

# HOUSE BILL NO. 1359

## 100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ELLEBRACHT.

3367H.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Section A. Section 565.023, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 565.023 and 565.185, to read as follows: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.**

✓

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.