

1                                   A bill to be entitled  
 2           An act relating to capital felonies; amending s. 921.141,  
 3           F.S.; providing that it shall be an aggravating  
 4           circumstance for the purpose of determining sentence if a  
 5           capital felony was committed by a person subject to an  
 6           injunction or protection order against the petitioner who  
 7           obtained that injunction or order or any of certain  
 8           related persons; providing an effective date.

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

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

14           921.141 Sentence of death or life imprisonment for capital  
 15           felonies; further proceedings to determine sentence.—

16           (5) AGGRAVATING CIRCUMSTANCES.—Aggravating circumstances  
 17           shall be limited to the following:

18           (p) The capital felony was committed by a person subject  
 19           to an injunction issued pursuant to s. 741.30 or s. 784.046 or a  
 20           foreign protection order accorded full faith and credit pursuant  
 21           to s. 741.315 and was committed against the petitioner who  
 22           obtained the injunction or protection order or any spouse,  
 23           child, sibling, or parent of the petitioner.

24           Section 2. This act shall take effect October 1, 2010.