

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

# A Bill

SENATE BILL 298

5 By: Senator Burnett  
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## For An Act To Be Entitled

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

### Subtitle

12 CONCERNING THE AVAILABLE SENTENCES FOR A  
14 CAPITAL OFFENSE.

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13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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19 SECTION 1. Arkansas Code § 5-4-615 is amended to read as follows:  
20 5-4-615. Conviction – Punishments.

21 A person convicted of a capital offense shall be punished by ~~death by~~  
22 ~~lethal injection~~ life imprisonment or by life imprisonment without parole  
23 ~~pursuant to~~ under this subchapter.  
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25 SECTION 2. Arkansas Code § 5-10-101(c)(1), concerning the penalties  
26 for capital murder, is amended to read as follows:

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

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

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

31 (ii) Life imprisonment without parole under §§ 5-4-  
32 601 – 5-4-605, 5-4-607, and 5-4-608; or

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

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



1 (ii) Life imprisonment with the possibility of  
2 parole after serving a minimum of twenty-eight (28) years' imprisonment.  
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4 SECTION 3. Arkansas Code § 5-51-201(c), concerning the penalties for  
5 treason, is amended to read as follows:

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