

1 4. Rape accomplished where the victim is at the time
2 unconscious of the nature of the act and this fact is known to the
3 accused; ~~or~~

4 5. Rape accomplished with any person by means of force,
5 violence, or threats of force or violence accompanied by apparent
6 power of execution regardless of the age of the person committing
7 the crime; or

8 6. Rape by instrumentation ~~resulting in bodily harm is rape by~~
9 ~~instrumentation in the first degree~~ regardless of the age of the
10 victim or the age of the person committing the crime; ~~or~~

11 7. ~~rape by instrumentation committed upon a person under~~
12 ~~fourteen (14) years of age.~~

13 B. In all other cases, rape ~~or rape by instrumentation~~ is rape
14 in the second degree.

15 SECTION 2. This act shall become effective November 1, 2017.

16 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
17 April 5, 2017 - DO PASS AS AMENDED
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