

H.B. 447

MURDER DEFENSE AMENDMENTS

Representative **Angela Romero** proposes the following amendments:

1. *Page 2, Lines 50 through 53:*

50 (B) ~~{a}~~ an overwhelming loss of self-control as a result of the stress described in Subsection
 (2)(a)(i)(A)
51 that is not regained before the actor commits the offense;
52 (ii) a reasonable person under the circumstances described in Subsection (2)(a)(i)(A)
53 would have experienced ~~{a}~~ an overwhelming loss of self-control; and

2. *Page 4, Lines 90 through 92:*

90 (c) If the trier of fact finds that special mitigation has not been established, the trier of
91 fact shall convict the defendant of the ~~{greater}~~ offense for which the prosecution has established
92 all the elements beyond a reasonable doubt.

3. *Page 4, Lines 97 through 100:*

97 (c) If the jury finds by a unanimous vote that special mitigation has not been
98 established, [it] or the jury is unable to unanimously agree whether special mitigation has been
99 established, the jury shall convict the defendant of the ~~{greater}~~ offense for which the prosecution
100 has established all the elements beyond a reasonable doubt.