

Amendment to HB 315

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT prohibiting provocation based on the defendant's religion, race, creed, sexual
4 orientation, national origin, political beliefs or affiliation, sex, or gender identity.

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6 Amend the bill by replacing section 2 with the following:

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8 2 New Paragraph; Homicide; Manslaughter; Certain Provocation Not Objectively Reasonable.

9 Amend RSA 630:2 by inserting after paragraph III the following new paragraph:

10 IV. For the purpose of determining if the defendant was under the influence of extreme
11 mental or emotional disturbance caused by extreme provocation pursuant to paragraph I, the
12 provocation was not objectively reasonable if it resulted from the defendant's hostility to the
13 decedent's religion, race, creed, sexual orientation as defined in RSA 21:49, national origin, political
14 beliefs or affiliation, sex, or gender identity as defined in RSA 21:54.

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AMENDED ANALYSIS

This bill prohibits provocation based on the defendant's religion, race, creed, sexual orientation, national origin, political beliefs or affiliation, sex, or gender identity.