

**STATE OF LOUISIANA  
DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS  
CORRECTIONS SERVICES**

Department Regulation  
No. C-03-001



12 March 2014

**FIELD OPERATIONS  
Adult Institutions  
Death Penalty**

1. **AUTHORITY:** Secretary of the Department of Public Safety and Corrections as contained in Chapter 9 of Title 36 and La. R.S. 15:567 through 15:571.
2. **REFERENCES:** La. R.S. 46:1844(N) and Department Regulation Nos. A-01-013 "Forms Management Program" and C-01-013 "Public Information Program and Media Access."
3. **PURPOSE:** To set forth the procedures to be followed for the lethal injection of those condemned offenders sentenced to death.
4. **APPLICABILITY:** Deputy Secretary, Chief of Operations and the Wardens of the Louisiana State Penitentiary and the Louisiana Correctional Institute for Women. The Secretary and the Wardens of the Louisiana State Penitentiary and the Louisiana Correctional Institute for Women are responsible for ensuring that appropriate unit written policy and procedures are in place to comply with the provisions of this regulation.
5. **POLICY:** It is the Secretary's policy that the Department shall carry out the death penalty in accordance with the provisions of the Louisiana Revised Statutes. All execution processes shall be performed in a professional, humane, sensitive and dignified manner. Executions shall be conducted at the Louisiana State Penitentiary. The Warden of that facility is responsible for carrying out the death sentence on the date established by the sentencing court.
6. **GENERAL:**
  - A. Male offenders sentenced to death shall be incarcerated at the Louisiana State Penitentiary (LSP) at Angola, Louisiana. Female offenders sentenced to death shall be incarcerated at the Louisiana Correctional Institute for Women (LCIW) at St. Gabriel, Louisiana. Until the time for execution, the Warden shall incarcerate the offender in a manner affording maximum protection to the general public, the employees of the Department and the security of the institution.
  - B. Pursuant to the provisions of La. R.S. 15:567.1, a person who is not competent to proceed to execution may not be executed. A person is not competent to proceed to execution when he lacks the competence to understand that he is to be executed and the reason he is to suffer that penalty. Any person sentenced to death may raise the issue of his mental incompetence to proceed to execution by

filing an appropriate petition in the sentencing court. A person acting as petitioner's "next friend" or the Secretary of the Department of Public Safety and Corrections may also file the petition. The petition shall contain the information enumerated in La. R.S. 15:567.1(C.) The sentencing court shall then determine the offender's mental competency in accordance with La. R.S. 15:567.1.

- C. The execution shall take place at the Louisiana State Penitentiary between the hours of 6:00 p.m. and 9:00 p.m. upon the date set for the execution by the court of original jurisdiction. (La. R.S. 15:570(D)).
- D. No cameras or recording devices, either audio or video (including cell phones), shall be permitted in the execution chamber or witness room.

**7. WITNESSES:**

- A. All witnesses shall be over 18 years of age and shall agree to sign the report of execution (La. R.S. 15:570(B)).
- B. Witnesses are not required to be citizens of the state of Louisiana.
- C. All persons selected as witnesses shall sign a copy of the Agreement by Witness to Execution (Form C-03-001-A) prior to being transported to the execution chamber.
- D. The following individuals are considered required witnesses (La. R.S. 15:570(A):
  - 1) The Warden of the Louisiana State Penitentiary (LSP) or designee;
  - 2) The coroner of West Feliciana Parish or deputy;
  - 3) A physician chosen by the LSP Warden;
  - 4) A competent person(s) selected by the LSP Warden to administer the lethal injection; and
  - 5) A priest, minister, or religious advisor, if the offender so requests.
- E. Not less than five nor more than seven other witnesses are required by law to be present. (La. R.S. 15:570(A)(6)). These witnesses shall be selected as follows:
  - 1) Media
    - a. Three witnesses shall be members of the news media selected by the Secretary from the following categories:
      - i. A representative from the Associated Press;
      - ii. A representative selected from the media persons requesting to be present from the parish where the crime was committed; and

- iii. A representative selected from all other media persons requesting to be present.
- b. The Department's Communications Director shall fax notification to media representatives with instructions that they will have three days to submit requests to serve as a witness to the execution.
- c. Selected witnesses must agree to act as pool reporters for the remainder of the media present and meet with all media representatives immediately following the execution.

2) Victim Relationship

Up to two witnesses may be victim relationship witnesses (La. R.S. 15:570(E)(2)). If more than two victim relationship witnesses desire to attend the execution, the Secretary is authorized to select from the interested parties the two victim relationship witnesses who shall be authorized to attend. In the case of multiple victim's families, the Secretary shall determine the number of witnesses, subject to availability of appropriate physical space.

3) Other

The Secretary shall select and finalize witness approvals.

**8. EXECUTION TEAM:**

- A. The LSP Warden shall appoint all members of the Execution Team at his discretion.
- B. The Execution Team shall consist of the LSP Warden, an Escort Team consisting of an Escort Team Leader and at least six additional members and an I.V. Team consisting of an I.V. Team Leader and a minimum of one I.V. Team member.
- C. All participating members of the Execution Team must have participated in a minimum of two practices prior to participating in an actual execution.
- D. Additional qualifications include:
  - 1) The LSP Warden is qualified by the responsibilities of the position held within the Department and the completion of any specific training required by this regulation.
  - 2) The Escort Team shall be correctional employees with training or experience in escorting secured offenders on behalf of the Department.

- 3) The I.V. Team Leader and I.V. Team Members shall be individuals with at least one year of professional experience in one of the following specialty areas:
  - a. Phlebotomist;
  - b. Emergency Medical Technician;
  - c. Paramedic; or
  - d. Military Corpsman with training in phlebotomy.

Members of the I.V. Team must remain certified in their profession and must fulfill any continuing education requirements of their profession.

E. The Execution Team shall be trained as follows:

- 1) When no execution date has been set, the members of the Execution Team shall train at least once every six months at a time established by the LSP Warden. The Escort Team and the I.V. Team may train independently of the other members of the Execution Team.
- 2) When an execution date has been set, the Execution Team shall train at least weekly at times established by the LSP Warden. The Execution Team shall train as a whole when the training schedule requires weekly training. Members of the Execution Team shall participate in training as a unit, review this regulation, engage in at least one drill in which all members enact their individual responsibilities (with the exception of intravenous catheter placement and use of appropriate substances).
- 3) All training of the members of the Execution Team shall be documented noting the date and duration of the training, who supervised the training and activities undertaken.

**9. COMMUNICATIONS AND MEDIA:**

- A. The Secretary shall establish a direct and encrypted communication system with the Governor's Office that ensures the secure communication of information relative to the condemned offender.
- B. The LSP Warden shall establish a primary and secondary line of communication with the Secretary for notice of case status and/or other significant legal changes.
- C. The Secretary will direct the testing of primary and secondary communications as outlined in the protocol. In the event that both the primary and secondary communications are inoperable, the execution shall be delayed until communications are established.

- D. Pursuant to the provisions of Department Regulation No. C-01-013 "Public Information Program and Media Access," the media may contact the LSP Warden's office to request interviews with the offender.
- 1) If the LSP Warden, condemned offender and attorney (if represented by counsel) consent, the interview shall be scheduled for a time convenient to the institution.
  - 2) Should the demand for interviews be excessive, the LSP Warden may set a day and time for all interviews and may specify whether the interviews shall be conducted individually or in "press conference" fashion.
  - 3) No employee, including employee witnesses to the execution, except the Secretary or the LSP Warden (and LCIW Warden if appropriate) or their designees, shall communicate with the press regarding any aspect of the execution except as required by law.

**10. VISITS:**

- A. Prior to the scheduled execution, the Warden may approve special visits for the condemned offender.
- B. The Warden may deny access to the institution to any visitor or person he deems a risk to the security of the institution.
- C. The condemned offender shall not be required to visit with non-staff visitors that the condemned offender does not wish to see.
- D. Two correctional officers will remain in the identified visiting area at LSP at all times. Prior to moving the offender to the Execution Chamber, visiting will be conducted at LSP Death Row or, where appropriate, at an area designated by the Warden at LCIW, prior to moving the offender to LSP. Once the offender has been moved to the Execution Chamber, visiting will be conducted at Camp F.
- E. The condemned offender shall be allowed visits with legal counsel, family, friends and/or private clergy, as approved by the Warden.
- F. Visits will normally terminate by 3:00 p.m. on the day of the execution. The only exception is visits with a priest, minister, religious advisor or attorney which will terminate at the discretion of the LSP Warden or designee.
- G. All visits shall be documented.

**11. CONFIDENTIALITY AND PROTECTION:**

- A. The identity of the persons specified in this regulation (excluding the LSP

Warden) who participate or perform ancillary functions in an execution either directly or indirectly, shall remain strictly confidential and shall not be subject to public disclosure in any manner whatsoever. (La. R.S. 15:570(G)).

- B. Any information contained in records that could identify persons specified in this regulation (excluding the Warden) shall remain confidential, shall not be subject to disclosure and shall not be admissible as evidence nor discoverable in any proceeding before any court, tribunal, board, agency or person. (La. R.S. 15:570 (G)).
- C. If a person who participates or performs ancillary functions in an execution is licensed by a board, the licensing board shall not suspend or revoke the license of such person, or take any disciplinary action or other adverse action against the person as a result of participation in the execution (La. R.S. 15:570 (H)).
- D. Any person requested to be present at an execution shall not be required to attend an execution, whether or not the person is employed by the Department. Refusal to attend an execution shall not be used against any employee who refuses to attend or does not attend an execution. (La. R.S. 15:570 (C)).

## **12. PROCESSING OF DEATH WARRANT:**

Upon receipt of a death warrant, the Secretary shall send written notification including a copy of the warrant to the following:

- A. The Warden at LSP;
- B. The Warden at LCIW (if appropriate);
- C. The condemned offender, through the appropriate Warden's Office;
- D. The Governor, through the Governor's Executive Counsel shall be mailed the certified copy of the warrant, return receipt requested and the return receipt filed in the condemned offender's record;
- E. The Clerk of each Court of Appeal; and
- F. The Chairman of the Louisiana Board of Pardons.

## **13. EXECUTION PROCEDURES:**

- A. The Department will carry out the execution of an offender as sentenced by the district court following the protocols outlined in Attachment A (Protocol Phase I), Attachment B (Protocol Phase II), Attachment C (Protocol Phase III), Attachment D (Protocol Phase IV), Attachment E (Protocol Phase V) and Attachment F (Protocol Phase VI).

- B. The time frames outlined in the attached protocols are based on 30-day advance notification prior to execution date. If 30-day notice is not given, times may be adjusted accordingly.
- C. At any time leading up to the execution, the LSP Deputy Warden for Security and/or LSP Chief of Security will provide the LSP Warden with updates as needed from security personnel regarding issues of crowd control, demonstrations, tension levels within the prison population, etc. Additionally, the LCIW Deputy Warden will provide the LCIW Warden with the same updates as appropriate. The appropriate Warden shall advise the Secretary of any unusual activity.

**14. DEBRIEFING:**

- A. The LSP Warden shall ensure that critical incident debriefings are available for the Execution Team, staff participants and victim relationship witnesses. The Warden at LCIW shall ensure that critical incident debriefings are available at LCIW, as needed.
- B. The LSP religious services coordinator and/or LSP mental health staff shall be available for debriefing for the family of the condemned offender.

  
James M. Le Blanc  
Secretary

Attachment A: Protocol Phase I  
Attachment B: Protocol Phase II  
Attachment C: Protocol Phase III  
Attachment D: Protocol Phase IV  
Attachment E: Protocol Phase V  
Attachment F: Protocol Phase VI

Form: C-03-001-A Agreement by Witness to Execution

This regulation supersedes Department Regulation No. C-03-001 dated 01 August 2012.

**AGREEMENT BY WITNESS TO EXECUTION**

I, \_\_\_\_\_, a person of full age and majority, and citizen of the State of Louisiana, hereby agree to the following conditions precedent to being a witness to the execution of a sentence of death at Louisiana State Penitentiary, Angola, Louisiana.

1. I agree that my presence at the execution is voluntary.
2. I agree to sign the report of the execution as required by law.
3. I agree to comply with all rules and regulations of the Department of Public Safety and Corrections and the Louisiana State Penitentiary during the course of the proceedings leading up to, during, and after the completion of the execution.
4. I agree that I shall not electronically record or photograph any activities while I am present in the lethal injection room.
5. I agree to submit to a search of my person before and after the execution if requested to do so by the Warden of the Louisiana State Penitentiary.
6. If I am a member of the press selected as a witness to the execution, I agree to act as a pool reporter for the media representatives not present at the execution, and I agree to meet with all media representatives present at the penitentiary immediately after the execution.
7. If I am an employee of the Department of Public Safety and Corrections, I agree that I shall make no public statements about the execution without prior approval of the Warden of the Louisiana State Penitentiary.

I have read the above agreement, understand it, and have signed it in the presence of the listed witnesses on this date \_\_\_\_\_.  
(Day, Month, Year)

\_\_\_\_\_  
Signature of Selected Witness

WITNESSES TO SIGNATURE:

\_\_\_\_\_  
\_\_\_\_\_



**Department Regulation No. C-03-001**  
**12 March 2014**  
**Attachment A**

**Protocol Phase I**

**30 Days Prior**

Approximately thirty calendar days prior to the scheduled execution date, the following process steps will be completed:

Upon receipt of the warrant from the Secretary, the Warden or designee shall:

1. Ensure that the condemned offender is served the warrant.
2. The offender is expected to sign the warrant upon receipt and a staff member shall sign as witness to the offender's receipt of the warrant.
  - A. Should the offender refuse to sign the warrant, two staff witnesses shall sign the document stating the offender refused to sign acknowledging receipt of the warrant.
  - B. A copy of the witnesses' warrant will be filed in the offender's record and the original signed warrant shall be returned to the Secretary's Office to be filed in the offender's Headquarters file.
3. The LSP Warden or designee will notify the Execution Team, the Executive Staff, the Department's Medical/Mental Health Director, LSP Assistant Warden for Health Care, and the LSP Medical Director (or the LSP Physician) of the scheduled execution.
4. The LSP Assistant Warden for Health Care will direct the LSP Pharmacist to ensure that at least three sets of the execution drugs are in stock or that they are ordered with an expected delivery prior to the execution.
  - A. Execution drugs shall be checked to ensure expiration dates to verify that the drug(s) will not expire prior to the execution date.
  - B. Execution drugs shall be stored appropriately (refrigerated if necessary), and secured in the LSP Pharmacy. The LSP Pharmacist shall be the only person with access to the secured drugs until they are provided to the Execution Team as outlined within this regulation.
5. The LSP Warden will establish the staffing plan for the date of execution.
6. The Warden or designee will establish a critical incident stress debriefing team

for debriefing of the execution team post execution.

7. The LSP Execution Team shall begin conducting training sessions not less than once per week until the scheduled date of the execution.
8. Health Care
  - A. The LSP Assistant Warden for Health Care or the LCIW Assistant Warden for Rehabilitation will set up a special section of the medical record to monitor all medical action associated with the condemned offender.
  - B. The LSP Assistant Warden for Health Care or the LCIW Assistant Warden for Rehabilitation will ensure daily sick call is conducted and all contacts/observations are recorded in a designated special section of the medical record to include daily observation notes.
  - C. The LSP Assistant Warden for Health Care or the LCIW Assistant Warden for Rehabilitation will ensure a mental health professional personally observes and evaluates the offender daily.
  - D. The Medical Director or Physician will review medical documentation on a daily basis and personally observe and evaluate the offender's medical condition weekly.
  - E. The Psychiatrist will review nursing, mental health and medical doctor's documentation on a weekly basis.
  - F. The LSP Assistant Warden for Health Care or the LCIW Assistant Warden for Rehabilitation will notify all medical staff to advise the LSP Warden, the Department's Medical/Mental Health Director and the LSP or LCIW Medical Director (as appropriate) immediately of any change in offender's medical or mental health condition.
  - G. The LSP Pharmacist will review the condemned offender's medication records to identify any contradictions that exist between prescribed medications and the protocol drugs. The appropriate Warden will be notified of the findings, who will then brief the Secretary.

**Department Regulation No. C-03-001**

**12 March 2014**

**Attachment B**

**Protocol Phase II**

**Fourteen Days Prior**

Approximately **fourteen calendar days prior** to the scheduled execution date, the following process steps will be completed:

1. The Secretary or designee shall give either written or verbal notice (followed by written notice placed in the United States mail within five days thereafter) of the date and time of the execution to the victim's parents, or guardian, spouse and any adult children who have indicated that they desire such notice. The named parties shall be given the option of attending the execution. Within three days of receipt of the notification, the named parties shall notify the Secretary's Office, either verbally or in writing, of their intention to attend.
2. The LSP Warden (or the Warden at LCIW, as appropriate), shall have the condemned offender complete the requests for clergy witness, instructions for disposal of property and funeral arrangements. All such requests shall be signed in the presence of a notary.
3. The LSP Warden's Office (or the Warden at LCIW, as appropriate) will obtain and secure the condemned offender's file and visiting list in the Warden's Office.
4. The Secretary, at his discretion, will determine which drug protocol shall be used for the execution. The condemned offender and his attorney will be notified of the selected drug protocol.

**Protocol Phase III**

**Ten, Seven, Five and Three Days Prior**

1. Approximately **ten calendar days prior** to the scheduled execution date, the following process steps will be completed:
  - A. The LSP Warden shall notify the following individuals/agencies of the date and time of the execution:
    - 1) Louisiana State Police;
    - 2) West Feliciana Parish Sheriff;
    - 3) West Feliciana Parish Coroner;
    - 4) The condemned offender's clergy representative, if the condemned offender desires for the clergy representative to witness the execution.
  - B. The Secretary shall select media representatives and witnesses and notify the LSP Warden (and the LCIW Warden, as appropriate) in writing of the names of those selected.
  - C. The LSP Warden shall select an appropriate area to serve as a press room.
  - D. The LSP Warden and the LCIW Warden will coordinate and schedule the planned movement of condemned female offenders to the Louisiana State Penitentiary.
  - E. The Secretary or designee will send letters of confirmation to all media representatives and witnesses.
  - F. The Secretary or designee will confirm encrypted communications with the Governor's Office.
  - G. The Secretary or designee will confirm contacts and communications with the associated Clerks of Court offices, including the U.S. Supreme Court Clerk of Court.
2. Approximately **seven calendar days prior** to the scheduled execution date, the following process steps will be completed:
  - A. The Secretary shall notify the LSP Warden of the names of victim relationship witnesses and witnesses selected in accordance with La. R.S. 15:570.
  - B. The LSP Warden (or the LCIW Warden, as appropriate), shall order that the condemned offender be constantly monitored. A log entry must be

**Department Regulation No. C-03-001**  
**Attachment C**  
**Page Two**

made every 15 minutes that shall include, but not be limited to, movement, mood changes, meals served, showers, telephone calls, etc.

- C. At LSP, the Warden will have the condemned offender moved to an appropriate cell on a Death Row tier.
  - D. The LSP Warden will verify the established staffing plan for execution day.
  - E. The LSP Assistant Warden for Administrative Services will check communications/phones at the execution building and the training academy.
  - F. The LSP Assistant Warden for Health Care or the LCIW Assistant Warden for Rehabilitation will direct the Medical Director or Physician to conduct a physical exam of the offender and report any unusual conditions to the Warden.
  - G. The LSP Psychiatrist (or LCIW Psychiatrist, as appropriate) will complete a mental health evaluation (original to medical record, copy to LSP or LCIW Warden) and report any unusual conditions to the Warden.
3. Approximately **five calendar days prior** to the scheduled execution date, the following process steps will be completed:
- A. The LSP Warden will restrict access to the execution chamber.
  - B. The LSP Warden will brief the Louisiana State Police and the West Feliciana Sheriff's Office regarding the timeframe for execution day.
  - C. The LSP Warden will secure the offender's last meal request and notify the food service administrator of the requested meal.
4. Approximately **three calendar days prior** to the scheduled execution date, the following process steps will be completed:
- A. The IV Team will examine the offender's veins.
  - B. The LSP Assistant Warden for Health Care will ensure an inventory is conducted of needed medical supplies and equipment, and secure these supplies and equipment separately from routine medical supply issue.
  - C. The LSP Assistant Warden for Health Care will ensure the heart monitor is tested by the LSP Medical Director or LSP Physician and that any other supplies (i.e. crash cart, defibrillator, stop watch, etc.) are inventoried and operational.

**Department Regulation No. C-03-001**  
**12 March 2014**  
**Attachment D**

**Protocol Phase IV**

**12-36 Hours Prior**

Approximately twelve to thirty-six hours (or in a time frame as determined appropriate by the LSP Warden) prior to the scheduled execution, the condemned offender shall be transferred from Death Row and housed in the Execution Building.

The following events shall take place upon the condemned offender's arrival at the Execution Building:

1. The LSP Deputy Warden for Security will ensure that the 15 minute log shall continue to be maintained.
2. The Execution Building shall be restricted. Only the following shall be permitted access:
  - A. Secretary and/or designee(s);
  - B. LSP Warden (and LCIW Warden if appropriate);
  - C. Appropriate Deputy Wardens;
  - D. Chaplain;
  - E. Physician;
  - F. LSP Chief of Security;
  - G. LSP Maintenance Superintendent;
  - H. Any other person deemed necessary by the LSP Warden.
3. The LSP Deputy Warden for Security and/or LSP Chief of Security shall assign security personnel to staff entrances and checkpoints.
4. The LSP Deputy Warden for Security shall ensure that the condemned offender's property is inventoried in the presence of the condemned offender. At this time, the property will be separated into state issue and personal belongings. The condemned offender shall have previously specified who is to receive their personal effects. The offender will be allowed to keep a radio/MP3/Tape Player, legal materials, approved religious materials, hygiene items, pictures, reading materials and a change of state issued clothing.
5. Not less than 12 hours prior to 6:00 p.m. on the date of the execution, all communications equipment shall be tested again, including primary and secondary communication with the Governor's Office, the Secretary's Office and the LSP Command Center, on the morning of and one hour prior to the scheduled execution.

**Department Regulation No. C-03-001**

**12 March 2014**

**Attachment E**

**Protocol Phase V**

**Execution**

1. Not more than three hours prior to the scheduled execution, the LSP Warden or his designee will ensure the condemned offender's last meal is served.
2. Approximately two hours prior to the execution, the LSP Pharmacists and/or IV Team Leader will label and prepare the syringes as noted below. This process will be witnessed by the LSP Warden or designee and/or the LSP Physician or designee.
  - A. If Pentobarbital is utilized, syringes 1 and 2 will be labeled as such and filled with five grams of Pentobarbital (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) solution, divided into the two syringes.
    - 1) Four additional syringes will be labeled as Syringe 3, Syringe 4, Syringe 5 and Syringe 6. An additional 10 grams of Pentobarbital (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) shall be obtained and kept available with Syringes 3, 4, 5 and 6 to be used if the primary dose of five grams proves to be insufficient for the procedure. Syringes 3 and 4 shall be kept available for contingent use following Syringe 1 and 2 if needed. Syringes 5 and 6 shall be kept available for contingent use following Syringes 3 and 4 if needed.
    - 2) Three syringes of 25 mL of normal saline flush will be prepared and labeled as Syringe Flush.
  - B. If Midazolam and Hydromorphone is utilized, Syringe 1 will be labeled as such and filled with 10 mg of Midazolam (under whatever name it may be available from the manufacturer, distributor or compounding pharmacy) and 40 mg of Hydromorphone (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy). The Midazolam (under whatever name it may be available from the manufacturer, distributor or compounding pharmacy) and Hydromorphone (under whatever name it may be available from the manufacturer, distributor or compounding pharmacy) in the amounts specified shall be drawn into or mixed in a single syringe and labeled as Syringe 1.
    - 1) An additional syringe will be labeled as Syringe 2. Ten mg of

**Department Regulation No. C-03-001**  
**Attachment E**  
**Page Two**

Midazolam (under whatever name it may be available from a manufacturer, distributor, or compounding pharmacy) and 40 mg of Hydromorphone (under whatever name it may be available from a manufacturer, distributor, or compounding pharmacy) shall be obtained and kept available with Syringe 2 to be used if the primary dose of syringe 1 proves to be insufficient for the procedure.

- 2) A third syringe will be labeled as Syringe 3. Sixty (60) mg of Hydromorphone (under whatever name it may be available from a manufacturer, distributor, or compounding pharmacy) shall be obtained and kept available with Syringe 3 to be used if both the primary and secondary doses of Syringe 1 and Syringe 2 prove insufficient for the procedure.
  - 3) Three syringes of 25 mL of normal saline flush will be prepared and labeled as Syringe Flush.
- C. The LSP Pharmacist will place the prepared initial dose syringes and back-up drugs in separate cases and turn them over to two senior members of the IV Team. The Pharmacist and Team Members will sign the Chain of Custody form transferring the supplies to the Team Members.
- D. The IV Team Members will place the supplies in a locked container and transport them to the Execution Chamber. Upon arrival at the Execution Chamber, the IV Team Members will inventory supplies (i.e. drugs) and ensure equipment (i.e. lines, cardiac monitor, crash cart, defibrillator and related medical supplies) are in place and in a ready state.
3. Approximately one hour prior to the execution:
- A. The LSP Warden and LSP Deputy Warden for Security will review final preparations with the Execution Team and ensure all communications at the Execution Building, Command Center and Secretary's Office are in working order.
  - B. The LSP Deputy Warden for Security will verify the security and preparedness of the Execution Chamber and the witness rooms.
  - C. The LSP Deputy Warden for Programming will confirm the presence of all witnesses at the Command Center (Training Academy), ensure that each witness has signed the Agreement By Witness To Execution (Form No. C-03-001-A) and provide for transport/escort of the witnesses to the Witness



**Department Regulation No. C-03-001**  
**Attachment E**  
**Page Three**

Room.

- D. The LSP Assistant Warden for Health Services will confirm that the ambulance is present.
- E. The LSP Warden will brief the media, witnesses and West Feliciana Parish Sheriff.
- F. The IV Team will prepare the offender by shaving, if necessary, the condemned offender's chest for heart monitor leads.
- G. The LSP Deputy Warden for Security will ensure the offender is properly dressed in underwear, pants, t-shirt and shower shoes.
- H. Approximately 10 minutes prior to the execution, the witnesses will be transported/escorted to the witness room by the LSP Deputy Warden for Programming.
- I. Following the movement of witnesses to the Witness Room, the LSP Warden will give the order for the Escort Team to escort the offender to the Execution Chamber.
  - 1) Once in the Execution Chamber, the LSP Deputy Warden for Security will turn the microphone on and the LSP Warden will provide the condemned offender an opportunity to make a last verbal statement (up to two minutes allowed), if the condemned offender so desires. The LSP Deputy Warden for Security turns off the microphone.
  - 2) The offender will then be assisted onto the lethal injection table by the Escort Team. The Escort Team will remove the handcuffs and waist belt and properly secure the offender to the table. The Escort Team will check all straps prior to exiting from the Execution Chamber.
- J. Once the officers exit the room, the LSP Deputy Warden for Security shall close the curtain to the Witness Room.
  - 1) The LSP Warden will signal the IV Team to enter.
  - 2) The IV Team shall appropriately prepare the condemned offender for execution by running the IV lines through the wall of the alcove to the IV set-up and to the condemned offender. Using normal saline, the team will insert a primary IV line and, if feasible, one

**Department Regulation No. C-03-001**

**Attachment E**

**Page Four**

backup line in locations deemed appropriate by team members. The insertion site of preference shall be: arms, hands, ankles, neck and/or feet.

If the IV Team cannot secure one or more sites within one hour, the Governor's Office shall be contacted by the Secretary and a request shall be made that the execution be scheduled for a later date.

- 3) The IV Team shall begin saline flow, connect the electrodes of the cardiac monitor and pulse oximeter and verify equipment is functioning properly.
  - 4) The IV Team will then exit the Chamber.
- K. The LSP Warden will open the curtain and then notify the witnesses that the state is carrying out the execution of the condemned offender.
- L. At the LSP Warden's direction, the execution process will begin as follows:
- 1) If Pentobarbital (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) is utilized:
    - a. At the LSP Warden's direction, a designated Team Member will intravenously administer a rapid flow of the previously prepared Syringes 1 and 2, followed by a syringe flush of 25 mL of normal saline.
    - b. The identified IV Team Member will log the time that the flush is completed and start the stop watch.
    - c. A designated IV Team Member will observe the heart monitor and advise the physician if there is cessation of electrical activity of the heart. If death does not occur within five minutes of the completion of the flush, the Medical Team shall consult with the LSP Warden who shall authorize the IV Team to proceed as follows:
      - i. The designated IV Team Member shall prepare Syringe 3 and Syringe 4 with a total of 5 grams of pentobarbital (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) divided into the two syringes and intravenously administer the prepared Syringes 3

Department Regulation No. C-03-001  
Attachment E  
Page Five

and 4, followed by a syringe flush of 25 mL of normal saline.

- ii. The identified IV Team Member will log the time that the flush is completed and start the stop watch.
- iii. A designated IV Team Member will observe the heart monitor and advise the physician if there is cessation of electrical activity of the heart. If death does not occur within five minutes of the completion of the flush, the Medical Team shall consult with the LSP Warden who shall authorize the IV Team to proceed as follows:

- [a] The designated Team Member shall prepare Syringe 5 and Syringe 6 with a total of five grams of Pentobarbital (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) divided into the two syringes and intravenously administer the prepared Syringes 5 and 6, followed by a syringe flush of 25 mL of normal saline.

- [b] The identified IV Team member will log the time that the flush is completed.

- [c] A designated IV Team Member will observe the heart monitor and advise the physician of cessation of electrical activity of the heart.

- 2) If Midazolam (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) and Hydromorphone (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) are used:

- a. At the LSP Warden's direction, a designated team member will intravenously administer a rapid flow of the previously prepared Syringe 1, followed by a syringe flush of 25mL of normal saline.

- b. The identified IV Team Member will log the time that the flush is completed and start the stop watch.

- c. A designated IV Team Member will observe the heart monitor and advise the physician if there is cessation of electrical activity of the heart. If death does not occur within five minutes of the completion of the flush, the Medical Team shall consult with the LSP Warden who shall authorize the IV Team to proceed as follows:
  - i. The designated Team Member shall prepare Syringe 2 with 10 mg of Midazolam (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) and 40 mg of Hydromorphone (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) and intravenously administer the prepared Syringe 2, followed by a syringe flush of 25 mL of normal saline.
  - ii. The identified IV Team member will log the time that the flush is completed and start the stop watch.
  - iii. A designated IV Team Member will observe the heart monitor and advise the physician if there is cessation of electrical activity of the heart. If death does not occur within five minutes of the completion of the flush, the Medical Team shall consult with the LSP Warden who shall authorize the IV Team to proceed as follows:
    - [a] The designated team member shall prepare Syringe 3 with 60 mg of Hydromorphone (under whatever name it may be available from a manufacturer, distributor or compounding pharmacy) and intravenously administer the prepared Syringe 3, followed by a syringe flush of 25 mL of normal saline.
    - [b] The identified IV Team member will log the time that the flush is completed.
    - [c] A designated IV Team Member will observe the heart monitor and advise the physician of cessation of electrical activity of the heart.

M. The LSP Physician and West Feliciana Coroner enter the Execution

**Department Regulation No. C-03-001**

**Attachment E**

**Page Seven**

Chamber and confirm death by checking the condemned's pulse and pupils and pronounce the condemned offender dead and so advises the LSP Warden.

- N. The LSP Warden turns the microphone on and states: "At approximately \_\_\_\_\_ pm, the execution of \_\_\_\_\_ was carried out in accordance with the laws of the State of Louisiana."
- O. The LSP Deputy Warden for Security shall turn the microphone off and draw the curtains closed.

**Department Regulation No. C-03-001**  
**Attachment F**  
**12 March 2013**

**Protocol Phase VI**

**Post Execution**

1. The LSP Warden shall advise the Secretary that the coroner has pronounced the condemned offender dead.
2. The Secretary shall advise the Governor or his designee that the execution has been carried out.
3. The witnesses shall be escorted from the witness area (first the media, then offender's witnesses and finally the victim's witnesses) to the Command Center (LSP Training Academy) and be required to sign the Proces Verval (La. R.S. 15:571) before being dismissed.
4. The IV Team will prepare the body for departure.
5. The Funeral Home Director will complete the death certificate.
6. The IV Team Members will return medical supplies/drugs to the LSP Pharmacists following the same chain of custody procedures outlined for moving the supplies/drugs to the execution chamber.
7. The LSP Escort Team will remove the body from the Execution Chamber. Disposition of the body shall be in accordance with arrangements made prior to the execution at the condemned offender's request.
8. The LSP Warden shall sign the Proces Verbal and make a written report reciting the manner and date of the execution. The report shall be filed with the clerk of court in the parish where the sentence was originally imposed (La. R.S. 15:571) on the first business day following the execution.
9. The LSP Business Office (or LCIW Business Office, as appropriate) shall close out the offender's account on the first business day following the execution.
10. The LSP Deputy Warden for Programming (or LCIW Deputy Warden, as appropriate) shall contact the individual designated to receive the condemned offender's personal property for pick up of said property.
11. Within three business days after the execution, the LSP Warden's Office shall compile all documents pertaining to the execution and place in the offender's file (or forward to LCIW for filing, as appropriate).

**AGREEMENT BY WITNESS TO EXECUTION**

I, \_\_\_\_\_, a person of full age and majority, and citizen of the State of Louisiana, hereby agree to the following conditions precedent to being a witness to the execution of a sentence of death at Louisiana State Penitentiary, Angola, Louisiana.

1. I agree that my presence at the execution is voluntary.
2. I agree to sign the report of the execution as required by law.
3. I agree to comply with all rules and regulations of the Department of Public Safety and Corrections and the Louisiana State Penitentiary during the course of the proceedings leading up to, during, and after the completion of the execution.
4. I agree that I shall not electronically record or photograph any activities while I am present in the lethal injection room. I further agree that while I am present in the lethal injection room, I shall not carry on my person, concealed or otherwise, any type of cellular phone or data communications equipment (including, but not limited to, desktop/notebook computers, personal digital assistants (PDAs), Smartphones, BlackBerries, iPads, etc.)
5. I agree to submit to a search of my person before and after the execution if requested to do so by the Warden of the Louisiana State Penitentiary.
6. If I am a member of the press selected as a witness to the execution, I agree to act as a pool reporter for the media representatives not present at the execution, and I agree to meet with all media representatives present at the penitentiary immediately after the execution.
7. If I am an employee of the Department of Public Safety and Corrections, I agree that I shall make no public statements about the execution without prior approval of the Warden of the Louisiana State Penitentiary.

I have read the above agreement, understand it, and have signed it in the presence of the listed witnesses on this date \_\_\_\_\_.  
(Day, Month, Year)

\_\_\_\_\_  
Signature of Selected Witness

WITNESSES TO SIGNATURE:

\_\_\_\_\_  
\_\_\_\_\_