STATE OF NEW YORK

8541

IN SENATE

May 9, 2018

Introduced by Sen. SERINO -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to promoting a suicide and manslaughter in the second degree

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 120.30 of the penal law is amended to read as follows:

§ 120.30 Promoting a suicide attempt.

A person is guilty of promoting a suicide attempt when**:**

(a) he **or she** intentionally causes or aids another person to attempt suicide**; or**

(b) he or she endangers the welfare of an incompetent, a vulnerable elderly person or a physically disabled person as set forth in section 260.25, 260.32 or 260.34 of this chapter and such conduct significantly contributed to the victim's suicide attempt.

Promoting a suicide attempt is a class E felony.

§ 2. Section 125.15 of the penal law is amended to read as follows:

§ 125.15 Manslaughter in the second degree.

A person is guilty of manslaughter in the second degree when:

1. He **or she** recklessly causes the death of another person; or

2. He **or she** commits upon a female an abortional act which causes her death, unless such abortional act is justifiable pursuant to subdivision three of section 125.05; or

3. He **or she** intentionally causes or aids another person to commit suicide**; or**

4. He or she endangers the welfare of an incompetent, a vulnerable elderly person, or a physically disabled person as set forth in section 260.25, 260.32 or 260.34 of this chapter and such conduct significantly contributed to the victim's suicide.

Manslaughter in the second degree is a class C felony.

§ 3. This act shall take effect immediately.

EXPLANATION--Matter in **italics** (underscored) is new; matter in brackets [-] is old law to be omitted.

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