

By Representative Pruitt

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A bill to be entitled
An act relating to the death penalty; amending
s. 921.141, F.S.; providing additional
aggravating circumstances in a capital felony;
providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (o) is added to subsection (5) of
section 921.141, Florida Statutes, to read:

921.141 Sentence of death or life imprisonment for
capital felonies; further proceedings to determine sentence.--

(5) AGGRAVATING CIRCUMSTANCES.--Aggravating
circumstances shall be limited to the following:

(o) The capital felony was committed while the
defendant was engaged in willful violation of an injunction
for protection against domestic violence issued pursuant to s.
741.30, a foreign protection order accorded full faith and
credit pursuant to s. 741.315, an injunction for protection
against repeat violence pursuant to s. 784.046, or after any
other court-imposed prohibition of conduct toward the victim.

Section 2. This act shall take effect July 1, 2000.

HOUSE SUMMARY

Revises language with respect to aggravating circumstances in
a capital felony to provide that aggravating circumstances
include cases where the capital felony was committed while the
defendant was engaged in willful violation of an injunction
for protection against domestic violence, a foreign protection
order accorded full faith and credit, an injunction against
repeat violence, or after any other court-ordered prohibition
of conduct toward that victim.