	31 = 373-384 months
Value Label:	32 = 385-396 months

Value Label:	33 = 397-408 months
Value Label:	34 = 409-420 months
Value Label:	35 = 421-432 months
Value Label:	36 = 433-444 months
Value Label:	37 = 445-456 months
Value Label:	38 = 457-468 months
Value Label:	39 = 469-480 months
Value Label:	40 = >480 months
Value Label:	41 = Life in prison
Value Label:	42 = N/A
Question 8:	<b>Is there a mandatory maximum sentence?</b>
Question Type:	Binary - mutually exclusive
Variable Name:	drug_mandat
Variable Values:	0, 1
Value Label:	0 = No
Value Label:	1 = Yes
Question 9:	<b>What is the maximum incarceration period?</b>
Question Type:	Categorical - mutually exclusive
Variable Name:	drug_incarc_max
Variable Values:	0, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63
Value Label:	0 = 1-12 months
Value Label:	1 = 13-24 months
Value Label:	2 = 25-36 months
Value Label:	3 = 37-48 months
Value Label:	4 = 49-60 months
Value Label:	5 = 61-72 months
Value Label:	6 = 73-84 months
Value Label:	7 = 85-96 months
Value Label:	8 = 97-108 months
Value Label:	9 = 109-120 months
Value Label:	10 = 121-132 months
Value Label:	11 = 133-144 months
Value Label:	12 = 145-156 months
Value Label:	13 = 157-168 months
Value Label:	14 = 169-180 months

Value Label:	15 = 181-192 months
Value Label:	16 = 193-204 months
Value Label:	17 = 205-216 months
Value Label:	18 = 217-228 months
Value Label:	19 = 229-240 months
Value Label:	20 = 241-252 months
Value Label:	21 = 253-264 months
Value Label:	22 = 265-276 months
Value Label:	23 = 277-288 months
Value Label:	24 = 289-300 months
Value Label:	25 = 301-312 months
Value Label:	26 = 313-324 months
Value Label:	27 = 325-336 months
Value Label:	28 = 337-348 months
Value Label:	29 = 349-360 months
Value Label:	30 = 361-372 months
Value Label:	31 = 373-384 months
Value Label:	32 = 385-396 months
Value Label:	33 = 397-408 months
Value Label:	34 = 409-420 months
Value Label:	35 = 421-432 months
Value Label:	36 = 433-444 months
Value Label:	37 = 445-456 months
Value Label:	38 = 457-468 months
Value Label:	39 = 469-480 months
Value Label:	40 = 481-492 months
Value Label:	41 = 493-504 months
Value Label:	42 = 505-516 months
Value Label:	43 = 517-528 months
Value Label:	44 = 529-540 months
Value Label:	45 = 541-552 months
Value Label:	46 = 553-564 months
Value Label:	47 = 565-576 months
Value Label:	48 = 577-588 months
Value Label:	49 = 589-600 months
Value Label:	50 = 601-612 months
Value Label:	51 = 613-624 months
Value Label:	52 = 625-636 months

Value Label:	53 = 637-648 months
Value Label:	54 = 649-660 months
Value Label:	55 = 661-672 months
Value Label:	56 = 673-684 months
Value Label:	57 = 685-696 months
Value Label:	58 = 697-708 months
Value Label:	59 = 709-720 months
Value Label:	60 = >720 months
Value Label:	61 = Life in prison
Value Label:	62 = Death
Value Label:	63 = N/A
<b>Question 10:</b>	<b>Are there mitigating factors that influence sentencing for this statute?</b>
Question Type:	Binary - mutually exclusive
Variable Name:	mitigating_factors
Variable Values:	0, 1
Value Label:	0 = No
Value Label:	1 = Yes
<b>Question 11:</b>	<b>What are the causation requirements in place under the statute?</b>
Question Type:	Categorical - mutually exclusive
Variable Name:	penalty_enhancement
Variable Values:	0, 1
Value Label:	0 = But-for Cause
Value Label:	1 = Other (i.e "Proximate" and "Contributed to")