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SAMPLE AMENDMENT TO A.B. 14

Possible Additional Enumerated Statutory Mitigating Circumstances Regarding Juvenile Defendants

Sec. 4. NRS 200.035 is hereby amended to read as follows:

200.035 Murder of the first degree may be mitigated by any of the following circumstances, even though the mitigating circumstance is not sufficient to constitute a defense or reduce the degree of the crime:

1. The defendant has no significant history of prior criminal activity.
2. The murder was committed while the defendant was under the influence of extreme mental or emotional disturbance.
3. The victim was a participant in the defendant's criminal conduct or consented to the act.
4. The defendant was an accomplice in a murder committed by another person and his participation in the murder was relatively minor.
5. The defendant acted under duress or under the domination of another person.
6. The youth *and immaturity* of the defendant at the time of the crime.
7. *The defendant suffers from a mental illness.*
8. *The defendant was a juvenile at the time of the crime and was underdeveloped socially, psychologically or emotionally.*
9. *The defendant was a juvenile at the time of the crime and lacked a stable, positive or secure upbringing.*
10. ~~8.~~ Any other mitigating circumstance.