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9.5 Second-Degree Murder | Criminal Law
State laws also allow the court to consider

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whether the defendant has a prior criminal record. If the defendant has previously served time in prison for murder, the possible sentence for second degree murder may range between 15 years to life in state prison and life imprisonment without the possibility of parole.

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the killing is a second-degree murder or manslaughter is left to the trier of fact and often rests on the degree of recklessness exhibited.

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