

AMENDMENT #4

OFFERED IN THE HOUSE

BY REPRESENTATIVE GRAY

TO: CSHB 66(JUD), Draft Version "B"

1 Page 1, line 1, following "substances;":

2 Insert "relating to manslaughter;"

3

4 Page 2, line 24, following "substances":

5 Insert "that contains or is combined with a schedule IA controlled substance set
6 out in AS 11.71.140(c)(29)"

7

8 Page 2, lines 26 - 27:

9 Delete "; in this paragraph, "ingestion" means voluntarily or involuntarily taking
10 a substance into the body in any manner"

11

12 Page 2, following line 27:

13 Insert new bill sections to read:

14 "** Sec. 2. AS 11.41.120(a) is amended to read:

15 (a) A person commits the crime of manslaughter if the person

16 (1) intentionally, knowingly, or recklessly causes the death of another
17 person under circumstances not amounting to murder in the first or second degree;

18 (2) intentionally aids another person to commit suicide; or

19 (3) under circumstances not amounting to murder in the second
20 degree under AS 11.41.110(a)(6), knowingly manufactures or delivers a controlled
21 substance in violation of AS 11.71.010 - 11.71.030 or 11.71.040(a)(1) for schedule
22 IVA controlled substances, and a person dies as a direct result of ingestion of the
23 controlled substance; the death is a result that does not require a culpable mental state

[; IN THIS PARAGRAPH, "INGESTION" MEANS VOLUNTARILY OR INVOLUNTARILY TAKING A SUBSTANCE INTO THE BODY IN ANY MANNER].

* Sec. 3. AS 11.41.140 is amended to read:

Sec. 11.41.140. Definitions [DEFINITION]. In AS 11.41.100 - 11.41.140,

(1) "ingestion" means voluntarily or involuntarily taking a substance into the body in any manner;

(2) "person", when referring to the victim of a crime, means a human being who has been born and was alive at the time of the criminal act. A person is "alive" if there is spontaneous respiratory or cardiac function or, when respiratory and cardiac functions are maintained by artificial means, there is spontaneous brain function."

Renumber the following bill sections accordingly.

Page 5, line 11:

Delete all material.

Renumber the following bill sections accordingly.

Page 5, line 14, following "Act,":

Insert "AS 11.41.120(a), as amended by sec. 2 of this Act, AS 11.41.140, as amended by sec. 3 of this Act,"

Page 5, line 15:

Delete "sec. 2"

Insert "sec. 4"

Delete "sec. 3"

Insert "sec. 5"

Page 3, line 16:

1 Delete "sec. 4"

2 Insert "sec. 6"

3

4 Page 3, line 17:

5 Delete "sec. 5"

6 Insert "sec. 7"