GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2005

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SENATE BILL 834*

Short Title:	Administration of Lethal Injection.	(Public)
Sponsors:	Senators Kinnaird, Nesbitt; Bingham, and Snow.	
Referred to:	Judiciary II.	

March 23, 2005

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE USE OF A SHORT-ACTING BARBITURATE IN EXECUTING A DEATH SENTENCE BY LETHAL INJECTION.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 15-188 reads as rewritten:

"**§ 15-188. Manner and place of execution.**

In accordance with G.S. 15-187, the mode of executing a death sentence must in every case be by administering to the convict or felon a lethal quantity of ~~an ultrashort-acting barbiturate in combination with a chemical paralytic agent~~ a short-acting barbiturate, such as sodium pentobarbital, until the convict or felon is dead; and when any person, convict or felon shall be sentenced by any court of the State having competent jurisdiction to be so executed, the punishment shall only be inflicted within a permanent death chamber which the superintendent of the State penitentiary is hereby authorized and directed to provide within the walls of the North Carolina penitentiary at Raleigh, North Carolina. The superintendent of the State penitentiary shall also cause to be provided, in conformity with this Article and approved by the Governor and Council of State, the necessary appliances for the infliction of the punishment of death and qualified personnel to set up and prepare the injection, administer the preinjections, insert the IV catheter, and to perform other tasks required for this procedure in accordance with the requirements of this Article."

SECTION 2. This act is effective when it becomes law and applies to executions performed on or after that date.