

2024 Regular Session

SENATE BILL NO. 430

BY SENATOR JACKSON-ANDREWS

CRIME/PUNISHMENT. Relative to the death penalty. (7/1/24)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17

AN ACT

To amend and reenact R.S. 15:569(A) as amended by Section 1 of Act 5 of the 2024 Second Extraordinary Session, relative to execution of a death sentence; to provide relative to methods of execution; to remove nitrogen hypoxia as a permissible method of execution; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:569(A) as amended by Section 1 of Act 5 of the 2024 Second Extraordinary Session is hereby amended and reenacted to read as follows:

§569. Place for execution of death sentence; ~~manner~~ **method** of execution

A. ~~Every sentence of death executed in this state prior to September 15, 1991, shall be by electrocution, that is, causing to pass through the body of the person convicted a current of electricity of sufficient intensity to cause death, and the application and continuance of such current through the body of the person convicted until such person is dead.~~ Every sentence of death imposed in this state shall be executed at the Louisiana State Penitentiary at Angola. Every execution shall be made in a room entirely cut off from view of all except those permitted by law to be in ~~said~~ the room. At the discretion of the secretary of the Department of Public

1 Safety and Corrections and with no preference to the method of execution, every
2 sentence of death shall be by one of the following methods:

3 (1) Intravenous injection of a substance or substances in a lethal quantity into
4 the body.

5 ~~(2) Nitrogen hypoxia.~~

6 ~~(3)~~**(2)** Electrocutation, causing to pass through the body of the person convicted
7 a current of electricity of sufficient intensity to cause death, and the application and
8 continuance of such current through the body of the person convicted until such
9 person is dead.

10 * * *

11 Section 2. This Act shall become effective on July 1, 2024; if vetoed by the governor
12 and subsequently approved by the legislature, this Act shall become effective on the day
13 following such approval by the legislature or July 1, 2024, whichever is later.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Jonathon Wagner.

DIGEST

SB 430 Original

2024 Regular Session

Jackson-Andrews

Present law as amended by Acts 2024, 2nd Ex. Sess., No.5, §1, eff. July 1, 2024, provides that every sentence of death will be carried out using intravenous injection, nitrogen hypoxia, or electrocution.

Proposed law removes nitrogen hypoxia as a permissible method of execution and otherwise retains present law.

Effective July 1, 2024.

(Amends R.S. 15:569(A) as amended by Acts 2024, 2nd Ex. Sess., No.5, §1)