

REFERENCE TITLE: manslaughter; suicide assistance; violation

State of Arizona
House of Representatives
Fifty-fourth Legislature
Second Regular Session
2020

HB 2646

Introduced by
Representatives Weninger: Allen J, Senator Mesnard

AN ACT

AMENDING SECTION 13-1103, ARIZONA REVISED STATUTES; RELATING TO
MANSLAUGHTER.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 13-1103, Arizona Revised Statutes, is amended to
3 read:
4 13-1103. Manslaughter; classification
5 A. A person commits manslaughter by **DOING ANY OF THE FOLLOWING**:
6 1. Recklessly causing the death of another person. ~~;~~
7 2. Committing second degree murder as prescribed in section
8 13-1104, subsection A ~~upon~~ **ON** a sudden quarrel or heat of passion
9 resulting from adequate provocation by the victim. ~~;~~
10 3. Intentionally providing the physical means that another person
11 uses to commit suicide, with the knowledge that the person intends to
12 commit suicide. ~~;~~
13 4. Committing second degree murder as prescribed in section
14 13-1104, subsection A, paragraph 3, while being coerced to do so by the
15 use or threatened immediate use of unlawful deadly physical force ~~upon~~
16 ~~such~~ **ON THE** person or a third person ~~which~~ **THAT** a reasonable person in his
17 situation would have been unable to resist. ~~;~~
18 5. Knowingly or recklessly causing the death of an unborn child by
19 any physical injury to the mother.
20 **6. INTENTIONALLY ADVISING OR ENCOURAGING A MINOR TO COMMIT SUICIDE**
21 **WITH THE KNOWLEDGE THAT THE MINOR INTENDS TO USE THE PROVIDED ADVICE OR**
22 **ENCOURAGEMENT TO COMMIT SUICIDE.**
23 B. An offense under subsection A, paragraph 5 of this section
24 applies to an unborn child in the womb at any stage of its development. A
25 person shall not be prosecuted under subsection A, paragraph 5 of this
26 section if any of the following applies:
27 1. The person was performing an abortion for which the consent of
28 the pregnant woman, or a person authorized by law to act on the pregnant
29 woman's behalf, has been obtained or for which the consent was implied or
30 authorized by law.
31 2. The person was performing medical treatment on the pregnant
32 woman or the pregnant woman's unborn child.
33 3. The person was the unborn child's mother.
34 C. Manslaughter is a class 2 felony.