

MANSLAUGHTER AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael K. McKell

Senate Sponsor: _____

LONG TITLE

General Description:

This bill makes it an offense to aid another to commit suicide.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ expands the crime of manslaughter to include intentionally and knowingly providing another with the physical means to commit suicide; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

76-5-205, as last amended by Laws of Utah 2010, Chapter 157

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **76-5-205** is amended to read:

76-5-205. Manslaughter.

(1) As used in this section:



28 (a) "Aids" means the act of providing the physical means.

29 (b) "Aids" does not include the withholding or withdrawal of life sustaining treatment
30 procedures to the extent allowed under Title 75, Chapter 2a, Advance Health Care Directive
31 Act, or any other laws of this state.

32 [(+)] (2) Criminal homicide constitutes manslaughter if the actor:

33 (a) recklessly causes the death of another;

34 (b) intentionally, and with knowledge that another individual intends to commit suicide
35 or attempt to commit suicide, aids the other individual to commit suicide;

36 [(b)] (c) commits a homicide which would be murder, but the offense is reduced
37 pursuant to Subsection 76-5-203(4); or

38 [(e)] (d) commits murder, but special mitigation is established under Section
39 76-5-205.5.

40 [(2)] (3) Manslaughter is a felony of the second degree.

41 [(3)] (4) (a) In addition to the penalty provided under this section or any other section,
42 [a person] an individual who is convicted of violating this section shall have the [person's]
43 individual's driver license revoked under Section 53-3-220 if the death of another [person]
44 individual results from driving a motor vehicle.

45 (b) The court shall forward the report of the conviction resulting from driving a motor
46 vehicle to the Driver License Division in accordance with Section 53-3-218.

Legislative Review Note
Office of Legislative Research and General Counsel