



845048

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/08/2013	.	
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The Committee on Criminal Justice (Bradley) recommended the following:

Senate Amendment (with title amendment)

Delete lines 79 - 120
and insert:

5. Notwithstanding subparagraphs 1.-4., a person convicted under s. 782.04 for an offense that was reclassified as a life felony that was committed before the person was 18 years of age is eligible to be punished by a term of imprisonment for life or by a term of years equal to life imprisonment if the judge at a mandatory sentencing hearing considers factors relevant to the offense and to the defendant's youth and attendant circumstances, including, but not limited to, the factors listed



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13 in paragraph (1)(b) and concludes that imprisonment for life or
14 a term of years equal to life imprisonment is an appropriate
15 sentence.

16 6. For offenses committed on or after July 1, 2013, a
17 person convicted of a life felony or of an offense that was
18 reclassified as a life felony, other than an offense listed in
19 s. 782.04, that was committed before the person was 18 years of
20 age shall be punished by a term of imprisonment not to exceed 50
21 years.

22 (b) Except as provided in paragraphs 1. and 2., for a
23 felony of the first degree, by a term of imprisonment not
24 exceeding 30 years or, when specifically provided by statute, by
25 imprisonment for a term of years not exceeding life
26 imprisonment.

27 1. A person convicted under s. 782.04 of a first-degree
28 felony punishable by a term of years not exceeding life
29 imprisonment, or an offense that was reclassified as a first-
30 degree felony punishable by a term of years not exceeding life
31 imprisonment, that was committed before the person was 18 years
32 of age is eligible for a term of years equal to life
33 imprisonment if the judge at a mandatory sentencing hearing
34 considers factors relevant to the offense and to the defendant's
35 youth and attendant circumstances, including, but not limited
36 to, the factors listed in paragraph (1)(b) and concludes that a
37 term of years equal to life imprisonment is an appropriate
38 sentence.

39 2. For offenses committed on or after July 1, 2013, a
40 person convicted for a first-degree felony punishable by a term
41 of years not exceeding life imprisonment or of an offense that



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42 was reclassified as a first-degree felony punishable by a term
43 of years not exceeding life imprisonment, other than an offense
44 listed in s. 782.04, that was committed before the person was
45 18 years of age shall be punished by a term of imprisonment not
46 to exceed 50 years.

47
48 ===== T I T L E A M E N D M E N T =====

49 And the title is amended as follows:

50 Delete lines 7 - 8

51 and insert:

52 imprisonment is an appropriate sentence; providing an effective
53 date.

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