

GENERAL ASSEMBLY OF NORTH CAROLINA
1997 SESSION

S.L. 1997-70
HOUSE BILL 336

AN ACT TO ALLOW TWO MEMBERS OF THE VICTIM'S FAMILY TO BE
PRESENT AT AN EXECUTION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15-190 reads as rewritten:

**"§ 15-190. Person or persons to be designated by warden to execute sentence;
supervision of execution; who shall be present.**

Some guard or guards or other reliable person or persons to be named and designated by the warden from time to time shall cause the person, convict or felon against whom the death sentence has been so pronounced to be executed as provided by this Article and all amendments thereto. The execution shall be under the general supervision and control of the warden of the penitentiary, who shall from time to time, in writing, name and designate the guard or guards or other reliable person or persons who shall cause the person, convict or felon against whom the death sentence has been pronounced to be executed as provided by this Article and all amendments thereto. At such execution there shall be present the warden or deputy warden or some person designated by the warden in ~~his stead; the warden's place, and~~ the surgeon or physician of the ~~penitentiary~~ penitentiary, and six ~~Four~~ respectable citizens, two members of the victim's family, the counsel and any relatives of such person, convict or felon and a minister or ~~ministers of the gospel~~ member of the clergy or religious leader of the person's choosing may be present if they so ~~desire, desire, and the board of directors of the penitentiary may provide for and pay the fee for each execution not to exceed thirty-five dollars (\$35.00).~~"

Section 2. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 19th day of May, 1997.

s/ Dennis A. Wicker
President of the Senate

s/ Harold J. Brubaker
Speaker of the House of Representatives

s/ James B. Hunt, Jr.
Governor

Approved 9:52 a.m. this 22nd day of May, 1997