

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

As Engrossed: H1/23/09

A Bill

HOUSE BILL 1040

4
5 By: Representatives D. Creekmore, T. Baker, Lea, M. Martin, Nix, Pyle, L. Smith, B. Wilkins
6 By: Senators D. Johnson, Broadway
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For An Act To Be Entitled

11 AN ACT TO CREATE THE OFFENSE OF SMOTHERING OR
12 STRANGULATION; PROVIDING FOR PENALTIES; AND FOR
13 OTHER PURPOSES.

Subtitle

16 AN ACT TO CREATE THE OFFENSE OF
17 SMOTHERING OR STRANGULATION AND
18 PROVIDING FOR PENALTIES.
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20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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23 SECTION 1. Arkansas Code Title 5, Chapter 26, Subchapter 314 is
24 amended to add a new section to read as follows:

25 5-26-314. Smothering or strangulation.

26 (a) A person commits smothering or strangulation if he or she
27 purposely and with the extreme indifference to the value of human life uses
28 his or her hands or any other means or force to attempt to impede or to
29 impede the:

30 (1) Normal breathing of another person; or

31 (2) Circulation of another person's blood by applying pressure
32 on the throat or neck of that person.

33 (b) Smothering or strangulation is a Class C felony.
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35 /s/ D. Creekmore
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