

## HOUSE AMENDMENT 2 TO hb1576.

adding the word "MISDEMEANOR" immediately before the word "OFFENSES" on line 10 of the title and line 17 of the subtitle on page 1;

AND

by adding on line 27 of page 1 between the word "gender" and the period (.) the phrase "of the victim";

AND

by deleting lines 5 through 27 on page 2 in their entireties and substituting therefor the following:

"SECTION 3. (a) In order to impose an enhanced penalty for the offenses enumerated in Section 2, the trial judge or jury on appeal must find, in addition to the elements of the offense charged, beyond a reasonable doubt:"

AND

by deleting (c) on line 32 of page 2 and substituting therefor (b);

AND

by deleting line 35 of page 2 in its entirety and substituting therefor the following:

"(c) For the purpose of this act, "victim" shall include the owner"

AND

by deleting the number "5" on line 10 of page 3 and substituting therefor the number "4";

AND

by deleting lines 14 through 19 of page 3 in their entireties and substituting therefor the following:

"shall be enhanced to that of an unclassified felony offense and shall not exceed two (2) years or a fine not to exceed five thousand dollars (\$5,000), or both; for a Class B or C misdemeanor, the sentence shall be enhanced to that of a Class A misdemeanor and shall not exceed one (1) year or a fine not to exceed one thousand dollars (\$1,000), or both."

AND

by deleting the number "6" on line 21 of page 3 and substituting therefor the number "5";

AND

by appropriately renumbering subsequent sections of the bill.