

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
90th General Assembly
Regular Session, 2015

A Bill

SENATE BILL 298

By: Senator Burnett

For An Act To Be Entitled

AN ACT CONCERNING THE AVAILABLE SENTENCES FOR A
CAPITAL OFFENSE; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING THE AVAILABLE SENTENCES FOR A
CAPITAL OFFENSE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 5-4-615 is amended to read as follows:
5-4-615. Conviction – Punishments.

A person convicted of a capital offense shall be punished by ~~death by
lethal injection~~ life imprisonment or by life imprisonment without parole
~~pursuant to~~ under this subchapter.

SECTION 2. Arkansas Code § 5-10-101(c)(1), concerning the penalties
for capital murder, is amended to read as follows:

(c)(1) Capital murder is punishable as follows:

(A) If the defendant was eighteen (18) years of age or
older at the time he or she committed the capital murder:

(i) ~~Death~~ Life imprisonment; or

(ii) Life imprisonment without parole under §§ 5-4-
601 – 5-4-605, 5-4-607, and 5-4-608; or

(B) If the defendant was younger than eighteen (18) years
of age at the time he or she committed the capital murder:

(i) Life imprisonment without parole as it is
defined in § 5-4-606; or



(ii) Life imprisonment with the possibility of parole after serving a minimum of twenty-eight (28) years' imprisonment.

SECTION 3. Arkansas Code § 5-51-201(c), concerning the penalties for treason, is amended to read as follows:

(c) Treason is punishable by ~~death~~ life imprisonment or life imprisonment without parole ~~pursuant to~~ under §§ 5-4-601 – 5-4-605, 5-4-607, and 5-4-608.