

Regular Session, 2012  
HOUSE BILL NO. 120  
BY REPRESENTATIVE LOPINTO

# ACT No. 172

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AN ACT

To amend and reenact R.S. 15:568 and 570(A)(4), (C), (D), (E), and (F) and to enact R.S. 15:570(G) and (H), relative to executions of death sentences; to provide relative to those persons required to be present; to provide relative to a person's refusal to attend; to provide relative to the confidentiality of the identity of certain persons participating in the execution; to provide relative to the licensing of certain persons participating in the execution; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:568 and 570(A)(4), (C), (D), (E), and (F) are hereby amended and reenacted and R.S. 15:570(G) and (H) are hereby enacted to read as follows:

§568. Execution of death sentence; prior confinement of offender

The ~~director~~ secretary of the Department of Public Safety and Corrections, or a competent person selected by him, shall execute the offender in conformity with the death warrant issued in the case. Until the time of his execution, the Department of Public Safety and Corrections shall incarcerate the offender in a manner affording maximum protection to the general public, the employees of the department, and the security of the institution.

\* \* \*

§570. Execution; officials and witnesses; minors excluded; time of execution; notice to victim's relatives

A. Every execution of the death sentence shall take place in the presence of:

\* \* \*



1 (3) In no event shall failure to give notice to the victim's parents, or guardian,  
2 spouse, or any adult children have any effect as to execution of sentence.

3 E.F. Only the identities of those persons named in ~~Subparagraphs~~ Paragraphs  
4 (A)(1), (2), ~~(3)~~, (5), and (6), and Subsection ~~D~~ E of this Section shall be made public.

5 F.G. The identity of any persons other than the persons specified in  
6 Subsection ~~E~~ F of this Section who participate or perform ancillary functions in an  
7 execution of the death sentence, either directly or indirectly, shall remain strictly  
8 confidential and the identities of those persons and information about those persons  
9 which could lead to the determination of the identities of those persons shall not be  
10 subject to public disclosure in any manner ~~whatsoever~~. Any information contained  
11 in records that could identify any person other than the persons specified in  
12 Subsection F of this Section shall remain confidential, shall not be subject to  
13 disclosure, and shall not be admissible as evidence nor discoverable in any  
14 proceeding before any court, tribunal, board, agency, or person.

15 H. If a person who participates or performs ancillary functions in an  
16 execution is licensed by a board, the licensing board shall not suspend or revoke the  
17 license of such person, or take any disciplinary or other adverse action against the  
18 person, as a result of participation in the execution.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_