

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1179 be amended to read as follows:

- 1 Page 3, strike lines 37 through 38.
- 2 Page 3, line 39, strike "or the judgment was entered on a guilty
- 3 plea," and insert "**In all cases,**".
- 4 Page 3, line 40, strike "jury or the".
- 5 Page 4, line 1, strike "instruct".
- 6 Page 4, line 2, strike "the jury concerning" and insert "**consider**".
- 7 Page 4, strike lines 9 through 14.
- 8 Page 4, line 15, strike "only if it makes the findings described in
- 9 subsection (k)".
- 10 Page 4, line 22, delete "If the jury unanimously reaches a
- 11 sentencing".
- 12 Page 4, delete lines 23 through 24.
- 13 Page 4, strike line 25.
- 14 Page 4, line 26, strike "reasonable deliberations, the court shall
- 15 discharge the jury,".
- 16 Page 4, line 27, delete "hold a separate".
- 17 Page 4, delete lines 28 through 34.
- 18 Page 4, line 35, strike "(g) If the hearing is to the court alone," and
- 19 insert "**(e)**".
- 20 Page 4, line 35, delete "except" and insert "Except".
- 21 Page 4, line 39, strike "(k)." and insert "**(i)**".
- 22 Page 4, line 40, strike "(h)" and insert "**(f)**".

- 1 Page 5, line 5, strike "(i)" and insert "(g)".
  - 2 Page 5, line 19, strike "(j)" and insert "(h)".
  - 3 Page 5, line 32, strike "(h)," and insert "(f)".
  - 4 Page 5, line 35, strike "(k)" and insert "(i)".
  - 5 Page 5, line 35, strike "the jury,".
  - 6 Page 5, line 36, strike "in a proceeding under subsection (e), or".
  - 7 Page 5, line 37, delete "(f) or".
  - 8 Page 5, line 37, strike "(g)," and insert "(e)".
- (Reference is to HB 1179 as printed March 2, 1999.)

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Representative Foley