

Amendment No. 1 to HB2476

Lundberg
Signature of Sponsor

AMEND Senate Bill No. 2580

House Bill No. 2476*

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-23-114, is amended by adding the following new subsection (e):

(e) For any person who commits an offense or has committed an offense for which the person is sentenced to the punishment of death, the method of carrying out the sentence shall be by lethal injection unless subdivision (e)(1) or (e)(2) is applicable. If subdivision (e)(1) or (e)(2) is applicable, the method of carrying out the sentence shall be by electrocution. The alternative method of execution shall be used if:

(1) Lethal injection is held to be unconstitutional by a court of competent jurisdiction in the manner described in subsection (d); or

(2) The commissioner of correction certifies to the governor that one (1) or more of the ingredients essential to carrying out a sentence of death by lethal injection is unavailable through no fault of the department.

SECTION 2. This act shall be known and may be cited as "The Capital Punishment Enforcement Act".

SECTION 3. This act shall take effect July 1, 2014, the public welfare requiring it.