HOUSE BILL NO. 430

INTRODUCED BY BRANDEWIE, HARP, COBB, ADDY, MERCER

IN THE HOUSE

	IN THE HOUSE
JANUARY 24, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
FEBRUARY 18, 1987	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 19, 1987	PRINTING REPORT.
FEBRUARY 20, 1987	SECOND READING, DO PASS.
FEBRUARY 21, 1987	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 91; NOES, 0.
	TRANSMITTED TO SENATE.
	IN THE SENATE
FEBRUARY 23, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
MARCH 18, 1987	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 21, 1987	SECOND READING, CONCURRED IN.
MARCH 24, 1987	THIRD READING, CONCURRED IN. AYES, 49; NOES, 0.
	RETURNED TO HOUSE.
	IN THE HOUSE

SENT TO ENROLLING.

House BILL NO. 430

2 INTRODUCED BY MAKER

1 HOUSE BILL NO. 430

MAKER

4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING PENALTIES
5 THAT MAY BE IMPOSED FOR DELIBERATE HOMICIDE; AND AMENDING

6 SECTION 45-5-102, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 45-5-102, MCA, is amended to read:

"45-5-102. Deliberate homicide. (1) Except as provided

11 in 45-5-103(1), criminal homicide constitutes deliberate

12 homicide if:

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- (a) it is committed purposely or knowingly; or
- (b) it is committed while the offender is engaged in or is an accomplice in the commission of, an attempt to commit, or flight after committing or attempting to commit robbery, sexual intercourse without consent, arson, burglary, kidnapping, felonious escape, or any other felony which involves the use or threat of physical force or
- 21 (2) A person convicted of the offense of deliberate
 22 homicide shall be punished by death or-life-imprisonment as
 23 provided in 46-18-301 through 46-18-310, by life
 24 imprisonment, or by imprisonment in the state prison for a
 25 term of not less than 10 years or more than 100 years,

violence against any individual.

Montana Legislative Council

l except as provided in 46-18-222."

-End-

APPROVED BY COMMITTEE ON JUDICIARY

1 INTRODUCED BY 2 3

A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING PENALTIES THAT MAY BE IMPOSED FOR DELIBERATE HOMICIDE; AND AMENDING SECTION 45-5-102, MCA."

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 - (2) A person convicted of the offense of deliberate homicide shall be punished by death or-life-imprisonment as provided in 46-18-301 through 46-18-310, by life imprisonment, or by imprisonment in the state prison for a term of not less than 10 years or more than 100 years,

except as provided in 46-18-222." -End-

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Montana Legislative Council

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-End-

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3	ADDY, MERCER
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-End-