

1. BECAUSE OF THE ~~PUBLIC~~ INSTITUTION'S CONTACTS OR ASSOCIATION WITH A PERSON OR GROUP OF A PARTICULAR RACE, COLOR, RELIGIOUS BELIEF, OR NATIONAL ORIGIN; OR

2. WHERE THERE IS EVIDENCE THAT EXHIBITS ANIMOSITY ON THE PART OF THE PERSON COMMITTING THE ACT AGAINST A PERSON OR GROUP BECAUSE OF THAT PERSON'S OR GROUP'S RACE, COLOR, RELIGIOUS BELIEFS, OR NATIONAL ORIGIN; OR

(4) Deface, damage, or destroy or attempt to deface, damage, or destroy the real or personal property of [a]:

(I) , A person because of that person's race, color, religious beliefs, or national origin; OR

(II) ~~A PUBLIC INSTITUTION~~ AN INSTITUTION:

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2. WHERE THERE IS EVIDENCE THAT EXHIBITS ANIMOSITY ON THE PART OF THE PERSON COMMITTING THE ACT AGAINST A PERSON OR GROUP BECAUSE OF THAT PERSON'S OR GROUP'S RACE, COLOR, RELIGIOUS BELIEFS, OR NATIONAL ORIGIN.

(c) A person who violates the provisions of this section is subject to the following penalties:

(1) If the violation involves a separate crime that is a felony, the person is guilty of a felony and upon conviction is subject to imprisonment for not more than 10 years, or a fine of not more than \$10,000, or both.

(2) If the violation involves a separate crime that is a felony and results in death to a victim, the person is guilty of a felony and upon conviction is subject to imprisonment for not more than 20 years, or a fine of not more than \$20,000, or both.

(3) In all other cases, the person is guilty of a misdemeanor and upon conviction is subject to imprisonment for not more than 3 years, or a fine of not more than \$5,000, or both.

(d) Prosecution of a person under this section does not preclude prosecution and imposition of penalties for any other crime in addition to any penalties imposed under this section.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1992.

May 26, 1992