

more jurors could die or otherwise become unavailable between the return of a guilty verdict and the commencement of any sentencing proceeding. The longer the delay involved the greater the risk which would be presented.

20. The Florida pattern jury instructions confirm the beyond a reasonable doubt standard for aggravating circumstances but do not specifically deal with the standard applicable to mitigating circumstances or the weighing process.

21. The Administration Bill specifically applied a beyond a reasonable doubt test as to aggravating circumstances and a preponderance of the evidence test as to mitigating circumstances and the weighing process.

22. We cannot say with any degree of certainty that the Court of Appeals, in conjunction with the Rules Committee, would consider adopting pattern jury instructions of statewide application on the burden of proof and other matters pertinent to capital punishment trials. The Court of Appeals might well feel that it lacks the power to adopt a rule governing a substantive matter such as the burden of proof in a capital sentencing proceeding, and even if it felt it possessed the power to adopt such a rule, it might well choose not to do so but to simply await the presentation of the issue in a case brought up on appeal.

23. The Supreme Court did allude to the burden of proof question in a limited way by quoting the statement of the Florida Supreme Court in Tedder v. State, supra, bearing on the burden imposed on a judge when he imposes the death penalty contrary to the jury's recommendation.

Senate Bill No. 135 - Public Works - Contracts with
Persons Convicted of Bribery

AN ACT concerning

Public Works - Contracts with Persons
Convicted of Bribery

~~FOR the purpose of disqualifying persons convicted of, entering a plea of nolo contendere to, or admitting certain bribery related offenses from entering into certain governmental contracts; disqualifying certain firms and corporations from entering into such contracts under certain circumstances; providing procedures for hearings; requiring certain reports by State's Attorneys, the Attorney General,~~