

By Senator Kurth

15-1685-00

See HB 1157

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

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

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

11 921.141 Sentence of death or life imprisonment for
12 capital felonies; further proceedings to determine sentence.--

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

15 (o) The capital felony was committed while the
 16 defendant was engaged in willful violation of an injunction
 17 for protection against domestic violence issued pursuant to s.
 18 741.30, a foreign protection order accorded full faith and
 19 credit pursuant to s. 741.315, an injunction for protection
 20 against repeat violence pursuant to s. 784.046, or after any
 21 other court-imposed prohibition of conduct toward the victim.

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

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25 HOUSE SUMMARY

26 Revises language with respect to aggravating circumstances in
 27 a capital felony to provide that aggravating circumstances
 28 include cases where the capital felony was committed while the
 29 defendant was engaged in willful violation of an injunction
 30 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.

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