

SENATE BILL No. 166

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-42-1-3.

Synopsis: Voluntary manslaughter. Increases the penalty for voluntary manslaughter from a Level 2 felony to a Level 1 felony, if the offense is committed by means of a deadly weapon.

Effective: July 1, 2016.

Zakas

January 5, 2016, read first time and referred to Committee on Corrections & Criminal Law.



Second Regular Session 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

SENATE BILL No. 166

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 35-42-1-3, AS AMENDED BY P.L.158-2013,
2 SECTION 413, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2016]: Sec. 3. (a) A person who knowingly or
4 intentionally:
5 (1) kills another human being; or
6 (2) kills a fetus that has attained viability (as defined in
7 IC 16-18-2-365);
8 while acting under sudden heat commits voluntary manslaughter, a
9 Level 2 felony. **However, the offense is a Level 1 felony if committed**
10 **by means of a deadly weapon.**
11 (b) The existence of sudden heat is a mitigating factor that reduces
12 what otherwise would be murder under section 1(1) of this chapter to
13 voluntary manslaughter.

