

State of South Dakota

EIGHTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2007

626N0434

HOUSE BILL NO. 1160

Introduced by: Representatives Rhoden and Hargens and Senators Gray and Heidepriem

1 FOR AN ACT ENTITLED, An Act to repeal the requirement for physician involvement in the
2 execution of a sentence of death.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 23A-27A-34 be amended to read as follows:

5 23A-27A-34. The warden of the penitentiary shall request, by at least two days' previous
6 notice, the presence of the attorney general, the trial judge before whom the conviction was had
7 or ~~his~~ the judge's successor in office, the state's attorney and sheriff of the county where the
8 crime was committed, and not more than ten reputable adult citizens, including at least one
9 member of the news media, to be selected by the warden at the execution. ~~The warden shall also~~
10 ~~arrange for the attendance of the prison physician and two other licensed physicians of this state.~~
11 The warden shall arrange for the attendance of ~~such~~ any prison guards and ~~peace law~~
12 enforcement officers ~~as he may deem~~ the warden deems proper.

