

75-2a-118 Illegal destruction or falsification of health care directive.

- (1) A person is guilty of a class B misdemeanor if the person:
 - (a) willfully conceals, cancels, defaces, obliterates, or damages a health care directive of another without the declarant's consent; or
 - (b) falsifies, forges, or alters a health care directive or a revocation of the health care directive of another person.
- (2) A person is guilty of criminal homicide if:
 - (a) the person:
 - (i) falsifies or forges the health care directive of an adult; or
 - (ii) willfully conceals or withholds personal knowledge of:
 - (A) the existence of a health care directive;
 - (B) the revocation of a health care directive; or
 - (C) the disqualification of a surrogate; and
 - (b) the actions described in Subsection (2)(a) cause a withholding or withdrawal of life sustaining procedures contrary to the wishes of a declarant resulting in the death of the declarant.

Amended by Chapter 107, 2008 General Session