



Sen. Kwame Raoul

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09600SB3090sam001

LRB096 19623 RLC 37353 a

1 AMENDMENT TO SENATE BILL 3090

2 AMENDMENT NO. _____. Amend Senate Bill 3090 on page 1, by
3 inserting immediately below line 3 the following:

4 "Section 2. The Code of Criminal Procedure of 1963 is
5 amended by changing Section 110-6.2 as follows:

6 (725 ILCS 5/110-6.2) (from Ch. 38, par. 110-6.2)

7 Sec. 110-6.2. Post-conviction Detention. (a) The court may
8 ~~shall~~ order that a person who has been found guilty of an
9 offense and who is waiting imposition or execution of sentence
10 be held without bond unless the court finds by clear and
11 convincing evidence that the person is not likely to flee or
12 pose a danger to any other person or the community if released
13 under Sections 110-5 and 110-10 of this Act.

14 (b) The court may ~~shall~~ order that person who has been
15 found guilty of an offense and sentenced to a term of
16 imprisonment ~~shall~~ be held without bond unless the court finds

1 by clear and convincing evidence that:

2 (1) the person is not likely to flee or pose a danger to
3 the safety of any other person or the community if released on
4 bond pending appeal; and

5 (2) that the appeal is not for purpose of delay and raises
6 a substantial question of law or fact likely to result in
7 reversal or an order for a new trial.

8 (Source: P.A. 86-984.)

9 (725 ILCS 5/122-8 rep.)

10 Section 3. The Code of Criminal Procedure of 1963 is
11 amended by repealing Section 122-8."