

##Death Penalty Abolition Reaffirmation Act of 2019

###An Act to reaffirm the abolition of the death penalty, and for connected purposes.

Whereas the Legislature, plainly and unequivocally, abolished the prescription of capital punishment as a valid punishment under the laws of Dixie in December of 2018,

Whereas the Supreme Court of Dixie, in “*In Re: B031, the Death Penalty Abolition Act of 2018*,” ignored the doctrine of implied repeal and cast doubt on the validity of the Legislature’s action in dicta,

Whereas the Legislature intends through this bill to settle once and for all the status of the death penalty in Dixie by reaffirming its total and permanent abolition,

Whereas the Legislature reaffirms the unanimous belief of every jurisdiction in the United States that the death penalty violates the basic dignity of man and constitutes cruel and unusual punishment under the Eighth Amendment to the United States Constitution,

Be It Enacted by the Legislature of the State of Dixie:

****SEC. 1. SHORT TITLE****

This Act may be cited as the “Death Penalty Abolition Reaffirmation Act of 2019.”

****SEC. 2. CONSEQUENTIAL AMENDMENT****

**** (a) **** Sections [922.105 through 922.15](http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0900-0999/0922/0922.html) of Title XLVII, Florida Statutes are repealed.

**** (b) **** Sections [775.082(1)(a)](http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0700-0799/0775/Sections/0775.082.html) and [921.141](http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0900-0999/0921/Sections/0921.141.html) of the same Title are repealed.

**** (c) **** The Attorney General of the State of Dixie shall, by no later than December 31, 2019, certify to the State Legislature that all Directives and Regulations permitting the death penalty in the State of Dixie have been repealed from the Administrative Code.

**** (d) **** Any individual who was sentenced to death prior to the coming into force of this Act shall as a matter of right be entitled to a new sentencing hearing before a State court

on a date on or before June 30, 2020, for the modification of their punishment to comply with this Act.

****SEC. 3. REAFFIRMATION OF PROHIBITION****

****(a)**** No person shall be sentenced to death in the State of Dixie, nor shall any person be executed under the direction of any court or officer of the State.

****(b)**** No officer or employee of the State of Dixie shall enable or partake in an execution, nor shall any State officer or employee share any information with a state or foreign government when such information is liable to become evidence for the prosecution in a capital case. Any officer or employee found in violation of this section is, when possible, liable for termination in a manner consistent with and prescribed by applicable civil service laws.

****(c)**** The State Department of Corrections is prohibited from importing or purchasing potassium chloride, pancuronium bromide and sodium thiopental for the purposes of executing an inmate, and all existing stocks of these chemicals held for the purpose of executing the death penalty must be destroyed by no later than December 31, 2019.

****(d)**** The State Department of Corrections is directed to dismantle and destroy any operational electric chair, lethal injection machine or gas chamber in the State of Dixie by no later than December 31, 2019.

****SEC. 4. CERTIFICATION OF COMPLIANCE****

The Attorney General of Dixie shall certify in writing to the Speaker of the Legislature that each deadline prescribed in this Act has been met.

****SEC. 5. INTERPRETATION AND COMING INTO FORCE****

****(a)**** This Act comes into force immediately.

****(b)**** The provisions of this Act supersede any extant provisions that irreconcilably contradict this Act.

****(c)**** Nothing in this Act shall be interpreted to permit the existence of the death penalty in the State of Dixie in any form.

****(d)**** The invalidation of a provision of this Act shall not prevent the remainder from taking or continuing in effect.

This Act is written by /u/hurricaneoflies (D-VP) and sponsored by Gov. Stomstopper (D-DX)