

BY: Senator Haines

AMENDMENTS TO SENATE BILL NO. 215

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “circumstances;” insert “expanding the list of aggravating circumstances that may be considered by a judge or jury when determining whether to impose a sentence of death on a person who has been convicted of first degree murder;”.

On page 2, in line 12, before the first “and” insert “413(d)(11) and (12);”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“413.

(d) In determining the sentence, the court or jury, as the case may be, shall first consider whether, beyond a reasonable doubt, any of the following aggravating circumstances exist:

(11) THE DEFENDANT COMMITTED THE MURDER IN THE COURSE OF COMMITTING, ATTEMPTING TO COMMIT, OR CONSPIRING TO COMMIT A VIOLATION OF ANY OF THE PROVISIONS OF § 286, § 286A, OR 286B OF THIS ARTICLE.

(12) THE DEFENDANT COMMITTED THE MURDER AS A RESULT OF A FIREARM THAT WAS:

(I) DISCHARGED FROM A VEHICLE;

(II) DISCHARGED INTO OR IN THE DIRECTION OF A VEHICLE; OR

(III) DISCHARGED INTO OR IN THE DIRECTION OF A DWELLING.”.