

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Justice Appropriations
 2 Subcommittee

3 Representative Learned offered the following:

4

5 **Amendment (with directory and title amendments)**

6 Between lines 69 and 70, insert:

7 (3) When a human being is killed during the perpetration
 8 of, or during the attempt to perpetrate, any:

- 9 (a) Trafficking offense prohibited by s. 893.135(1),
- 10 (b) Arson,
- 11 (c) Sexual battery,
- 12 (d) Robbery,
- 13 (e) Burglary,
- 14 (f) Kidnapping,
- 15 (g) Escape,
- 16 (h) Aggravated child abuse,

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- 17 (i) Aggravated abuse of an elderly person or disabled
18 adult,
19 (j) Aircraft piracy,
20 (k) Unlawful throwing, placing, or discharging of a
21 destructive device or bomb,
22 (l) Carjacking,
23 (m) Home-invasion robbery,
24 (n) Aggravated stalking,
25 (o) Murder of another human being,
26 (p) Aggravated fleeing or eluding with serious bodily
27 injury or death,
28 (q) Resisting an officer with violence to his or her
29 person, or
30 (r) Felony that is an act of terrorism or is in
31 furtherance of an act of terrorism, including a felony under s.
32 775.30, s. 775.32, s. 775.33, s. 775.34, or s. 775.35,
33
34 by a person other than the person engaged in the perpetration of
35 or in the attempt to perpetrate such felony, the person
36 perpetrating or attempting to perpetrate such felony commits
37 murder in the second degree, which constitutes a felony of the
38 first degree, punishable ~~by imprisonment for a term of years not~~
39 ~~exceeding life or~~ as provided in s. 775.082, s. 775.083, or s.
40 775.084.
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43 **D I R E C T O R Y A M E N D M E N T**
44 Remove lines 14-15 and insert:
45 Section 1. Paragraph (a) of subsection (1), subsection
46 (3), and paragraph (1) of subsection (4) of section 782.04,
47 Florida Statutes, are

48 -----
49 **T I T L E A M E N D M E N T**
50 Remove lines 2-6 and insert:
51 An act relating to criminal offenses; amending s.
52 782.04, F.S.; revising the elements that constitute
53 the capital offense of murder in the first degree;
54 conforming provisions to changes made by the act;
55 deleting the mandatory minimum sentence for certain
56 murder offenses; defining the term "substantial
57 factor"; amending
58