

(1) Employs or displays a dangerous or deadly weapon of an article which the other person reasonably concludes is a dangerous or deadly weapon; or

(2) Inflicts suffocation, strangulation, disfigurement, or serious physical injury upon the other person or upon anyone else in the course of committing the offense; or

(3) Threatens or places the victim in fear that the victim or any person known to the victim will be imminently subjected to death, suffocation, strangulation, disfigurement, serious physical injury, or kidnapping; or

(4) The person commits the offense aided and abetted by one or more other persons.

~~[(2) With another person who is under 14 years of age and the person performing the act is at least four [or more] years older than the victim] AND IN THE PERFORMANCE OF THE ACT COMMITS ANY OF THE ACTS SET FORTH IN SUBPARAGRAPHS (I) THROUGH (IV) IN THIS SUBSECTION.~~

(b) Any person violating the provisions of this section is guilty of a felony and upon conviction is subject to imprisonment for no more than the period of his natural life.

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(a) A person is guilty of rape in the second degree if the person engages in vaginal intercourse with another person:

(1) By force or threat of force against the will and without the consent of the other person; or

(2) Who is mentally defective, mentally incapacitated, or physically helpless, and the person performing the act knows or should reasonably know the other person is mentally defective, mentally incapacitated, or physically helpless; or

(3) WHO IS UNDER 14 YEARS OF AGE AND THE PERSON PERFORMING THE ACT IS AT LEAST FOUR YEARS OLDER THAN THE VICTIM.

(b) Any person violating the provisions of this section is guilty of a felony and upon conviction is subject to imprisonment for a period of not more than 20 years.

SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this Act are applicable only to offenses