

Session 114 - (2001-2002)

H 3054 General Bill, By Leach

Summary: Murder, death penalty or life; jury to render advisory sentence; Courts, Crimes and Offenses, Execution, Juries, Jurors

A BILL TO AMEND SECTION 16-3-20, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE PUNISHMENT FOR MURDER AND THE SEPARATE SENTENCING PROCEEDING TO DETERMINE WHETHER THE SENTENCE SHOULD BE DEATH OR LIFE IMPRISONMENT, SO AS TO PROVIDE THAT THE JURY RENDERS AN ADVISORY SENTENCE TO THE COURT AND THE COURT, NOTWITHSTANDING THE RECOMMENDATION OF THE JURY AND AFTER WEIGHING THE AGGRAVATING AND MITIGATING CIRCUMSTANCES, SHALL ENTER THE SENTENCE OF A MANDATORY MINIMUM TERM OF IMPRISONMENT FOR THIRTY YEARS, LIFE IMPRISONMENT, OR DEATH, AND TO PROVIDE THAT IF THE COURT'S SENTENCE IS DEATH, THE DETERMINATION MUST BE SUPPORTED BY SPECIFIC WRITTEN FINDINGS OF FACT.

12/06/00 House Prefiled

12/06/00 House Referred to Committee on Judiciary

01/09/01 House Introduced and read first time HJ-33

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