

1 AN ACT concerning capital sentencing.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Illinois Criminal Justice Information Act
5 is amended by adding Section 9.3 as follows:

6 (20 ILCS 3930/9.3 new)

7 Sec. 9.3. Study of proportionality in capital sentencing.

8 (a) The Authority shall employ appropriately qualified
9 experts to conduct a study of all cases in the State in which
10 a defendant was charged with the offense of first degree
11 murder committed on or after June 21, 1977 in violation of
12 Section 9-1 of the Criminal Code of 1961 to determine whether
13 the race, ethnicity, or gender of either the defendant or the
14 victim, the location of the offense, or some combination of
15 these factors has tended to influence whether the defendant
16 was sentenced to death. The Authority shall provide all
17 relevant data in its possession to assist the experts in the
18 preparation of the study. This study shall employ appropriate
19 statistical techniques to take into account the nature of the
20 offense and all other aggravating and mitigating
21 circumstances. The study shall be completed within 2 years
22 after the effective date of this Section.

23 (b) There is a moratorium on the execution of all
24 capital sentences in this State until the completion of the
25 study called for by subsection (a) of this Section.