

FIRST REGULAR SESSION

HOUSE BILL NO. 224

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ELLEBRACHT.

0248H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 565.023, RSMo, and to enact in lieu thereof two new sections relating to offenses against certain persons, with penalty provisions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 565.023, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 565.023 and 565.185, to read as follows:

565.023. 1. A person commits the offense of voluntary manslaughter if he or she:

(1) Causes the death of another person under circumstances that would constitute murder in the second degree under subdivision (1) of subsection 1 of section 565.021, except that he or she caused the death under the influence of sudden passion arising from adequate cause; [or]

(2) Knowingly assists another in the commission of self-murder; or

(3) **Abuses an elderly person, a person with a disability, or a vulnerable person, as provided under section 565.184, and such abuse significantly contributed to the victim's suicide.**

2. The defendant shall have the burden of injecting the issue of influence of sudden passion arising from adequate cause under subdivision (1) of subsection 1 of this section.

3. The offense of voluntary manslaughter is a class B felony.

565.185. 1. A person is guilty of promoting a suicide attempt if he or she abuses an elderly person, a person with a disability, or a vulnerable person, as provided under section 565.184, and such abuse significantly contributed to the victim's suicide attempt.

2. The offense of promoting a suicide attempt is a class E felony.

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.