

3rd Sub. H.B. 86

PENALTIES FOR SEXUAL OFFENSES AND KIDNAPPING

Senator **Howard A. Stephenson** proposes the following amendments:

1. *Page 12, Lines 361 through 364:*

- 361 (8) The sentencing enhancement described in this section does not apply if:
362 (a) the offense for which the person is being sentenced is:
363 (i) a grievous sexual offense; {or}
364 (ii) child kidnapping, Section 76-5-301.1; =
(iii) aggravated kidnapping, Section 76-5-302; or
(iv) forcible sexual abuse, Section 76-5-404; and

2. *Page 16, Line 488 through Page 17, Line 491:*

- 488 (6) The sentencing enhancement described in this section does not apply if:
489 (a) the offense for which the person is being sentenced is:
490 (i) a grievous sexual offense; {or}
491 (ii) child kidnapping, Section 76-5-301.1; =
(iii) aggravated kidnapping, Section 76-5-302; or
(iv) forcible sexual abuse, Section 76-5-404; and

3. *Page 18, Lines 526 through 529:*

- 526 (4) The sentencing enhancement described in this section does not apply if:
527 (a) the offense for which the person is being sentenced is:
528 (i) a grievous sexual offense; {or}
529 (ii) child kidnapping, Section 76-5-301.1;76-5-301.1; or
(iii) aggravated kidnapping, Section 76-5-302; and

4. *Page 19, Lines 553 through 556:*

- 553 (3) The sentencing enhancement described in this section does not apply if:
554 (a) the offense for which the person is being sentenced is:
555 (i) a grievous sexual offense; {or}
556 (ii) child kidnapping, Section 76-5-301.1; 76-5-301.1; =
(iii) aggravated kidnapping, Section 76-5-302; or
(iv) forcible sexual abuse; Section 76-5-404; and

5. Page 23, Line 706:

706 defendant {~~causes~~} caused serious bodily injury to another; or