

AMENDMENTS TO LB238

Introduced by Pansing Brooks, 28.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. Section 83-970, Revised Statutes Cumulative Supplement,
4 2018, is amended to read:

5 83-970 (1) Besides the Director of Correctional Services and those
6 persons required to be present under the execution protocol, the
7 following persons, and no others, except as provided in section 83-971,
8 may be present at the execution: (a) ~~(1)~~ The member of the clergy in
9 attendance upon the convicted person; (b) ~~(2)~~ no more than three persons
10 selected by the convicted person; (c) ~~(3)~~ no more than three persons
11 representing the victim or victims of the crime; and (d) ~~(4)~~ such other
12 persons, not exceeding six in number, as the director may designate. At
13 least two persons designated by the director shall be professional
14 members of the Nebraska news media.

15 (2) Except as provided in subsection (3) of this section, the
16 Director of Correctional Services and those persons required to be
17 present under the execution protocol:

18 (a) Shall continuously witness the execution process from the moment
19 the convicted person enters the execution chamber until the convicted
20 person is declared dead or the execution is halted; and

21 (b) Shall not authorize or permit any person to obstruct, limit,
22 shield, or otherwise impede the witnessing or viewing of an execution by
23 any person permitted or required to be present at such execution.

24 (3) The person or persons administering or conducting the execution
25 under the execution protocol may, upon request, wear a mask or otherwise
26 conceal their personal identity from the witnesses.

27 Sec. 2. Original section 83-970, Revised Statutes Cumulative

1 Supplement, 2018, is repealed.