

February 21, 2007

H 341. PROPORTIONALITY REVIEW. Filed 2/21/07. *TO PROVIDE THAT THE SUPREME COURT IN CONDUCTING THE PROPORTIONALITY REVIEW REQUIRED BY LAW SHALL CONSIDER NOT ONLY THOSE CAPITAL CASES IN WHICH THE DEATH PENALTY WAS IMPOSED BUT ALSO FACTUALLY SIMILAR CASES IN WHICH THE SENTENCE OF LIFE IMPRISONMENT WAS IMPOSED.* Amends GS 15A-2000 directing the Supreme Court to consider factually similar capital cases that have been reviewed on appeal, including not only cases in which the jury recommended the death penalty, but also those recommending life imprisonment when determining whether a death sentence is disproportionate.

Intro. by Glazier, Wainwright, Earle, Parmon. GS 15A

May 23, 2007

H 341. PROPORTIONALITY REVIEW. Filed 2/21/07. House amendment makes the following changes to 1st edition. Modifies proposed GS 15A-2000(d)(2a) to provide that the cases compared by the Supreme Court in the legally required proportionality review include those cases determined to be capital based on the commission of a felony and in which the jury recommended life imprisonment. Limits the comparison of reported cases in which the jury recommended life imprisonment to those cases decided on or after the effective date of the act. Makes renumbering changes.