

PROPOSED AMENDMENT

HB 1119 # 2

DIGEST

Execution methods. Requires the DOC to establish a protocol and facility for execution by firing squad or nitrogen hypoxia.

- 1 Page 3, delete lines 2 through 42, begin a new paragraph and insert:
2 "SECTION 2. IC 35-38-6-1.5 IS ADDED TO THE INDIANA
3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2026]: **Sec. 1.5. (a) The department of**
5 **correction may carry out an execution by:**
6 **(1) lethal injection;**
7 **(2) firing squad; or**
8 **(3) nitrogen hypoxia;**
9 **as determined by the commissioner of the department of**
10 **correction.**
11 **(b) The department of correction shall establish a facility and a**
12 **protocol for carrying out an execution by firing squad.**
13 **(c) The department of correction shall establish a facility and a**
14 **protocol for carrying out an execution by nitrogen hypoxia.**
15 **(d) An execution shall be carried out within the time frame**
16 **described in section 1(b) of this chapter.**
17 **(e) An execution by firing squad shall be carried out by a firing**
18 **squad consisting of three (3) individuals who are selected by the**
19 **warden of the prison where the execution will be carried out. Each**
20 **individual shall fire a weapon containing live ammunition. No**
21 **blanks may be used.**
22 **(f) The department of correction may adopt rules under**
23 **IC 4-22-2 necessary to implement this chapter.**
24 **(g) The following are confidential, are not subject to discovery,**
25 **and may not be introduced as evidence in any civil or criminal**
26 **proceeding:**
27 **(1) The identity of any member of an execution team.**

- 1 **(2) The identity of any individual designated as eligible to**
- 2 **serve as a member of an execution team.**
- 3 **(3) Information reasonably calculated to lead to the identity**
- 4 **of an individual described in this subsection."**

5 Page 4, delete line 1.

(Reference is to HB 1119 as introduced.)