

HOUSE _____ AMENDMENT NO. ____

Offered By

1 AMEND House Committee Substitute for House Bill Nos. 1521 and 1302, Page 4, Section
2 210.1014, Line 34 by inserting after all of said line the following:

3
4 "565.020. 1. This section shall be known and may be cited as "Erica and Zayquon's Law".

5 2. A person commits the crime of murder in the first degree if [he] such person:

6 (1) Knowingly causes the death of another person after deliberation upon the matter[.

7 2.]; or

8 (2) Knowingly causes the death of a child and a heinous element is involved in the
9 commission of the crime. For purposes of this subsection, a "heinous element" includes:

10 (a) Torturing the victim;

11 (b) Intentionally inflicting great bodily harm upon the victim;

12 (c) Intentionally mutilating the victim;

13 (d) Exposing the victim to extreme inhumane conditions;

14 (e) Being armed with a dangerous weapon or any article used or fashioned in a manner to
15 lead the victim to reasonably believe it to be a dangerous weapon and such weapon or article is
16 used or threatened to be used to cause the victim to submit;

17 (f) The offense involves sexual penetration or sexual contact with the victim; or

18 (g) Moving the victim from one location to another.

19 3. As used in this section "child" means any person under eighteen years of age.

20 4. Murder in the first degree is a class A felony, and the punishment shall be either death
21 or imprisonment for life without eligibility for probation or parole, or release except by act of the

1 governor; except that, if a person has not reached his or her sixteenth birthday at the time of the
2 commission of the crime, the punishment shall be imprisonment for life without eligibility for
3 probation or parole, or release except by act of the governor.”; and

4

5 Further amend said bill by amending the title, enacting clause, and intersectional references
6 accordingly.

7