

SB0279/703826/2

BY: Senator Brochin

AMENDMENTS TO SENATE BILL 279

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Repeal” and substitute “Eyewitness Testimony”; in line 3, strike the first “repealing” and substitute “prohibiting”; strike beginning with “; repealing” in line 3 down through “penalty” in line 4 and substitute “in a case in which the State relies solely on evidence provided by eyewitnesses”; strike beginning with “providing” in line 8 down through “penalty;” in line 11; in lines 12 and 16, in each instance, strike “repeal” and substitute “restriction”; and in line 17, after “penalty” insert “in 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, 10, 11, 12, and 15, in each instance, strike the bracket; and in line 10, strike “(II)”.

AMENDMENT NO. 4

On page 11, in line 17, strike the bracket; after line 17, insert:

“(C) A DEFENDANT MAY NOT BE SENTENCED TO DEATH, BUT SHALL BE SENTENCED TO IMPRISONMENT FOR LIFE WITHOUT THE POSSIBILITY OF PAROLE SUBJECT TO THE REQUIREMENTS OF § 2-203(1) OF THIS SUBTITLE OR IMPRISONMENT FOR LIFE, IF THE STATE RELIES SOLELY ON EVIDENCE PROVIDED BY EYEWITNESSES.”;

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 line 33, after “has” insert “relied solely on evidence provided by eyewitnesses and”.

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”, and in line 8, after “report” insert “, in accordance with § 2-1246 of the State Government Article.”.