

**Replace By Substitute
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 432

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

6 **SECTION 1.** Section 97-27-14, Mississippi Code of 1972, is
7 amended as follows:

8 97-27-14. (1) (a) It shall be unlawful for any person to
9 knowingly expose another person to * * * human immunodeficiency
10 virus (HIV), hepatitis B or hepatitis C. Prior knowledge and
11 willing consent to the exposure is a defense to a charge brought
12 under this paragraph.

13 (b) A person commits the crime of endangerment by
14 bodily substance if the person attempts to cause or knowingly
15 causes any other person to come into contact with blood, seminal
16 fluid, urine, feces or saliva.

17 (2) * * * A violation of this section is a misdemeanor
18 unless the person violating this section knows that he is infected
19 with human immunodeficiency virus (HIV), hepatitis B or hepatitis
20 C, in which case it is a felony.

21 (3) Any person convicted of a felony violation of this
22 section shall be imprisoned for not less than three (3) years nor
23 more than ten (10) years and a fine of not more than Ten Thousand
24 Dollars (\$10,000.00), or both.

25 (4) Any person guilty of a misdemeanor violation of this
26 section shall be punished by imprisonment in the county jail for
27 up to one (1) year and may be fined One Thousand Dollars
28 (\$1,000.00), or both.

29 (5) The provisions of this section shall be in addition to
30 any other provisions of law for which the actions described in
31 this section may be prosecuted.

32 **SECTION 2.** This act shall take effect and be in force from
33 and after July 1, 2007.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 97-27-14, MISSISSIPPI CODE OF 1972,
2 TO CREATE THE CRIME OF ENDANGERING ANOTHER PERSON BY A KNOWING
3 ATTEMPT OR CAUSE THE PERSON TO COME IN CONTACT WITH BODY FLUIDS
4 INFECTED WITH CERTAIN DISEASES; AND FOR RELATED PURPOSES.