

28 (2) ~~(a)~~ An actor commits a threat of violence if the actor:
 29 ~~(i)~~ (a) ~~(A)~~ (i) threatens to commit an offense;
 30 (A) under Title 76, Chapter 5, Part 4, Sexual Offenses; or
 31 (B) involving bodily injury, death, or substantial property damage; and
 32 ~~(B)~~ (ii) acts with intent to place an individual in ~~H→~~ **[imminent]** ~~←H~~ fear ~~[of imminent]~~;
 33 (A) that the actor will ~~H→~~ **imminently** ~~←H~~ commit an offense under Title 76, Chapter 5,

33a Part 4, Sexual
 34 Offenses, against the individual; or

35 (B) of ~~H→~~ **imminent** ~~←H~~ serious bodily injury, substantial bodily injury, or death; or
 36 ~~(ii)~~ (b) makes a threat, accompanied by a show of immediate force or violence, to do
 37 bodily injury to an individual.

38 ~~[(b) A threat under this section may be express or implied.]~~

39 (3) (a) A violation of Subsection (2) is a class B misdemeanor.

40 (b) An actor who commits an offense under this section is subject to punishment for
 41 that offense, in addition to any other offense committed, including the carrying out of the
 42 threatened act.

43 ~~[(c) In addition to any other penalty authorized by law, a court shall order an actor~~
 44 ~~convicted of a violation of this section to reimburse any federal, state, or local unit of~~
 45 ~~government, or any private business, organization, individual, or entity for all expenses and~~
 46 ~~losses incurred in responding to the violation, unless the court states on the record the reasons~~
 47 ~~why the reimbursement would be inappropriate.]~~

48 (4) It is not a defense under this section that the actor did not attempt to or was
 49 incapable of carrying out the threat.

50 (5) A threat under Subsection (2) may be express or implied.

51 Section 2. **Effective date.**

52 This bill takes effect on May 1, 2024.