

CS/SB 704 — Capital Felonies

by Judiciary Committee and Senators Thrasher, Gaetz, and Lynn

The bill adds an additional aggravating circumstance for consideration by the judge and jury in a capital sentencing proceeding to determine whether the death penalty or life imprisonment is warranted. The new aggravating circumstance is that the capital felony was committed by a person subject to an injunction for protection against domestic violence, repeat violence, sexual violence, or dating violence, or a foreign protection order that is given full faith and credit in Florida, and was committed against the petitioner who obtained the injunction or protection order, or any spouse, child, sibling, or parent of the petitioner.

If approved by the Governor, these provisions take effect October 1, 2010.

Vote: Senate 36-0; House 119-0