



# HOUSE BILL No. 4889

May 24, 1995, Introduced by Reps. Palamara, Llewellyn, Sikkema, DeMars, Porreca, Griffin, Olshove, Horton, Dalman, Green, Weeks, Kaza, Walberg, Cropsey, McBryde, Bodem, London, Gernaat, Lowe, Gnodtke, Rocca, McManus, Rhead, Mathieu, Hammerstrom, Byl, Perricone, Jellema, Middaugh, Randall, Law, Goschka, Voorhees, Kukuk, LeTarte, Gagliardi, Ciaramitaro, Harder, Baade, Owen, Whyman and Nye and referred to the Committee on Judiciary and Civil Rights.

A bill to amend Act No. 328 of the Public Acts of 1931, entitled as amended "The Michigan penal code," as amended, being sections 750.1 to 750.568 of the Michigan Compiled Laws, by adding section 329a.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Act No. 328 of the Public Acts of 1931, as  
2 amended, being sections 750.1 to 750.568 of the Michigan Compiled  
3 Laws, is amended by adding section 329a to read as follows:

4 SEC. 329A. (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SEC-  
5 TION, A PERSON WHO KNOWINGLY OR INTENTIONALLY BY FORCE OR DURESS  
6 CAUSES ANOTHER PERSON TO COMMIT SUICIDE IS GUILTY OF MURDER, PUN-  
7 ISHABLE AS PROVIDED IN SECTION 316 OR 317.

8 (2) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A PERSON  
9 WHO KNOWINGLY OR INTENTIONALLY BY FORCE OR DURESS CAUSES ANOTHER

1 PERSON TO ATTEMPT SUICIDE IS GUILTY OF ATTEMPTED MURDER,  
2 PUNISHABLE AS PROVIDED IN SECTION 91.

3 (3) A PERSON WHO KNOWS THAT ANOTHER PERSON INTENDS TO COMMIT  
4 OR ATTEMPT TO COMMIT SUICIDE AND WHO INTENTIONALLY DOES EITHER OF  
5 THE FOLLOWING IS GUILTY OF CRIMINAL ASSISTANCE TO SUICIDE, A  
6 FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 4 YEARS OR BY  
7 A FINE OF NOT MORE THAN \$2,000.00, OR BOTH:

8 (A) PROVIDES THE PHYSICAL MEANS BY WHICH THE OTHER PERSON  
9 ATTEMPTS OR COMMITS SUICIDE.

10 (B) PARTICIPATES IN A PHYSICAL ACT BY WHICH THE OTHER PERSON  
11 ATTEMPTS OR COMMITS SUICIDE.

12 (4) SUBSECTION (3) DOES NOT APPLY TO WITHHOLDING OR WITH-  
13 DRAWING MEDICAL TREATMENT.

14 (5) SUBSECTION (3) DOES NOT APPLY TO PRESCRIBING, DISPENS-  
15 ING, OR ADMINISTERING A MEDICATION IF THE INTENT IS TO RELIEVE  
16 PAIN OR DISCOMFORT AND NOT TO CAUSE DEATH, EVEN IF THE MEDICATION  
17 MAY HASTEN OR INCREASE THE RISK OF DEATH. FOR PURPOSES OF THIS  
18 SECTION, A MEDICATION ADMINISTERED TO RELIEVE PAIN OR DISCOMFORT  
19 INCLUDES ONLY A MEDICATION THAT HAS BEEN PRESCRIBED UNDER GENER-  
20 ALLY ACCEPTED STANDARDS OF MEDICAL PRACTICE BY A PHYSICIAN  
21 LICENSED UNDER PART 170 OR 175 OF THE PUBLIC HEALTH CODE, ACT  
22 NO. 368 OF THE PUBLIC ACTS OF 1978, BEING SECTIONS 333.17001 TO  
23 333.17084 AND 333.17501 TO 333.17556 OF THE MICHIGAN COMPILED  
24 LAWS.