

H.B. 99

BIGAMY OFFENSE AMENDMENTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 2

FEBRUARY 1, 2017 8:36 PM

Representative **Brian M. Greene** proposes the following amendments:

1. *Page 2, Lines 28 through 30:*

28 (2) Bigamy is a {~~third degree felony~~} class A misdemeanor [~~of the third degree~~].

29 (3) It [~~shall be~~] is a defense to bigamy that the accused reasonably believed [~~he~~] the

30 accused and the other person were legally eligible to {~~remarry~~} marry .

(4) Bigamy is a secondary offense and may only be prosecuted if one or more of the following is a primary charge:

(a) inducing marriage under false pretenses;

(b) fraud;

(c) domestic abuse;

(d) child abuse;

(e) sexual abuse; or

(f) human trafficking and human smuggling.

(5) If a person is convicted of bigamy and fraud or sexual abuse under Subsection (4), the penalty for both offenses shall be enhanced by one degree.