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Section 1. Chapter 200 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

Section 2. Deleted.

Section 3. Deleted.

Section 4. NRS 200.030 is hereby amended to read as follows:

1. Murder of the first degree is murder which is:

(a)-(d) [various murders which arise to the level of first degree]

(e) Committed in the perpetration or attempted perpetration of an act of terrorism.

2. ...

6. As used in this section:

(a)... [Various definitions used in the section]

(e) For purposes of NRS 200.030 and 200.033 only, "act of terrorism" means:

1. Any act of undeclared war against the United States of America; or

2. Any act that involves the use or the threatened or attempted use of sabotage, fear or violence and is intended to:

(a) Injure, [i]ntimidate or coerce a civilian population; or

(b) Disrupt, affect or influence the conduct or policy of a governmental entity by intimidation or coercion; or

(c) Retaliate against a governmental entity or cause widespread panic or civil unrest through the substantial destruction, contamination, impairment or disruption of:

1. Public or private buildings, infrastructure, communications, transportation, utilities or services; or

2. Natural resources of the environment.

Section 5. NRS 200.033 is hereby amended to read as follows:

The only circumstances by which murder of the first degree may be aggravated are:

1-14 [Various aggravators]

15. The murder was committed with the intent to commit, cause, aid, further or conceal an act of terrorism as defined in NRS 200.030.

ASSEMBLY JUDICIARY

DATE: 2-27-03 ROOM 3138 EXHIBIT D

SUBMITTED BY: Assemblyman Brown

D-1081