

SB0279/553820/3

BY: Senator Zirkin

AMENDMENTS TO SENATE BILL 279
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Repeal” and substitute “Evidence”; in line 3, strike the first “repealing” and substitute “restricting”; in the same line, strike “; repealing” and substitute “to a case in which the State presents certain evidence to the court or the jury;”; strike beginning with “procedures” in line 3 down through “penalty;” in line 4; in line 4, after “providing” insert “, with certain exceptions,”; strike beginning with “providing” in line 8 down through “penalty;” in line 11; in line 12, strike “repeal” and substitute “restriction”; in line 13, after “penalty” insert “to certain cases”; in line 16, strike “repeal” and substitute “restriction”; and in line 17, after “penalty” insert “to certain cases”.

On pages 1 and 2, strike in their entirety the lines beginning with line 18 on page 1 through line 18 on page 2, inclusive.

On page 2, in line 19, after “repealing” insert “and reenacting, without amendments,”; strike beginning with “2-103(h)” in line 21 down through “Appeals” in line 22 and substitute “2-201(b)”; in line 27, strike “2-201(b), 2-304(a), 2-305, and 14-101” and substitute “2-202”; and strike in their entirety lines 30 through 40, inclusive.

On page 3, strike in their entirety lines 1 through 16, inclusive; and strike beginning with “That” in line 18 down through “ENACTED,” in line 25.

AMENDMENT NO. 2

On pages 3 through 9, strike in their entirety the lines beginning with line 27 on page 3 through line 28 on page 9, inclusive.

On page 9, strike line 30 in its entirety.

(Over)

AMENDMENT NO. 3

On page 10, strike in their entirety lines 1 through 4, inclusive; in lines 8, 9, and 10, in each instance, strike the bracket; in line 10, strike “(II)”; and in lines 11, 12, and 15, in each instance, strike the bracket.

AMENDMENT NO. 4

On page 11, in line 3, strike “and”; after line 3, insert:

“(3) THE STATE PRESENTS THE COURT OR JURY WITH:

(I) BIOLOGICAL EVIDENCE OR DNA EVIDENCE THAT LINKS THE DEFENDANT TO THE ACT OF MURDER;

(II) A VIDEO TAPED, VOLUNTARY INTERROGATION AND CONFESSION OF THE DEFENDANT TO THE MURDER; OR

(III) A VIDEO RECORDING THAT CONCLUSIVELY LINKS THE DEFENDANT TO THE MURDER; AND”;

in line 4, strike “(3)” and substitute “(4)”; in line 17, strike the bracket; and strike in their entirety lines 18 through 30, inclusive.

AMENDMENT NO. 5

On pages 12 through 24, strike in their entirety the lines beginning with line 1 on page 12 through line 31 on page 24, inclusive.

AMENDMENT NO. 6

On page 24, in line 32, strike “4.” and substitute “2.”; and in the same line, after “That” insert “, except for a sentence of death imposed for a murder in which evidence was produced that meets the requirements of this Act.”.

On page 25, in lines 4, 7, 11, and 14, strike “5.”, “6.”, “7.”, and “8.”, respectively, and substitute “3.”, “4.”, “5.”, and “6.”, respectively; in line 6, strike “repeal” and substitute “restriction”; in the same line, after “penalty” insert “to certain cases as provided under this Act”; and in line 9, after the second “Committee” insert “, in accordance with § 2-1246 of the State Government Article,”.