

# **EXECUTION PROCEDURES**

## **FOR**

## **LETHAL INJECTION**

This manual contains a summary of the most significant events and departmental procedures to be followed in the process of carrying out the orders of the Court regarding the imposition of death by lethal injection. It contains a detailed listing of some of the duties and responsibilities of certain key departmental personnel. In addition, the manual covers institutional perimeter security prior to, during, and subsequent to an execution.

It will be used as a guideline for the Warden to assure that operational functions are properly planned with the staff who have designated responsibilities in performing a judicially ordered execution by lethal injection.

**SECTION 8 (PERIMETER SECURITY) IS**

**CONFIDENTIAL**

**AND IS NOT FOR PUBLIC RELEASE.**

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## INTRODUCTION



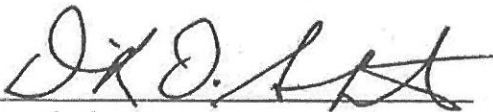
## RIVERBEND MAXIMUM SECURITY INSTITUTION





The Tennessee Department of Correction is responsible for the incarceration of convicted felons serving sentences ranging from one year to death. Individuals sentenced to death are executed at Riverbend Maximum Security Institution. Upon the exhaustion of an inmate's appeals, the execution process shall begin.

In the capacity as Commissioner, it is my duty by law to oversee the humane and constitutional execution of individuals sentenced to death by judicial authority in Tennessee. This manual explains the procedures for lethal injection. It will be reviewed annually, or as needed by a designated panel.

  
Commissioner

6-25-2015  
Date

## DEFINITIONS



## RIVERBEND MAXIMUM SECURITY INSTITUTION

## DEFINITIONS

The definitions listed below only pertain to the Lethal Injection Process within this manual.

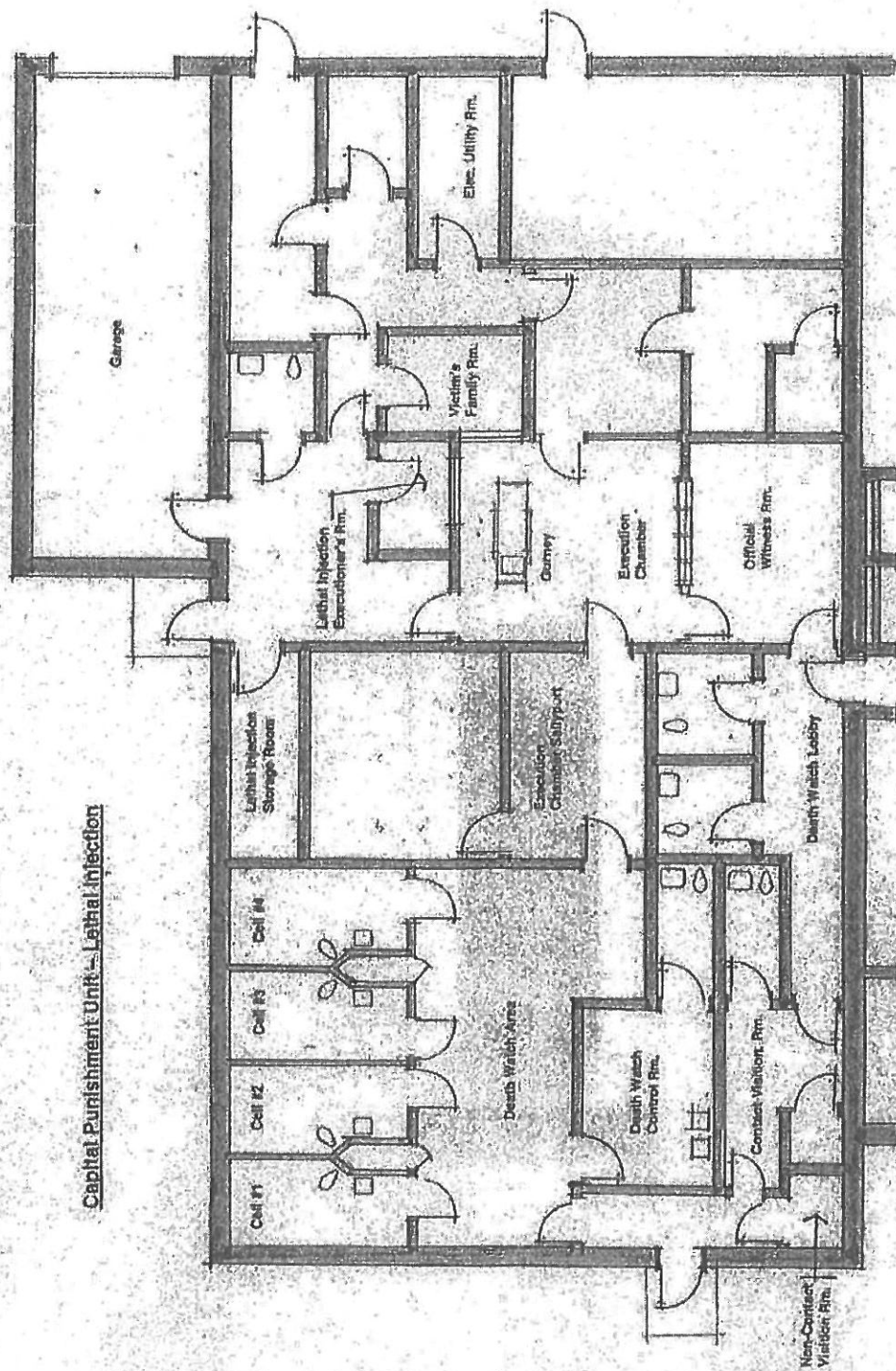
<b>Bin Card</b>	A card used to inventory and account for the lethal injection chemical.
<b>Catheter</b>	A thin flexible tube that is inserted into a part of the body to inject fluid.
<b>Death Watch</b>	A period of time immediately prior to an execution during which special procedures are implemented in order to ensure that the execution is carried out in a safe and orderly manner.
<b>Death Watch Area</b>	An area that includes the inmate's cell(s), contact and non-contact visitation areas, the control room, and the secured monitoring area.
<b>Drip Chamber</b>	A hollow device that provides a visual of the drip/flow.
<b>EMT</b>	Emergency Medical Technician
<b>Execution Team</b>	The Execution Team shall consist of: the Warden, Associate Warden of Security, Executioner, Extraction Team, Death Watch Team, IV Team, Lethal Injection Recorder, Facility Maintenance, Supervisor, ITS Security Systems Technician(s), and Escort Officer(s).
<b>Extension Line</b>	The clear tubing used to administer fluids.
<b>Extraction Team</b>	Execution Team members who are responsible for the removal, restraint, and movement of the inmate during the time of execution.
<b>Flash Chamber</b>	A device that precludes blood leakage as a needle is removed from the catheter and an IV unit is coupled to the catheter.
<b>Gurney</b>	A wheeled stretcher for transporting.
<b>IV</b>	Intravenous
<b>Lethal Injection Room</b>	A room where the Executioner administers the lethal injection chemical at the direction of the Warden.
<b>LIC</b>	Lethal Injection Chemical
<b>Pan Tilt Zoom Camera (PTZ)</b>	The camera used by the Execution Team in the Lethal Injection Room. The camera monitors the condemned inmate's IV site(s).
<b>Solution Set</b>	Equipment designed to administer an IV.
<b>Syringe</b>	A medical instrument used to inject fluids into the body or draw them from it.

## DEFINITIONS - CON'T

### **Tourniquet**

A compression device used to cut off the flow of blood to a part of the body, most often an arm or leg. It may be a special surgical instrument, a rubber tube, a strip of cloth, or any flexible material that can be tightened to exert pressure.

**Note:** Whenever the masculine pronoun is used in this manual, it applies equally to a female.





**DUTIES OF MANAGEMENT AND ADMINISTRATIVE  
PERSONNEL**



**RIVERBEND MAXIMUM SECURITY INSTITUTION**

# **RIVERBEND MAXIMUM SECURITY INSTITUTION PERSONNEL**

## WARDEN

### Primary Role

To ensure that the procedures prescribed by law and as outlined in this operating procedure are performed, either by personal performance or by delegation.

### Duties:

1. To ensure that the security of the institution is maintained.
2. To ensure that condemned inmates sentenced prior to January 1, 1999, are given the opportunity to select electrocution or lethal injection as a legal means of execution at least 30 days before the execution.
3. To explain to the inmate the procedures and activities which will take place during Death Watch.
4. To control any contact between the condemned inmate and other persons.
5. To coordinate the notification of official witnesses of the date and time to be at the institution to witness the scheduled execution.
6. To coordinate the appointment of execution team staff member(s).
7. To select a person to serve as Executioner.
8. To set the precise hour and minute of execution, subject to approval of the Commissioner and the Department's General Counsel.
9. To ensure that the chemical used for lethal injection has been properly acquired, stored, and accounted for.
10. To arrange for the presence of a physician to carry out functions as set forth on page 18.
11. To coordinate with the Medical Examiner for disposition of the body.
12. To keep the Commissioner, Deputy Commissioner of Operations, and Assistant Commissioner of Prisons informed of the progress towards and implementation of the execution.
13. To control activation of closed circuit TV to the victim family witness room.
14. To order the Executioner, either verbally or by gesture, to proceed with execution.
15. To cause the announcement to significant parties and the public of the fact that the sentence of execution has been carried out.

## ASSOCIATE WARDEN OF SECURITY

### Primary Role

Assist the Warden in performing execution procedures and substitute for the Warden if he is unable to perform his duties.

### Duties:

1. To ensure the security of the condemned inmate.
2. To supervise preparation of the Death Watch cell area, Execution Chamber, and the condemned inmate for execution.
3. To coordinate and/or approve, with assistance by assigned security staff, visits and phone calls permitted to the condemned inmate.
4. To provide the final inspection of restraint devices to ensure the condemned inmate is secured on the gurney prior to placing IV catheters in each arm.
5. To ensure that any blinds between the witness room and the Execution Chamber are closed prior to the witnesses entering and opened after the witnesses are seated.
6. To supervise the removal of the body from the Execution Chamber.
7. To coordinate the release of the condemned inmate's body to the authorized recipient or coordinate burial at State expense in the event no one claims the body.

## LETHAL INJECTION RECORDER

### Primary Role

Assist the Warden in carrying out his duties.

### Duties:

1. To coordinate and supervise the movement of the Execution Team to and from the Execution Chamber, and aid in maintaining the team's anonymity.
2. To process applications for the selection of news media representatives to attend executions.
3. To complete the Lethal Injection and Execution Recorder Checklist.



## DEATH WATCH SUPERVISOR

### Primary Role

To coordinate all security requirements for the inmate during the Death Watch and to supervise all correctional officers assigned any responsibilities for direct supervision of the inmate during Death Watch, including preparation of the condemned inmate.

### Duties:

1. To prepare a duty schedule for officers assigned this detail.
2. To review post orders for correctional officers and to become familiar with all functions of subordinates.
3. To ensure that the condemned inmate personally inventories his personal property and packs away all items he is not permitted to retain. The Death Watch Supervisor, inmate, and one witness will sign the property inventory. The sealed property will be retained in storage in the Property Room until removed by the inmate's designee.
4. To maintain a bound ledger of information related to Death Watch associated activities. This log will contain a record of all visitors, meals served, shaving, handling of mail, inmate behavior, movement, communications, etc.
5. To permit only authorized persons to enter the Death Watch area. The Warden will provide a list of authorized personnel.
6. To maintain a sufficient amount of clothing in the inmate's size in order to provide a change of clothing each time the inmate leaves the cell. The Death Watch Officers will have custody of the clothing to be stored.
7. To ensure that cellular phones, cameras, audio, and video equipment are not taken into the Death Watch area or the Execution Chamber at any time during Death Watch or at the time of execution, unless authorized by the Warden.
8. To coordinate movement of witnesses entering and exiting witness rooms during the execution process.
9. To activate and deactivate the closed circuit TV and audio speaker systems at the prescribed times during the execution process.
10. To ensure the events pertaining to the execution are documented by the Lethal Injection Recorder on the Lethal Injection Execution Recorder Checklist.

## INSTITUTIONAL CHAPLAIN

### Primary Role

To offer and deliver chaplaincy services to the condemned inmate and the inmate's family as needed.

### Duties:

1. To ask the inmate to specify in writing the preferred funeral arrangements and the preferred recipients of personal property. If a legal will is requested, the Chaplain will coordinate with the TDOC Staff Attorney.
2. To say a brief prayer of intercession immediately prior to execution.
3. To assist in the release of the executed inmate's body to the authorized next-of-kin recipient or mortician through the State Medical Examiner.

## ITS SECURITY SYSTEMS TECHNICIANS

### Primary Role

To ensure that the closed circuit television and the audio systems between the Execution Chamber and witness room(s) are functioning properly at the scheduled time of execution.

## PHYSICIAN

### Physician's Primary Role

To pronounce death.

#### Duties:

1. To be present at the time of execution in the capital punishment garage.
2. As an ultimate and last option, the physician may perform a venous cut-down procedure should the IV Team be unable to find a vein adequate to insert the catheter.
3. To examine the body for vital signs five minutes after the LIC has been injected.
4. To notify the Warden if the inmate is not legally dead.
5. To pronounce death if no vital signs are detected.

## IV TEAM

### IV Team's Primary Role

To establish properly functioning IV lines for administration of the lethal injection chemical.

#### Duties:

1. To prepare the IV equipment.
2. To make sure the equipment used is in working order.
3. To locate sites for intravenous use.
4. To make sure vascular access is properly established.
5. To make sure the IV lines are flowing properly.
6. To document the injection of the LIC on the Lethal Injection Chemical Administration Record sheet.



## FACILITY MAINTENANCE SUPERVISOR

### Primary Role

To assist with the witnesses.

## EXTRACTION TEAM

### Primary Role

To escort and secure the condemned inmate during the execution process.

## ESCORT OFFICER(S)

### Primary Role

To accompany and guide witnesses during the execution process.

## **CENTRAL OFFICE PERSONNEL**

## COMMISSIONER

### Primary Role

To oversee the administration of judicial executions in Tennessee.

### Duties:

- 1 Approximately ten minutes prior to the time scheduled for the execution, the Commissioner will establish telephone contact with the Tennessee Highway Patrol Officer on duty at the Executive Residence.
- 2 To communicate to the Warden any circumstances that could alter or delay the execution.
- 3 To arrange for or mandate an Employee Assistance Program (EAP) debriefing as needed.



## DEPUTY COMMISSIONER OF OPERATIONS

### Primary Role

To work directly with the Commissioner and perform any assigned duties. .

## ASSISTANT COMMISSIONER OF PRISONS

### Primary Role

To be stationed at the Command Post or location designated by the Commissioner.

### Duties:

1. To serve as liaison to all support units and to conduct an operational debriefing of all security and procedural personnel after the execution.
2. To maintain telephone and/or radio contact with the Warden and other personnel.
3. To coordinate with the Metropolitan Nashville Police Department and Tennessee Highway Patrol and any additional security forces required.

## DIRECTOR OF COMMUNICATIONS AND PUBLIC RELATIONS

### Primary Role

To coordinate all media operations associated with the execution.

### Duties:

1. To provide assistance to the Warden in obtaining telephone communications needed by media representatives.
2. To coordinate all visits by media representatives both prior to and subsequent to an execution.
3. To notify the media of the witness lottery by faxing an advisory to the Associated Press.
4. To attend the media drawing held at RMSI and send out a notification to the Associated Press regarding who was selected.
5. To compile a press kit including guidelines, specifics of the case for which the inmate is being executed, and other related policies and statutes needed for the execution.
6. To communicate with the Governor's communication staff about who will be available to address media inquiries.
7. To coordinate with the Governor's Director of Communications any press releases and public messages.
8. To establish a contact sheet with names, assignments, and contact numbers of each Public Information Officer involved. The Warden will be issued a copy.
9. To coordinate with the Facility Maintenance Supervisor to create a staging area with a podium for news briefings.
10. To establish a schedule for news briefings.

## DIRECTOR OF THE OFFICE OF INVESTIGATION AND COMPLIANCE

### Primary Role

To coordinate all external security and tactical activities associated with the execution.

### Duties:

1. No less than a week before the execution, schedule a security meeting with participating external agencies.
2. Coordinate security assignments with participating external agencies.
3. In consultation with the Assistant Commissioner of Prisons, coordinate tactical activities as necessary.
4. To work with the Escort Officer(s) in accompanying witnesses.

## DIRECTOR OF VICTIM SERVICES

### Primary Role

To work with victims, family members, and other interested parties involved in the execution process.

### Duties:

1. To confirm the list of individuals registered for notification.
2. To mail execution notification letters and packets.
3. To work closely with the victim liaison from the Attorney General's office.
4. To work with the Escort Officer(s) in accompanying witnesses.

## **SELECTION AND TRAINING OF STAFF**



## **RIVERBEND MAXIMUM SECURITY INSTITUTION**

## EXECUTION TEAM MEMBER SELECTION CRITERIA LETHAL INJECTION

Certain persons are members of the Execution Team by virtue of their official position (i.e. Warden, Associate Warden of Security). The Warden selects the remaining team and considers at a minimum the following general criteria for other members:

1. Length of service.
2. Ability to maintain confidentiality.
3. Maturity.
4. Willingness to participate.
5. Satisfactory work performance.
6. Professionalism.
7. Staff recommendations to the Warden.
8. Review of personnel files by the Warden prior to selection.

The following positions on the Execution Team are specialized and have specific requirements:

- |                                       |   |
|---------------------------------------|---|
| 1. Three (3) EMTs - Paramedic         | Certified Emergency Medical Technician  |
| 2. Three (3) Correctional Staff       | Received IV training through the Tennessee Correction Academy by qualified medical professionals. |
| 3. Facility Maintenance Supervisor    | A person knowledgeable of the institution's physical plant and equipment.                         |
| 4. ITS Security Systems Technician(s) | Must be an Information Resource Support Specialist 3 or above with audio/visual experience.       |



## TRAINING OF EXECUTION TEAM MEMBERS

### Execution Team

The Execution Team shall consist of: the Warden, Associate Warden of Security, Executioner, IV Team, Extraction Team, Death Watch Team, Lethal Injection Recorder, Facility Maintenance Supervisor, ITS Security Systems Technician(s), and Escort(s) Officers.

### Training

1. All Execution Team members must read the *Lethal Injection Execution Manual* when they become members of the Execution Team. Additionally, the Warden or designee holds a class during which the manual is reviewed and clearly understood by all participants. At least annually, the Warden or designee holds an Execution Manual review class for all members of the Execution Team.
2. The Execution Team simulates Day 3 (Execution Day) of the Death Watch Procedures and the steps outlined in Section 4 for at least one (1) hour each month. Additional training is held within two weeks before a scheduled execution. A training record is maintained to document all staff members who participate in the training.

The simulation includes all steps of the execution process with the following exceptions:

1. Volunteers play the roles of the condemned inmate and physician.
  2. A body is not placed in the body bag.
  3. Saline solution is substituted for the lethal chemicals.
3. All training that occurs is documented. The documentation includes the times and dates of the training, the participants, and the training content.

### Executioner

The Executioner receives initial and periodic instruction from a qualified medical professional.



**PROCUREMENT, PREPARATION, INTRODUCTION OF THE  
LETHAL INJECTION CHEMICAL, AND  
PROCEDURES OF ACCOUNTABILITY**



**RIVERBEND MAXIMUM SECURITY INSTITUTION**

## **BRIEF EXPLANATION OF THE CHEMICAL USED IN LETHAL INJECTION**

**Pentobarbital**      An intermediate-acting barbiturate. A lethal dose of 100 ml of a 50 mg/mL solution (a total of 5 grams) is administered during the execution process.

## PROCUREMENT, STORAGE, ACCOUNTABILITY, AND TRANSFER OF THE CHEMICAL

### Procurement

The Department shall contract with a licensed pharmacist for procurement of the lethal injection chemicals using the attached form Agreement Between Riverbend Maximum Security Institution Tennessee Department of Correction and \_\_\_\_\_ Pharmacist. Upon receipt of an order setting an execution date, the Warden or his designee shall contact a physician to obtain a physician's order for the LIC. The Warden or designee shall submit the physician's order to the contracted licensed pharmacy or pharmacist to be filled in accordance with the contract. A member of the Execution Team checks the supply of the LIC and expiration dates.

### Storage of LIC

1. When the LIC is received, a member of the Execution Team and the Warden take the LIC to the armory area of Building 7 at RMSI. The LIC is not stored in the weapon area of the armory due to the occasional employee traffic but rather in the key control section of the armory where there is the least employee need for access. The LIC is placed in a small refrigerator that has been equipped with heavy gauge locks to prevent mobility and access to the refrigerator without the removal of the locks. The refrigerator is plugged into an emergency power outlet with back-up power to the generator in the event of a power outage.
2. All locking devices and storage containers are designed to prevent access to anyone without the proper keys or result in such destruction that entry into the container is unmistakable. There is only one key to access the refrigerator. That key is issued permanently to the Warden of RMSI. The Warden also has the pattern key to the container in his possession. There are no other duplicates produced. The Warden surrenders the key to no one other than the one member of the Execution Team designated for inventorying the LIC and only for the duration of the count and expiration checking of the LIC. Only the Warden or designee is allowed to access the refrigerator.
3. The LIC on hand is monitored for expiration dates. All of the LIC boxes/bottles have an expiration date, and all are in tamper-proof containers. As the LIC reaches its expiration date, it shall be disposed of by hazardous waste pick-up.

**NOTE:** The chemical manufacturer may change the concentration of the chemical solution without notification. The label should be carefully checked.

### Accountability of LIC

1. A permanently bound ledger is maintained in the armory/key control area where all employees, including the armory/key control officer(s), sign each time they enter the area. The armory/key control officer performs a visual inspection of each container upon arrival at his workstation to ensure the proper band is in place and that the container has not been compromised in any way.
2. A permanently bound ledger is maintained in the storage area that contains a record of the LIC. An inventory of each lot of the LIC is maintained on a Bin Card form. Any LIC removed for use, disposal due to expiration, or for any other reason is deducted from the inventory. Any LIC received into the refrigerator is added to the inventory.
3. The refrigerator has a numbered security band that is broken prior to opening the refrigerator. The number of the band is recorded in the ledger. When the refrigerator is opened for any reason, the band is broken and the justification for entry is recorded in the ledger adjacent to the band number. When the refrigerator is secured and a new band is placed on the container, a new number is recorded in the ledger.
4. Upon receipt of the LIC, the Warden or designee proceeds to the armory storage area, secures the LIC, and adjusts the inventory appropriately. Prior to the LIC being placed in storage, the expiration date and lot number or other identifying marking is recorded to ensure that the LIC is properly disposed of at the time of expiration.
5. The Warden and the designee jointly verify the inventory of LIC on a semi-annual basis (January/July), at a minimum, and subsequent to each execution. The Warden and the designee make appropriate entries in the ledger with their full signatures that verify the correctness of the LIC count.

### Transfer of Location

1. After the LIC is signed out on the appropriate ledger in the armory for execution purposes, the LIC is placed in an inconspicuous container for transport to the Execution Chamber. The Warden's designee is responsible for the delivery of the LIC to the appropriate individuals in the Execution Chamber.
2. If the LIC is not used and not compromised in any way, the LIC is returned to the armory, re-entered on the perpetual inventory ledger, and secured in the refrigerator. The LIC is used only for the execution of the inmate for whom it was ordered.

## LETHAL INJECTION CHEMICAL SET-UP AND PREPARATION

1. Prior to an execution, a minimum of two members of the Execution Team bring the LIC from the armory area directly to the Lethal Injection Room. The amount of chemical and saline is sufficient to make two complete sets of three (3) syringes each. One set is color coded red and the back-up set is color coded blue. The second set, however, need not be drawn into the syringes unless the primary dose proves insufficient for the procedure. Each syringe is numbered in the order it is to be administered and labeled with the name of its contents. Only the Warden and one member of the Execution Team have a key to the Lethal Injection Room.
2. The LIC is drawn into syringes by one member of the Execution Team. Another member of the Execution Team observes and verifies that the procedure has been carried out correctly.
3. Only one syringe is prepared at a time. As they are prepared, the two sets of syringes are positioned in specific holding places in two separate trays color coded red and blue. The syringes are numbered, labeled, and placed in the order they will be administered. One member of the Execution Team will perform this procedure while another member of the Execution Team observes and verifies that the procedure has been carried out correctly. The Chemical Preparation Time Sheet will document the preparation of the LIC.
4. Instructions for preparation of one set of syringes:
  - a. **Pentobarbital:** The member of the execution team draws 50 cc of Pentobarbital (50 mg/mL solution) in each of two syringes, for a total of 5 grams of Pentobarbital. These syringes are labeled Pentobarbital with numbers one (1) and two (2), respectively.
  - b. **Saline:** The member of the Execution Team draws 50 cc of saline solution from the IV bag into a syringe, which is labeled Saline with the number three (3).
5. The tray is placed on the-workstation in the Lethal Injection Room.
6. **IF NECESSARY THIS PROCESS WILL BE REPEATED FOR THE SECOND SET OF SYRINGES**
7. When the execution is complete, all syringes and any of the prepared but unused LIC are sent to the Medical Examiner's office with the body.



## IV PREPARATION

### IV LINE SETUP

REQUIRED ITEMS:      2 BAGS OF 0.9% SODIUM CHLORIDE  
                             2 SOLUTION SETS  
                             2 HEMOSTATS  
                             EXTENSION SETS  
                             TAPE

1. Two (2) bags of 0.9% Sodium Chloride Injection USP are hung in the injection room. The expiration dates should be checked.
2. A Solution Set spike is inserted into each bag with the clamp turned to the off position. The drip chamber is compressed until it is approximately 1/3 filled. The Solution Sets are 85 inches long. The length of the Solution Set may be purchased longer or shorter just as long as there is a port near the spiked end.
3. The port nearest the spiked end is opened. This may be done by tearing the plastic and rubber off leaving an open hole.
4. Once the port is opened, an extension is inserted. Extensions can be purchased in different lengths. The extension into the first port should be 18 to 24 inches in length. Extensions are added to each end of the Solution Set until it reaches the desired length. The ends should reach from head to toe of the condemned inmate.
5. Once the desired length is obtained, the lines should be filled with Sodium Chloride. The clamp is opened, allowing the port to fill. When it is filled it is clamped and capped off. The line that goes to the body continues to fill. The clamp is turned off and the line is capped.
6. The line is taped to the port (where the syringe is inserted) in place. The remainder of the line is placed out of the ports in the window. It should be taped in place to keep it from being pinched closed.
7. The Sodium Chloride bag and line on the left goes to the left side of the condemned inmate. The left side of the condemned inmate is nearest the wall / window and requires fewer extensions. Repeat #5 and #6. IV lines are ready.

## INSERTION OF A CATHETER AND CONNECTION OF IV LINES

### Strap Down and Location of the Vein

1. The Extraction Team straps the condemned to the gurney in the Death Watch Area.
2. The Extraction Team moves the gurney into place in the Execution Chamber and straps it to the floor. Members of the team place arm supports on the gurney and restrain the condemned inmate's arms securely to the gurney. The restraints are secure but not tight enough to slow or stop blood circulation.
3. The Extraction Team exits the Execution Chamber after the condemned inmate is in place and secure.
4. The IV Team enters the Execution Chamber with an instrument cart. One member of the IV team remains in the Lethal Injection Room.
5. The member of the IV Team in the Lethal Injection Room activates the phone light in the Execution Chamber.
6. Size, location, and resilience of veins affect their desirability for infusion purposes. The EMT inserts the first catheter into a vein on the right side of the condemned in the antecubital *fossa* area. If a catheter cannot be successfully inserted into the antecubital area, the EMT examines other locations for insertion in the following order:
  - a. Forearm
  - b. Wrist
  - c. Back of the hand
  - d. Top of the foot
  - e. Ankle, lower leg, or other appropriate locations as determined by the EMTs
7. In the unlikely event that none of these veins are usable, the physician is called into the Execution Chamber to perform a cut-down procedure.

### Venipuncture and IV Lines

1. The EMT(s):
  - a. Place a tissue towel under the limb or body part to be used to start an IV.
  - b. Place a tourniquet around the limb or body part 6-8 inches above the vein to be used.
  - c. Find the best vein to use according to the succession outlined.
  - d. Swab the area with an alcohol pad.
  - e. Determine the size of the catheter to be used which is determined by the size of the vein, 18 gauge being the largest.
  - f. Insert a catheter into the vein bevel side up at a shallow angle, feeding the plastic catheter sleeve into the vein.

**The flash chamber of the catheter fills with blood, which is the first indicator the catheter is inside a vein.**

2. An IV Team member attaches the Solution Set line from the right Sodium Chloride bag to the catheter. This is a friction coupling and requires the line to be pushed into the catheter and twisted to secure the connection.
3. An IV Team member in the Execution Chamber signals the IV Team member in the Lethal Injection Room to open the clamp on the right bag of Sodium Chloride, near the spike, to allow a flow of Sodium Chloride into the vein.
4. Members of the IV Team observe the IV for indication of a well-functioning line. The first indicator is that when the clamp is opened, there is a steady flow/drip inside the drip chamber. The second indicator is that the flash chamber becomes clear of blood as the Sodium Chloride begins to flow. When the IV Team is confident that there is a well-functioning line, the IV Team member in the Lethal Injection Room deactivates the telephone indicator light, signaling that there is a successful IV line.
5. A member of the IV Team places the Tegaderm transparent dressing over the catheter and secures the line in place with tape.
6. The second IV is then started on the left side of the condemned inmate and **Steps 1-5 are repeated**, using the left bag of Sodium Chloride.



## CHEMICAL ADMINISTRATION AND IV MONITORING

1. All members of the IV Team monitor both catheters to ensure that there is no swelling around the catheter that could indicate that the catheter is not sufficiently inside the vein. The IV Team member in the Lethal Injection Room monitors the catheters by watching the monitor in his room, which displays the exact location of the catheter(s) by means of a pan-tilt zoom camera. The IV Team Members observe the drip chambers in both lines to ensure a steady flow/drip into each Solution Set line.
2. Next, an IV Team member tapes both hands, palms up, to the arm support to prevent movement. The palms will be down should the back of the hand be used for the catheter.
3. When the hands are taped in place, the members of the IV Team leave the Execution Chamber.
4. Designated members of the IV Team enter the Lethal Injection Room and assume their pre-assigned stations.
  - a. One IV Team member observes the process, monitoring the catheter sites for swelling or discoloration, and enters the times of the LIC and Saline administration on the Chemical Administration Record sheet.
  - b. One IV Team member observes the process and hands the labeled/numbered/colored syringes to the Executioner in the prescribed order.
5. The Executioner selects either the left or right Solution Set line based on the flow/drip inside the drip chamber. If both lines are equal, the left line nearest the Executioner is used.
6. When the Warden gives the signal to proceed with the execution, the Executioner clamps the line near the spike. The Executioner receives the first syringe from the member of the IV Team and inserts and twists it into the extension line.

#	DRUG SEQUENCE	IDENTIFIER LABEL	VOLUME
1.	PENTOBARBITAL	[DRUG NAME, RED #1]	50 cc
2.	PENTOBARBITAL	[DRUG NAME, RED #2]	50 cc
3.	SALINE FLUSH	[DRUG NAME, RED #3]	50 cc

7. The Executioner pushes on the plunger of the #1 syringe (red) with a slow, steady pressure. Should there be or appear to be swelling around the catheter or if there is resistance to the pressure being applied to the plunger, the Executioner pulls the plunger back. If the extension line starts to fill with blood, the execution may proceed. If there is no blood, the Executioner discontinues with this line. He starts the process on the other line with the back-up set of syringes starting with syringe #1(blue) and following all of Step 6.
8. An IV Team Member hands the syringes to the Executioner and both IV Team Members observe the correct order of the syringes as the Executioner injects the LIC and saline solution.
9. After the last syringe has been injected, the Executioner closes the extension line with a clamp and opens the line below the spike to allow a drop of 1-2 drops per second in the drip chamber.
10. The Executioner signals the Warden that all of the LIC and saline solution have been administered.

# **DEATH WATCH PROCEDURES**

## **LETHAL INJECTION**



### **RIVERBEND MAXIMUM SECURITY INSTITUTION**

## STAFF RESPONSIBILITIES AND SPECIAL PROCEDURES FOR INMATES ON DEATH WATCH

**Purpose:** The purpose of this operating procedure is to designate staff responsibilities and establish uniform property, privileges, and institutional guidelines for condemned inmates with signed court orders for execution.

**Application:** All inmates who have exhausted all appeals available to them and have an execution date within the next four days.

1. Housing and Security Assignments

- A. The inmate is transferred to Building 8 (Capital Punishment) three (3) days prior to the scheduled execution.
- B. Correctional officers are assigned to the housing area in a manner consistent with TDOC Policy #506.16.2, which sets forth the guidelines for the Death Watch Supervisor.

2. Middle Tennessee Institutional Notification and Advisement of Law Enforcement Agencies

- A. Upon determination of the execution date and time, the Commissioner, Director of Communications and Community Relations, Deputy Commissioner of Operations, Assistant Commissioner of Prisons, Correctional Administrator, Correctional Program Director, Wardens of Tennessee Prison for Women, Deberry Special Needs Facility, Charles Bass Correctional Complex and Turney Center may be advised by Riverbend's Warden or his designee. Should circumstances develop which necessitate it, tactical activities are coordinated by the Director of Investigation and Compliance after conferring with the Assistant Commissioner of Prisons. Formulation of security personnel is at the discretion of the Assistant Commissioner of Prisons.

3. State-Issued Property and Possession Limit

The inmate is allowed only the items listed below. Any other item is considered contraband and confiscated in accordance with institutional policy.

- A. Standard issue of outer clothing
- B. One bed
- C. One mattress, pillow, and standard issue of linens
- D. One toothbrush
- E. One tube of toothpaste
- F. One bar of soap
- G. One electric razor (to be issued and used under direct supervision only)
- H. Two towels, one washcloth
- I. Two pairs of shorts and t-shirts (male inmates). Two pairs of panties and bras (female inmates). Underwear will be exchanged daily.

- J. Toilet tissue as needed
- K. Stationery – 12 sheets, 3 stamped envelopes, 3 pencils. Pencils will be in possession of officer when not in use.
- L. Religious materials as issued by institutional chaplain
- M. Legal documents, books, and papers as requested
- N. Medication prescribed by the institutional doctor (to be issued and used under direct supervision only)
- O. One walkman type radio (state owned)
- P. One television outside door in front of cell (state owned)
- Q. Newspapers as requested and available (No more than two in cell at a time)
- R. Feminine hygiene items as necessary and appropriate

4. Commissary Privileges

The inmate has commissary privileges with purchasing and possession limits specified in post orders. Glass, aerosol, and metal containers are not allowed during the final days of pre-execution monitoring.

5. Disposition of Unauthorized or Contraband Items

Contraband items found in the possession of condemned inmates are confiscated and disposed of in accordance with institutional Policy #506.15-1.

6. Package Permits

Package permit privileges are suspended for inmates on Death Watch. Any package already mailed is received and stored with the inmate's other property.

7. Library, Legal Library Services, Periodical Subscriptions

- A. The condemned inmate may request legal materials from the law library in writing. Such materials are carefully inspected by the Death Watch Supervisor. There will be no exchanges of communication with inmate legal clerks and the condemned inmate.
- B. The inmate may continue to receive periodical subscriptions, but may not order new subscriptions. Periodicals, newspapers, etc., are allowed to accumulate during the final week. Only two periodicals and two newspapers may be retained by the inmate.

8. Diet

Three (3) meals per day are fed to all condemned inmates, except holidays and weekends, which will be two meals just as general population. Special dietary instructions for medical reasons are followed.

9. Recreation

Recreational activities for inmates on Death Watch are suspended.

10. Television and Radio Privileges

Television and radio privileges are the same as routinely provided, except that during the Death Watch period, the television is located outside the inmate's cell.

11. Personal and Legal Phone Calls

The inmate may make unlimited calls to anyone on his pre-approved telephone list. He may make and receive phone calls to legal counsel without restriction.

12. Visitation Privileges

A. Social

1. Only those individuals on the inmate's approved visiting list are allowed visits during the Death Watch.
2. All visits are held in the Death Watch area, and physical contact between the visitor(s) and inmate is not permitted. Visits are between the hours of 9:00 am and 3:00 pm, and limited to two hours duration.
3. The number of visitors allowed to visit at any one time is as flexible as circumstances permit, and is at the discretion of the Associate Warden of Security.
4. A final visit, during which physical contact between the inmate and immediate family is permitted, may be authorized by the Warden. The Warden's decision is based on the individual circumstances of each case.
  - a. Security procedures, including searches, are of the minimum deemed necessary by the Associate Warden of Security.
  - b. Contact visits are supervised by no fewer than two correctional officers chosen by the Death Watch Supervisor with the concurrence of the Associate Warden of Security.

B. Religious

1. Priest(s), or ministers, of recognized religious faiths may visit the inmate in the same manner as provided for social visits in 12 (A).
2. A final visit by the inmate's priest, minister, or spiritual advisor may be permitted by the Warden 3:00 pm - 5:00 pm, prior to the execution. This visit takes place at the front of the inmate's cell.
  - a. The priest, minister, or spiritual advisor may not accompany the inmate into the Execution Chamber.



- b. At the inmate's request, a staff chaplain may visit on request and/or accompany the inmate into the execution chamber.

C. Legal Services

1. The attorney of record or other Tennessee licensed attorney representing by the inmate may visit up to one (1) hour before the time of execution.
2. The attorney is permitted telephone contact with the condemned inmate during the last hour prior to execution.
3. Visits with attorneys are non-contact and are conducted with provision for the privacy of verbal exchange but under full and continuous observation by at least two correctional officers.

D. Media

1. No media interviews are held with the condemned after placement on Death Watch.
2. Telephone interviews with media representatives are not permitted.
3. Representatives of the news media are not allowed inside the secure perimeter of the institution during the time of active Death Watch or during an execution for any purpose whatsoever, unless selected as a witness to the execution.

## EXECUTION TEAM

1. The purpose of this operating procedure is to outline the duties and responsibilities of the Execution Team members in carrying out the death sentence by lethal injection.
2. The Execution Team shall consist of: the Warden, Associate Warden of Security, Executioner, IV Team, Extraction Team, Death Watch Team, Lethal injection Recorder, Facility Maintenance Supervisor, ITS Security Systems Technician(s), and Escort Officer(s). The identity of the Execution Team is confidential.
3. Readily available to the Execution Team are radios with holster, keys, and restraints.
4. The following procedures shall apply:
  - A. The Execution Team's Officer in Charge and/or the Assistant Officer in Charge conducts a training session at least once each month at which time all equipment will be tested. The training includes a simulated execution (i.e. IV lines, IV Drip).
  - B. A week before a scheduled execution, the Officer in Charge and Assistant assembles the Execution Team in the Execution Chamber area to prepare and test all appliances and equipment for the scheduled execution.
  - C. The Warden ensures that the Execution Team carries out the following instructions:
    1. Assemble all other members of the Execution Team in the Execution Chamber before the scheduled execution and review their specific assignments and duties.
    2. Ensure that all equipment is properly placed.
    3. The inmate is removed from the holding cell and placed in the Execution Chamber by the Extraction Team members previously assigned those duties, under the direction of the Assistant Officer in Charge.
    4. When the condemned inmate is secured in place in the Execution Chamber, all members of the Extraction Team will retire to the holding cell area.
    5. When the lethal injection process has been completed, the Warden/designee is advised.
    6. After the physician pronounces the inmate deceased, the designee informs the Commissioner that the sentence has been carried out.



7. The body is removed and placed in a body bag by the Execution Team and Medical Examiner's staff. The LIC and syringes used are placed in the body bag and closed.
8. The body is placed in the Medical Examiner's vehicle.
9. The Execution Team, under the direction of the Officer in Charge, cleans the equipment and Death Watch area. The holding cell is cleaned thoroughly with the mattress and pillow sanitized. Equipment shall be stored in its proper location. An entry is made in the post log documenting the completion of these procedures.
10. The Execution Chamber and Death Watch areas are secured. The Execution Team reports to the Warden's Office for additional instructions.

## DEATH WATCH SUPERVISOR

1. The duties and responsibilities of this post are that of observation and supervision of all activities concerning a condemned inmate(s) during pre-execution (Death Watch) monitoring. The post is the entrance area leading into the Death Watch area. The Death Watch Supervisor assumes authority of all personnel assigned to pre-execution monitoring (Death Watch). The duties are the general supervision and control of other security personnel assigned to monitor the condemned inmate during the time under Death Watch to include preparation of the condemned inmate(s) prior to execution. There may be one Floor Officer per shift assigned.
2. This officer must be a Correctional Lieutenant or higher. The officer reports directly to the Warden or Associate Warden of Security. During off-duty hours, he will remain on standby status unless relieved by another Lieutenant or Captain upon orders of the Warden or Associate Warden of Security.
3. Equipment needed: radio with holster, keys, and restraints.
4. Specific duties and responsibilities
  - A. Immediate Action
    1. Upon notification of the assignment (normally when a death watch reaches active stage), the Death Watch Supervisor prepares to assume the duty schedule reflected above.
    2. He reviews the post orders for the Control Officer and Floor Officer and become familiar with all functions of subordinates.
    3. He ensures that the condemned inmate, upon reaching active Death Watch status, personally inventories and packs away all items he is not permitted to retain. The inmate is permitted to retain a copy of the inventory. The sealed property is retained in storage in Building 8 until ordered removed or surrendered to the inmate's designee.
    4. He is responsible for escorting condemned inmate to Building 8 and placing him in a cell after strip searching and exchanging his clothing.
    5. He ensures that all significant information is entered on the Supervisor's Log. ALL PERSONS ENTERING THIS AREA FOR ANY PURPOSE WILL SIGN IN AND OUT, and a record of activity must be logged accurately.
    6. He ensures that sufficient clothing in the inmate's size is retained in the preparation area to accommodate an exchange each time the condemned inmate leaves his cell.

B. Subordinate Personnel

1. He supervises all subordinate personnel.
2. He ascertains the phone numbers and addresses of all subordinate personnel in order that they may be contacted after hours.
3. He ensures that all orders and instructions are read and understood by all subordinate personnel.

C. Routine Security Measures, Checks, Logs

1. He maintains or causes to be maintained (by the Control Officer) a "Supervisor's Log" of activities.
2. He personally supervises the feeding of all meals during his shift. He ensures that no inmates are utilized in the feeding of any meal during an active Death Watch, including preparing the trays.
3. He keeps all unauthorized personnel out of the area.
4. He ensures that the security of the area is reported to the Control Room each half-hour during an active Death Watch.
5. He does not permit anyone to enter the condemned inmate's cell except by order of the Warden, Associate Warden of Security or Shift Captain. The only exception is a life-threatening emergency.
6. He ensures that the condemned inmate is handcuffed behind his back at any time he leaves his cell. The inmate remains handcuffed until he is returned to his cell. (The inmate may be handcuffed in the front if a restraint belt is used. Restraints may be removed if the inmate is secured in a non-contact visiting room.)
7. Any time the inmate is moved, he will receive a double escort.
8. At least one (1) officer remains in the area, even if it is temporarily vacant.
9. He ensures that the area is kept clean and orderly. The inmate's holding cell is cleaned daily by assigned staff. The inmate is moved to an adjoining cell while the cleaning process is being accomplished.

- D. Normally the inmate receives telephone calls from a special extension plugged in at his cell location. When not in use, ensure its security and storage away from the cell.

**E. Emergencies and Other Contingencies**

1. In the event of self-inflicted or other injury, the Death Watch Supervisor takes immediate and decisive action. He contacts the medical clinic immediately to send assistance.
2. He personally supervises the dispensing of any medication on a single unit dosage basis.
3. He immediately notifies the Shift Supervisor, Associate Warden of Security, or Warden in the event of an emergency.

## CONTROL MONITOR

1. At the beginning of the Death Watch, the officer assigned to this post will assume his duties.
2. This officer must be a Correctional Corporal or higher. The officer reports directly to the Death Watch Supervisor, Associate Warden of Security, or Warden at the beginning of pre-execution monitoring until relieved or until the execution is stayed or carried out.

### A. Immediate Action

1. Upon notification, the officer assumes the duties and responsibilities as described herein and the shift supervisor is alerted concerning the delegated assignment.
2. The Control Monitor begins maintenance of the Death Watch Supervisor's log ensuring the recording of significant detailed information.
3. During pre-execution monitoring, the Control Monitor ensures that only the following persons are authorized to enter the area:
  - a. Warden
  - b. Associate Warden
  - c. Captain/Lieutenant
  - d. Officers to assist in routine functions (i.e., showers, escort, shakedown) as authorized by Death Watch Supervisor
  - e. Any medical or security personnel deemed appropriate in an emergency situation
  - f. Prison Chaplain
  - g. Commissioner
  - h. Deputy Commissioner of Operations
  - i. Assistant Commissioner of Prisons
  - j. General Counsel
4. He ensures the cleanliness of the area as well as the cell area during pre-execution monitoring.

### B. Routine Security Measures, Security Checks, and Logs

1. He keeps an accurate chronological log of post activities.
2. Keep a sign-in and sign-out log for every person who enters or leaves the Death Watch area.
3. He maintains close surveillance of subordinate personnel.

4. He keeps all unauthorized personnel out of the area to include inmates, other employees and visitors.
5. He reports the security of the post to the Control Room every thirty minutes.
6. He personally ensures that the condemned inmate is handcuffed (behind his back) anytime he leaves his cell. A restraint belt may be used. The handcuffs may be removed when the inmate is receiving non-contact visits.
7. He ensures that when a condemned inmate is moved, he is escorted by two officers designated by the Death Watch Supervisor.
8. He ensures that when the condemned inmate is moved from his cell, he is searched and placed in different clothing. The same clothing may be reused until soiled, so long as it is thoroughly inspected before reissuing.

C. Visiting

1. He ensures that all visiting is non-contact and is held in the visiting area next to the Control Room, unless otherwise directed.
2. He ensures escorts for visiting during pre-execution monitoring are provided by two experienced correctional officers assigned by the Death Watch Supervisor.
3. He ensures that supervision of visiting for condemned inmates in pre-execution monitoring is designated by the Death Watch Supervisor.
4. He ensures that an accurate log of pertinent information to include names of each visitor, time of arrival and departure of each visitor, and inmate is maintained by the officer assigned to a supervised visitation.
  - a. The number of persons authorized and the visiting hours are in accordance with specific instructions issued by the Warden or Associate Warden of Security.
  - b. Allowable commissary items are listed in Section E.

D. He ensures that the inmate is allowed only the items listed below. Any other item is considered contraband and confiscated in accordance with institutional policy.

1. Standard issue of outer clothing
2. One bed



3. One mattress, pillow ,and standard issue of linens
4. One toothbrush
5. One tube of toothpaste
6. One bar of soap
7. One electric razor (to be issued and used under direct supervision only)
8. Two towels, one washcloth
9. Two pair of shorts and t-shirts (male inmates). Two pairs panties and bras (female inmates). Underwear will be exchanged daily.
10. Toilet tissue as needed
11. Stationery – 12 sheets, 3 stamped envelopes, 3 pencils (Pencils will be in possession of officer when not in use.)
12. Religious tracts as issued by Institutional Chaplain
13. Legal documents, books, and papers as requested
14. Medication prescribed by institutional doctor (to be issued and used under direct supervision only)
15. One walkman type radio (state owned)
16. One television outside door in front of cell (state owned)
17. Newspapers as requested and available (no more than two in cell at a time)
18. Feminine hygiene items as necessary and appropriate

E. The inmate may order and purchase the following items on the first day of Death Watch status:

1. Colas (opened by officer and served in a paper cup)
2. Candy bars
3. Cookies, crackers, potato chips

Note: All orders and deliveries are inspected and delivered by the officer. This includes removal of non-transparent candy wrappers. He avoids

handling of contents except with a napkin, tissue, or sanitary disposable gloves.

F. Telephone Calls

1. The condemned inmate may receive authorized telephone calls while in pre-execution monitoring status.
2. Specific instructions for each phone call are given by the Warden, Associate Warden of Security or Death Watch Supervisor, and are logged (no exceptions). Each phone call is supervised.
3. The inmate receives telephone calls from a special extension plugged in at his cell location. When the telephone is not in use, the Control Monitor personally ensures its security and storage away from the cell.

G. Emergencies and Other Contingencies

1. If any employee is taken hostage, he is without authority regardless of rank.
2. In the event of self-inflicted or other injury to the inmate, the Control Monitor takes immediate and decisive action. He contacts the medical clinic immediately to send a physician or ranking medical person if he is not available.
3. The Control Monitor immediately notifies the Warden, Associate Warden of Security, Death Watch Supervisor, and Shift Supervisor.



## FLOOR OFFICER MONITOR

1. The duties and responsibilities of this post are in the direct supervision and monitoring of a condemned inmate's activities during the final days of pre-execution monitoring.
2. This officer may be a correctional officer or higher. The officer reports directly to the Control Monitor. The officer is posted in the area directly in front of the cells. He must remain alert on his post at all times, maintaining direct observation of the condemned inmate.
3. Equipment required: radio with holster and restraints
4. Specific Duties and Responsibilities

A. Immediate Action

Upon notification, the officer assumes the duties and responsibilities as described herein, and the shift supervisor is alerted of the delegated assignment.

B. Routine Security Measures, Security Checks, and Logs

1. The Floor Officer monitor closely observes the condemned inmate's activities and immediately reports to the Death Watch Supervisor or Control Monitor any unusual circumstances or activities.
2. He ensures that all eating utensils and trays are removed from the cell when not in use.
3. He remains posted at the cell front, but may enter the condemned inmate's cell with the assistance of a second officer if circumstances warrant it.
4. The cell door key(s) remains in the possession of the Control Monitor except as needed.
5. He converses freely with the inmate, but avoid opinionated or inflammatory statements. He does not discuss personal feelings regarding the death penalty. He does not make promises to the inmate. All requests by the inmate not covered herein are referred to the Death Watch Supervisor.
6. He does not leave his post unless properly relieved.
7. He visually inspects and thoroughly examines all items permitted into or out of the inmate's cell. He carefully examines all clothing sent from the clothing room.

8. He performs a very thorough strip search of the condemned inmate any time he enters or exits his cell.
9. He exchanges the inmate's clothing any time he enters or exits the cell. The same clothing may be reused until it becomes soiled.
10. He ensures that the condemned inmate is handcuffed behind his back any time he leaves his cell. The inmate remains handcuffed until he is returned to his cell. The inmate may be handcuffed in front if a restraint belt is used. Restraints may be removed if placed in a secure, non-contact visiting room.
11. He ensures that all post orders are being followed. It is expected that all floor officer monitors conduct themselves in a professional manner. A calm, mature atmosphere should be maintained.
12. The officer is responsible for the daily cleanliness of his area and the cell areas. Normally, the day shift is responsible for sweeping and mopping the entire area. However, the officer ensures that the area remains in a state of cleanliness and trash containers are emptied during his tour. All trash is to be personally removed by staff and deposited in the appropriate containers located outside the secure confines of the institution.
13. He maintains or causes to be maintained (by the Control Officer) a Supervisor's Log of Activities.
14. He personally supervises the feeding of all meals during the shift. He ensures that no inmates are utilized in the feeding of any meal during an active Death Watch, including preparing the trays.
15. He keeps all unauthorized personnel out of the area.
16. When the inmate on death watch is female, the floor officer ensures that a privacy screen is used to shield the inmate from the sight of male staff and visitors while she is showering, using the toilet, or changing clothing.

## DEATH WATCH PROCEDURES - LETHAL INJECTION

## DAY 1

1. Security staff are assigned to posts in the Death Watch area. The supervisor is a Correctional Lieutenant or higher.
2. Death Watch logs are activated during the entire Death Watch period. All activity unique to the Death Watch and execution must be documented. Areas addressed include, but are not limited to: inmate's behavior, actions, movements, communications initiated and received concerning Death Watch activities.
3. The condemned inmate is moved to Death Watch status in Building 8.
4. The inmate's property is inventoried and stored as specified in TDOC Policy #504.02.
5. The institutional chaplain begins daily visits with the inmate.
6. The visiting status of the inmate changes to non-contact.
7. Designated personnel test execution-related equipment to include the closed circuit TV, telephones, intercoms, etc.
8. Inmate clothing is obtained and issued as needed.
9. The Chaplain requests instructions for release of the inmate's body in writing. If no recipient is designated, the Warden arranges for a pauper's burial.

## DAY 2

1. The Food Service Manager is advised of meal needs for TDOC and other agency support staff.
2. The inmate orders his last meal.
3. The Chaplain confirms funeral arrangements with the family, if available.

## DAY 3 – EXECUTION DAY

1. ITS personnel test the closed circuit TV system and the audio system.
2. The Food Service Manager prepares and serves the last meal. The inmate may request a special meal. The meal is provided within reason as determined by the Warden. Cost must not exceed \$20.00.
3. The Director of Communications and Public Relations arrives to handle media inquiries.
4. The LIC is removed from secured storage and delivered to the Lethal Injection Room.

## DAY 3 -EVENING SCHEDULE

**5:00 pm**

1. By prior planning, the Execution Team arrives and reports directly to the Executioner waiting area in Building 8. Their identities are known by the fewest number of staff necessary.
2. Beginning at 5:00 pm, the only staff authorized in the capital punishment unit are:
  - a. Commissioner or designee
  - b. Warden
  - c. Associate Warden
  - d. Lethal injection recorder
  - e. Death Watch Supervisor and assigned officers
  - f. Chaplain
  - g. Physician and associate
  - h. Executioner (Executioner waiting area)
  - i. IV Team
  - j. Extraction Team

**Any exceptions to the above must be approved by the Warden or Commissioner.**

3. The inmate is dressed in cotton trousers, shirt, cotton socks, or cloth house shoes.
4. Official witnesses report to the Administration Building conference room no later than 5:30 pm. They are greeted by Escort Officers, processed through checkpoint, and moved to the Parole Board Room in Building 8, where they remain until final movement to the witness room.
5. Immediate family members of the victim report to the Administration Building no later than 6:15 pm and are greeted by Escort Officers. These witnesses are security cleared and escorted to the conference room in Building 8, where they remain until final movement to the victim family members witness room.
6. The Lethal injection Recorder or designee and designated EMTs report to the Execution Chamber for preparation. The Lethal Injection Recorder or designee checks the phones in the Execution Chamber.
7. The Medical Examiner's staff and the physician are stationed in the capital punishment garage.

## **6:30 pm**

1. Victim family member witnesses are secured in the Building 8 conference room by the Escort Officers no later than 6:45 pm.
2. Official witnesses are secured in the Building 8 Parole Board Room by the Escort Officers no later than 6:45 pm.

## **7:00 pm**

1. Beginning at 7:00 pm, the only staff authorized in the Execution Chamber are the Warden, those TDOC employees designated by him to carry out the execution, the Attorney General/designee, and the Defense Counsel witness.
2. At the command of the Warden or Associate Warden of Security, the Extraction Team approaches the holding cell and asks the condemned inmate to approach the cell door and be handcuffed. After being handcuffed, he is asked by the Extraction Team Leader to step back and place his hands above his head on the wall at the rear of the holding cell. (If the condemned inmate refuses to cooperate, the Extraction Team enters the holding cell and removes the inmate).
3. The Extraction Team places the condemned inmate on the gurney and secures him in restraints.
4. The condemned inmate is moved to the Execution Chamber.
5. The Lethal Injection Recorder or designee records the time the condemned inmate enters the Execution Chamber.
6. The IV Team establishes IV lines into both arms as instructed in Section 5 of this manual.
7. Official witnesses and victim family members are secured in the appropriate witness rooms.
8. The Attorney General/designee and the Defense Counsel witness will exit the execution chamber and be secured in the official witness room.
9. The closed circuit television camera and audio system are activated.



**7:10 pm**

1. Blinds to the witness room(s) are opened by the Warden and Associate Warden of Security.
2. The Warden contacts the Commissioner to ensure that no last minute stay or reprieve has been granted.
3. The Warden permits the condemned inmate to make a last statement.
4. The Warden gives the signal to proceed and the Executioner begins to administer the LIC. The Lethal Injection Recorder documents the time the process begins.
5. After the LIC and a saline flush have been dispensed, the Executioner shall signal the Warden.
6. Following the completion of the lethal injection process, and a five-minute waiting period, the blinds to the official witness room are closed, the closed circuit TV camera is disengaged, and the privacy curtain is closed. The Warden then asks the physician to enter the room to conduct an examination. The physician reports his findings to the Warden or designee. If the inmate is not deceased, the procedures on page 66 shall be followed.
7. The inmate is pronounced deceased by the physician. The Administrative Assistant or designee records the time that death is pronounced.
8. The Warden or designee announces that the sentence has been carried out and invites the witnesses to exit. The Warden announces the following: "The sentence of [REDACTED] has been carried out. Please exit."
9. The witnesses are then escorted from the witness rooms by Escort Officers. After the witnesses exit, the Warden or designee notifies the Commissioner that the sentence of death has been carried out.
10. The Commissioner or designee notifies all appropriate State officials that the sentence has been carried out. Media representatives are notified by the TDOC Director of Communications and Public Relations or designee.
11. The Extraction Team removes restraints.
12. The Medical Examiner staff assists in removal of the body and placement in the Medical Examiner's vehicle, which is in the capital punishment garage.
13. The Medical Examiner's vehicle is cleared to exit the facility. The Lethal injection Recorder completes the Lethal Injection Execution Recorder Checklist.

## **POST EXECUTION**

1. The body is transported to the State Medical Examiner for examination and release.
2. The Assistant Commissioner of Prisons conducts an operational debriefing at the appropriate time.
3. The Commissioner arranges for or mandates an EAP debriefing to occur as needed.

## CONTINGENCY ISSUES

### IV Line Alternatives

The cut-down procedure is used unless the physician chooses a different method to find an IV site.

### Interruptions of the delivery of the lethal injection drugs in the primary IV line

The Executioner switches to the secondary IV line and, starting with syringe #1 (blue), begins the administration of the second set of syringes using the reserve tray.

### Repeating the Lethal Injection Process

If the inmate is not deceased after the initial set of syringes has been injected, the physician returns to the designated waiting area. The curtain is opened, blinds raised, camera activated, and the Warden gives the command to repeat the lethal injection procedure with the second set of syringes (blue). After this procedure is completed, the blinds will once again be closed, closed-circuit TV camera disengaged, and the privacy curtain closed. The Warden will once again ask the physician to enter the room and check for signs of life.

## **VICTIM SERVICES**



## **RIVERBEND MAXIMUM SECURITY INSTITUTION**

## VICTIM SERVICES

### Notification

The TDOC Victim Service Director works closely with the victim liaison from the Attorney General's office, to confirm the list of victims/family members/interested parties registered for notification. Letters and packets are sent to each. The letter is specific to the registrant's permission to view the execution, as mandated by law:

- Victim family members: Those who are permitted to witness the execution. These persons receive a letter, requesting their choice to witness or attend the execution.
- Other victim family members: Extended family members who may wish to *attend* the execution to provide support to those who are permitted to view the execution, but by law, are not personally allowed to view the execution.
- Other interested party/support persons: Persons identified by victim family members who would attend the execution to provide support to those who are permitted to view the execution, with permission granted on a case-by-case basis by the Warden.

### Packets include:

- Cover letter
- Official letter
- Official response forms
- Copy of the TN law 40-23-116 Manner of executing sentence of death -- Witnesses
- DVD "The Other Side of Death Row"
- Booklet "What to Expect at an Execution"
- Map
- Media guidelines
- Critical Incident Stress Management flier

These notifications are sent out to correspond in time to the announcement of the media lottery.

The Victim Services Director prepares a list of persons who plan to witness the execution, and of those who plan to attend the execution. The Victim Services Director will communicate any desire to speak to the media to the Director of Communications and Public Relations.

### Accompaniment

The facility provides a private room in the Administration Building for those persons who may wish to attend the execution to provide support to those who are permitted to view the execution. Those witnessing or attending the execution are brought to the facility by the Attorney General's Office at a time agreed upon by TDOC Central Office and the Warden. The Victim Services Director meets them at the facility and escorts them to the private room. This room provides a place for witnesses to leave belongings and for attendees to wait for the return of the witnesses.

The Victim Services Director will accompany witnesses through the execution process. A designee will be assigned to remain and wait with any persons who accompany and wait in the Administration Building for witnesses to return.

At the time determined by the Warden/designee, the witnesses are processed through the check-point and taken into the prison facility room(s) next to the visitor galley, where they will remain until escorted into the victim's viewing room for the execution.

After the execution is completed, the witnesses are escorted back to the Administration Building where they are reunited with any persons who were there waiting for them. The Director of Communications and Public Relations will arrange for witnesses to speak to the media should they desire to do so. Afterward, the entire group will be escorted out of the prison to their awaiting vehicle.

**CONFIDENTIAL**

**NOT FOR PUBLIC RELEASE**

**PERIMETER SECURITY**

**PRIOR TO, DURING, AND SUBSEQUENT TO AN EXECUTION**



**RIVERBEND MAXIMUM SECURITY INSTITUTION**

**CONFIDENTIAL**



## FORMS



## RIVERBEND MAXIMUM SECURITY INSTITUTION

**NOTIFICATION LETTER TO SHERIFF'S OFFICE TO WITNESS  
EXECUTION OF INMATE**



STATE OF TENNESSEE  
DEPARTMENT OF CORRECTION  
RIVERBEND MAXIMUM SECURITY INSTITUTION  
7475 COCKRILL BEND BOULEVARD  
NASHVILLE, TENNESSEE 37243-0471  
TELEPHONE (615) 350-3100 FAX (615) 350-3400

Date \_\_\_\_\_

John Doe, Sheriff  
Tennessee County Sheriff's Department  
PO Box 000  
City, TN 37209

Dear Sheriff Doe:

Records of the Tennessee Department of Correction reflect that on \_\_\_\_\_, inmate \_\_\_\_\_ was convicted of First Degree Murder and sentenced to Death regarding \_\_\_\_\_ County case # \_\_\_\_\_. An order has been received scheduling inmate \_\_\_\_\_'s execution for \_\_\_\_\_. The execution is scheduled for 7:00 pm on that date.

Pursuant to TCA 40-23-116, the sheriff of the county in which the crime was committed is entitled to be present at the carrying out of such death sentences.

The Tennessee Department of Correction needs to know if you are interested in viewing the legal execution of inmate \_\_\_\_\_. In order to expedite this process, please sign and date on the respective line below indicating your intentions. Afterwards, fax the letter with your signature to my office at the Riverbend Maximum Security Institution at 615-350-3400. If you plan to attend, provide a telephone number where you may be contacted day or night. Further, you should be at the Riverbend Institution by 5:30 pm on \_\_\_\_\_ and bring your notification letter with you, along with a picture ID. Upon arrival at the facility, please present the letter to the Checkpoint Officer. If you have any questions regarding this matter, please feel free to contact me by calling 615-350-1103, for further information.

\_\_\_\_\_  
Warden

ABC:aa

I will attend. _____	Signature _____	Date _____
	Telephone No. _____	
I will not attend. _____	Signature _____	Date _____
	Telephone No. _____	

NOTIFICATION LETTER TO INMATE'S FAMILY TO WITNESS  
EXECUTION



STATE OF TENNESSEE  
DEPARTMENT OF CORRECTION  
RIVERBEND MAXIMUM SECURITY INSTITUTION  
7475 COCKRILL BEND BOULEVARD  
NASHVILLE, TENNESSEE 37243-0471  
TELEPHONE (615) 350-3100 FAX (615) 350-3400

Date \_\_\_\_\_

Ms. Mary Jane Smith  
PO Box 000  
City, TN 37209

Dear Ms. Smith:

Records of the Tennessee Department of Correction reflect that on \_\_\_\_\_, inmate \_\_\_\_\_ was convicted of First Degree Murder and sentenced to Death regarding \_\_\_\_\_ County case # \_\_\_\_\_. An order has been received scheduling inmate \_\_\_\_\_'s execution for \_\_\_\_\_. The execution is scheduled for 7:00 pm on that date.

Pursuant to TCA 40-23-116, members of the condemned inmate's immediate family may be present at the carrying out of such death sentence. Records indicate that you are the \_\_\_\_\_ of inmate \_\_\_\_\_; therefore, you are eligible to be present.

The Tennessee Department of Correction needs to know if you are interested in viewing the legal execution of inmate \_\_\_\_\_. In order to expedite this process, please sign and date on the respective line below indicating your intentions. Afterwards, fax the letter with your signature to my office at the Riverbend Maximum Security Institution at 615-350-3400. If you plan to attend, provide a telephone number where you may be contacted day or night. Further, you should be at the Riverbend Institution by 5:30 pm on \_\_\_\_\_ and bring your notification letter with you, along with a picture ID. Upon arrival at the facility, please present the letter to the Checkpoint Officer. If you have any questions regarding this matter, please feel free to contact me by calling 615-350-1103, for further information.

\_\_\_\_\_  
Warden

ABC: aa

I will attend. \_\_\_\_\_ Signature \_\_\_\_\_ Date \_\_\_\_\_  
Telephone No. \_\_\_\_\_

I will not attend. \_\_\_\_\_ Signature \_\_\_\_\_ Date \_\_\_\_\_  
Telephone No. \_\_\_\_\_

## PHYSICIAN'S INVENTORY CHECKLIST

- \_\_\_\_\_ (4) 5cc syringes
- \_\_\_\_\_ (4) Small tubes Betadine ointment
- \_\_\_\_\_ (12) Pair gloves (sterile), size 7½
- \_\_\_\_\_ (12) Pair gloves (sterile), size 8
- \_\_\_\_\_ (2) Prep kits
- \_\_\_\_\_ (2) BP cuffs
- \_\_\_\_\_ (2) Stethoscope(s)
- \_\_\_\_\_ (1) Flashlight with batteries
- \_\_\_\_\_ (8) Chux
- \_\_\_\_\_ (4) Cut-down trays
- \_\_\_\_\_ (2) Lidocaine 2%
- \_\_\_\_\_ (2) Lidocaine 2% with Epinephrine
- \_\_\_\_\_ (2) 4-0 vicryl
- \_\_\_\_\_ (2) 4-0 ethilon sutures
- \_\_\_\_\_ (1) 5-0 vicryl
- \_\_\_\_\_ (2) 5-0 ethilon sutures
- \_\_\_\_\_ (2) PPE size XL
- \_\_\_\_\_ (1) PPE size XXL
- \_\_\_\_\_ (2) Faceshields
- \_\_\_\_\_ (1) Scissors
- \_\_\_\_\_ (2) Scalpel #11 & #15

## IV TEAM INVENTORY CHECKLIST

- \_\_\_\_\_ Normal saline 1000 cc or more
- \_\_\_\_\_ Solution set
- \_\_\_\_\_ Extension tubing sufficient to reach condemned inmate
- \_\_\_\_\_ Tourniquets – various styles
- \_\_\_\_\_ Assortment of IV catheters (range 18 gauge to 21 gauge)
- \_\_\_\_\_ Assortment of surgical tape
- \_\_\_\_\_ Arm boards
- \_\_\_\_\_ Tegaderm transparent dressing
- \_\_\_\_\_ Alcohol pads
- \_\_\_\_\_ Sharps container
- \_\_\_\_\_ 4x4 Gauge pads
- \_\_\_\_\_ Red biohazard bag
- \_\_\_\_\_ Chux
- \_\_\_\_\_ Latex-free gloves

## CHEMICAL PREPARATION TIME SHEET

Date \_\_\_\_\_

### RED

5 grams Pentobarbital

Time

2-Syringes prepared by \_\_\_\_\_ at \_\_\_\_\_

Witnessed by \_\_\_\_\_

Saline

1-Syringe prepared by \_\_\_\_\_ at \_\_\_\_\_

Witnessed by \_\_\_\_\_

### BLUE

5 grams Pentobarbital

Time

2-Syringes prepared by \_\_\_\_\_ at \_\_\_\_\_

Witnessed by \_\_\_\_\_

Saline

1-Syringe prepared by \_\_\_\_\_ at \_\_\_\_\_

Witnessed by \_\_\_\_\_



**DAY OF EXECUTION – LETHAL INJECTION EXECUTION RECORDER**  
**CHECKLIST**

Inmate Name \_\_\_\_\_ Inmate # \_\_\_\_\_

Date \_\_\_\_\_

**TIME**

\_\_\_\_\_ Report to designated area for final briefing

\_\_\_\_\_ Extraction Team and IV Team report to Administrative Lieutenants office. IV Team sets up IV system.

\_\_\_\_\_ Physician in place

\_\_\_\_\_ IV Team in place (EMTs and Officers)

\_\_\_\_\_ Medical Examiner in place

\_\_\_\_\_ Team Leader in place

\_\_\_\_\_ Check blinds and curtains

\_\_\_\_\_ Advise Escort Officer to transport Official Witnesses to Parole Room

\_\_\_\_\_ Advised by Escort Officer that Official Witnesses are in Parole Room

\_\_\_\_\_ Advise Escort Officers (2) to escort Victim's Witnesses to Viewing Room

\_\_\_\_\_ Advised by Escort Officers (2) that Victim's Witnesses are in place

\_\_\_\_\_ Warden or designee checks to ensure execution is to proceed

\_\_\_\_\_ Gurney positioned in Death Watch Area

\_\_\_\_\_ Extraction Team enters and secures offender to gurney

\_\_\_\_\_ Advise Escort Officer to transport Official Witnesses to Death Watch vestibule

\_\_\_\_\_ Advised by Escort Officer that Official Witnesses are in the vestibule

\_\_\_\_\_ IV Team enters the Execution Chamber

\_\_\_\_\_ IV Team exits the Execution Chamber

\_\_\_\_\_ Advise Escort Officer to "Transport Official Witnesses in place"

Recorder's Initial \_\_\_\_\_



**DAY OF EXECUTION – LETHAL INJECTION EXECUTION RECORDER**  
**CHECKLIST (continued)**

Inmate Name \_\_\_\_\_ Inmate # \_\_\_\_\_

Date \_\_\_\_\_

**TIME**

\_\_\_\_\_ Advised by Escort Officer that "Witnesses are in place"

\_\_\_\_\_ Warden checks with Command Center to proceed

\_\_\_\_\_ Warden orders blinds opened, closed circuit TV activated and audio activated for viewing rooms.

\_\_\_\_\_ Warden asks offender for any last comments

\_\_\_\_\_ Warden orders Execution Team to proceed

\_\_\_\_\_ Lethal Injection process completed

\_\_\_\_\_ Blinds and curtains closed and closed circuit TV deactivated

\_\_\_\_\_ Physician enters the Execution Chamber

\_\_\_\_\_ Physician pronounces death – exact time

\_\_\_\_\_ Audio deactivated to witness rooms

\_\_\_\_\_ Advise Escort Officers (2) to remove Victims Witnesses

\_\_\_\_\_ Advise Commissioner or designee in Command Center that execution is completed

\_\_\_\_\_ Physician and EMTs depart

\_\_\_\_\_ Medical Examiner escorted to chamber to take possession of body. Pictures will be taken of body and Execution Chamber prior to removal of body

\_\_\_\_\_ Advised by Escort Officer (2) Victims Witnesses are at Checkpoint

\_\_\_\_\_ Advise Escort Officer to remove Official Witnesses

\_\_\_\_\_ Advised by Escort Officer that Official Witnesses are at Checkpoint

\_\_\_\_\_ The body removed from the institution

Recorder's Initial \_\_\_\_\_

**DAY OF EXECUTION - LETHAL INJECTION EXECUTION RECORDER**  
**CHECKLIST (continued)**

Inmate Name \_\_\_\_\_ Inmate # \_\_\_\_\_

Date \_\_\_\_\_

Offender's Comments if any:

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\_\_\_\_\_  
Lethal Injection Recorder

\_\_\_\_\_  
Date

\_\_\_\_\_  
Warden

\_\_\_\_\_  
Date

# LETHAL INJECTION CHEMICAL ADMINISTRATION RECORD

Inmate Name \_\_\_\_\_ Inmate # \_\_\_\_\_

Date \_\_\_\_\_

## SET 1 (Red)

	Chemical	Time Begin
Syringe 1	Pentobarbital	_____
Syringe 2	Pentobarbital	_____
Syringe 3	Saline	_____
		End Time _____

Recorder Signature \_\_\_\_\_

Warden \_\_\_\_\_

# LETHAL INJECTION CHEMICAL ADMINISTRATION RECORD

Inmate Name \_\_\_\_\_ Inmate # \_\_\_\_\_

Date \_\_\_\_\_

SET 2 (Blue)

	Chemical	Time Begin
Syringe 1	Pentobarbital	_____
Syringe 2	Pentobarbital	_____
Syringe 3	Saline	_____

End Time \_\_\_\_\_

Recorder Signature \_\_\_\_\_

Warden \_\_\_\_\_

State of Tennessee

DEPARTMENT OF CORRECTION

News Release

The Department of Correction reports that pursuant to the order of the Tennessee Supreme Court and in accordance with state law, the capital punishment sentence of \_\_\_\_\_ has been carried out.

Time of execution was \_\_\_\_\_ am/pm on \_\_\_\_\_  
(date)

\_\_\_\_\_ was pronounced dead by attending  
(Inmate's name)  
physician at \_\_\_\_\_ am/pm.

## Affidavit Concerning Method of Execution

Under Tennessee law, you have the right to have your execution carried out by lethal injection. You also have the option of waiving this right and choosing electrocution as the method of your execution. The purpose of this affidavit is to allow you an opportunity to either waive your right to have your execution carried out by lethal injection or to decline to waive that right. Failure to complete this form will result in the execution being carried out by lethal injection. You will not be given another opportunity to waive your right to have your execution carried out by lethal injection. If you waive your right to have your execution carried out by lethal injection, you may rescind that waiver by contacting the Warden no later than 14 days prior to the date of the execution and signing a new affidavit to that effect.

I, \_\_\_\_\_, TDOC.# \_\_\_\_\_, make the following choice concerning the method of my execution:

\_\_\_\_\_ I waive the right to have my execution carried out by lethal injection and choose to be executed by electrocution.

\_\_\_\_\_  
Signature of Inmate

\_\_\_\_\_ I have been given the opportunity to waive my right to have my execution carried out by lethal injection and I decline to waive that right.

\_\_\_\_\_  
Signature of Inmate

I certify that I presented this Affidavit Concerning Execution to inmate \_\_\_\_\_, TDOC No. \_\_\_\_\_, and

\_\_\_\_\_ The inmate refused to sign.

\_\_\_\_\_ I witnessed the inmate sign this affidavit.

\_\_\_\_\_  
Signature of Warden/Designee

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission expires \_\_\_\_\_.



STATE OF TENNESSEE  
DEPARTMENT OF CORRECTION  
4<sup>th</sup> FLOOR RACHEL JACKSON BLDG.  
320 SIXTH AVENUE NORTH  
NASHVILLE, TENNESSEE 37243-0465

## APPLICATION FOR NEWS MEDIA REPRESENTATIVE TO ATTEND AN EXECUTION OF A SENTENCE OF DEATH

Name of Inmate under Sentence of Death \_\_\_\_\_

Name of News Media Outlet \_\_\_\_\_

Name of News Media Representative \_\_\_\_\_

Mailing Address \_\_\_\_\_

Phone \_\_\_\_\_ Fax \_\_\_\_\_

E-Mail Address \_\_\_\_\_

Indicate the news media pool to which the applicant news media agency is to be assigned.

\_\_\_\_\_ News Media Agency (print, radio or television) in the county where the offense occurred (if print, also designate Metro or Community below)

\_\_\_\_\_ Associated Press

\_\_\_\_\_ Metro Print Media Agency

\_\_\_\_\_ Community Print News Media Agency

\_\_\_\_\_ Other Television News Media Agency

\_\_\_\_\_ Other Radio News Media Agency

**PLEASE NOTE:** The Department will accept only one (1) application from each news media agency. A person may be named as a News Media Agency Representative on only one (1) application. No news media agency representative selected to witness the execution of a sentence of death shall have exclusive rights to the story. Immediately after the execution of the death sentence is complete, all media representative witness shall make themselves available for a news conference for other news media representatives not selected to attend the execution. Submission of an application constitutes acceptance of this condition.



RULES  
OF  
DEPARTMENT OF CORRECTION  
ADULT SERVICES DIVISION

CHAPTER 0420-3-4  
SELECTION OF NEWS MEDIA AGENCY REPRESENTATIVES TO ATTEND  
AN EXECUTION OF A DEATH SENTENCE

TABLE OF CONTENTS

0420-3-4-.01	Preface	0420-3-4-.04	Application and Selection Process
0420-3-4-.02	Applicability	0420-3-4-.05	Witness Guidelines
0420-3-4-.03	Definitions		

**0420-3-4-.01 PREFACE**

Under the authority of T.C.A. §40-23-116, the Department of Correction is authorized to promulgate rules that establish criteria for the selection of news media representatives to attend an execution of a sentence of death.

*Authority: T.C.A. §40-23-116. Administrative History: Original rule filed July 28, 1999; November 29, 1999. Repeal and new rule filed November 22, 2000; effective February 6, 2001.*

**0420-3-4-.02 APPLICABILITY**

Pursuant to the authority of T.C.A. §40-23-116, these rules shall apply to all news media agencies and their representatives.

*Authority: T.C.A. §40-23-116. Administrative History: Original rule filed July 28, 1999; November 29, 1999. Repeal and new rule filed November 22, 2000; effective February 6, 2001.*

**0420-3-4-.03 DEFINITIONS**

- (1) Community Print News Media Agency: A Print News Media Agency other than a Metro Print News Media Agency.
- (2) General Interest and Coverage: The handling of a broad range of spot news such as traffic accidents, fires, disasters, governmental events, as well as economic, business, social, sports, and human interest news.
- (3) Metro Print News Media Agency: A Print News Media Agency which maintains a full-time presence at the state Capitol, covering day-to-day operations of state government.
- (4) News Media Agency: A Print, Radio or Television News Media Agency or The Associated Press.
- (5) News Media Agency Representative: A person Regularly Employed by a News Media Agency and designated by such News Media Agency to attend and witness an execution of a death sentence on behalf of the News Media Agency.
- (6) Print News Media Agency: A newspaper of general circulation, bearing a title or name, regularly issued at least as frequently as once a week for a definite price, having second class mailing privilege, being not less than four (4) pages, published continuously during the immediately preceding one-year period, which is published for the dissemination of news of general interest, coverage and circulation in an area within Tennessee.

February, 2001 (Revised)

1

SELECTION OF NEWS MEDIA AGENCY REPRESENTATIVES  
TO ATTEND AN EXECUTION OF A DEATH SENTENCE

CHAPTER 0420-3-4

(Rule 0420-3-4-.03, continued)

- (7) **Radio News Media Agency:** The Tennessee Radio Network or a radio broadcast station which regularly disseminates news of general interest and coverage and has either its city of license (as determined by the federal government) or broadcast transmitter located in Tennessee.
- (8) **Regularly Employed:** Employed on a consistent, continuing basis and not solely for the purpose of witnessing an execution of a sentence of death or otherwise on a temporary or short-term basis.
- (9) **Television News Media Agency:** A television broadcast station which regularly disseminates news of general interest and coverage and has either its city of license (as determined by the federal government) or broadcast transmitter located in Tennessee.
- (10) **Warden:** Warden of the Riverbend Maximum Security Institution.

*Authority: T.C.A. § 40-23-115; § 40-23-116. Administrative History: Original rule filed November 22, 2000; effective February 6, 2001.*

0420-3-4-.04 APPLICATION AND SELECTION PROCESS

- (1) The selection of News Media Agency Representatives shall be by drawing to be held at Riverbend Maximum Security Institution, 7475 Cockrill Bend Industrial Road, Nashville, Tennessee.
- (2) The Public Information Office of the Department of Correction shall notify all News Media Agencies of a scheduled drawing through issuance of an advisory to the Associated Press. An announcement will also be published in the Tennessee Administrative Register; provided, however, in the event the Department has insufficient advance notice of an execution date to meet publication deadlines for the Tennessee Administrative Register, the announcement shall be issued as soon as practicable after the Department receives notice of the execution date.
- (3) The advisory and announcement shall include the following:
  - (a) Deadline date, time and location for receiving applications from a News Media Agency desiring to be included in the open drawing to witness the execution of the death sentence.
  - (b) Date, time, and location where the open drawing will take place.
- (4) To be eligible for the drawing, a News Media Agency shall submit an application on a form provided by the Department of Correction on or before the deadline specified in the advisory and/or notice. The applicant agency shall designate its News Media Agency Representative and the news media pool for which it qualifies under these rules. The Department will accept only one (1) application from each News Media Agency. A person may be named as a News Media Agency Representative on only one (1) application.
- (5) The Warden or designee shall assign an identifying number to each application received. Prior to the commencement of the drawing the Warden or designee shall post a list containing the News Media Agency name, News Media Agency Representative name, number and assigned category of each application which meets the requirements set forth in this rule.
- (6) **Procedure for Drawing:**
  - (a) From those applications received which meet the requirements set forth in this rule, a total of seven (7) News Media Agencies shall be selected. The agencies shall be selected from the following categories in the following order:
    - 1. The Associated Press (one application);

February, 2001 (Revised)

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SELECTION OF NEWS MEDIA AGENCY REPRESENTATIVES  
TO ATTEND AN EXECUTION OF A DEATH SENTENCE

CHAPTER 0420-3-4

(Rule 0420-3-4-.04, continued)

2. One News Media Agency in the county where the offense occurred;
  3. One Metro Print News Media Agency;
  4. One Community Print News Media Agency;
  5. Two Television News Media Agencies; and
  6. One Radio News Media Agency.
- (b) In the event more than one qualifying application is received for category (a)(ii), the applications not selected in that category shall be reassigned to appropriate categories.
- (c) If one or more categories cannot be filled due to an insufficient number of qualifying applications in the category, qualifying applications remaining after all other selections have been made shall be combined into one selection pool from which an application shall be drawn to fill each unfilled position.
- (d) After seven (7) News Media Agency Representatives have been selected through the process set out in (a) through (c), all remaining applications shall be combined into one selection pool from which a first alternate and a second alternate shall be drawn. Alternates shall be allowed, in order of selection, to substitute for a News Media Agency Representative selected as a witness who is unable to attend and witness the execution of a death sentence.
- (7) After the drawing the Department of Correction shall promptly issue an advisory to the Associated Press identifying the News Media Agency Representatives selected.
- (8) News Media Agency Representatives shall be subject to the approval of the Warden. The Warden may, in the Warden's discretion, disapprove or exclude a witness for reasons of safety or security. No News Media Agency Representative shall be related to the condemned prisoner or the condemned prisoner's victim or victims or have any personal interest in the case. News Media Agency Representatives must be eighteen (18) years of age or older.
- (9) The Department of Correction will allow no substitution of News Media Agencies or News Media Agency Representatives.
- (10) In the event the execution does not take place within one (1) year of the date of the drawing, the Commissioner, in the Commissioner's sole discretion, may cancel the result of a drawing and, if necessary, direct that a new drawing be held.

*Authority: T.C.A. § 40-23-116. Administrative History: Original rule filed November 22, 2000; effective February 6, 2001.*

0420-3-4-.05 WITNESS GUIDELINES

- (1) No News Media Agency Representative allowed to witness the execution of a death sentence shall have exclusive rights to the story. Immediately after the execution of the death sentence is complete, all News Media Agency Representatives shall make themselves available for a news conference of other news media representatives and shall remain at the news conference until it is completed.
- (2) The news conference shall be held at a location designated by the warden immediately following the execution.

February, 2001 (Revised)

SELECTION OF NEWS MEDIA AGENCY REPRESENTATIVES  
TO ATTEND AN EXECUTION OF A DEATH SENTENCE

CHAPTER 0420-3-4

(Rule 0420-3-4-.05, continued)

- (3) Photographic or recording equipment are prohibited at the execution site during the execution.
- (4) News Media Agency Representatives shall abide by all departmental and institutional rules and policies, and the directives of authorized staff. Failure of a witness to do so may result in the witness being excluded and/or removed from the premises. The News Media Agency Representative and the News Media Agency being represented shall be ineligible to attend future executions without the specific approval of the Commissioner.

*Authority: T.C.A. § 40-23-116. Administrative History: Original rule filed November 22, 2000; effective February 6, 2001.*

**Affidavit to Select Defense Counsel Witness to Execution**

Under Tennessee law, TCA 40-23-116, you may select one (1) defense counsel to witness your scheduled upcoming execution. The Department of Correction needs to know who you are selecting to be your witness.

\_\_\_\_\_  
I, \_\_\_\_\_, TDOC# \_\_\_\_\_, select the  
following defense counsel witness: \_\_\_\_\_

\_\_\_\_\_  
Signature of Inmate

\_\_\_\_\_  
Date

\_\_\_\_\_  
I certify that I presented this Affidavit to Select Defense Counsel Witness to Execution to inmate

\_\_\_\_\_, TDOC# \_\_\_\_\_, and

\_\_\_\_\_ The inmate refused to sign.

\_\_\_\_\_ I witnessed the inmate sign this affidavit.

\_\_\_\_\_  
Signature of Warden/Designee

\_\_\_\_\_  
Date

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Notary Public My Commission expires \_\_\_\_\_





TENNESSEE DEPARTMENT OF CORRECTION  
 RIVERBEND MAXIMUM SECURITY INSTITUTION  
 LETHAL INJECTION CHEMICAL BIN CARD

LETHAL INJECTION CHEMICAL BIN CARD

CHEMICAL NAME: \_\_\_\_\_ REFERENCE NUMBER: \_\_\_\_\_

UNIT OF ISSUE: \_\_\_\_\_ LOCATION: \_\_\_\_\_

[illegible]

GA-

Side 1 of 2

RDA

**AGREEMENT BETWEEN  
RIVERBEND MAXIMUM SECURITY INSTITUTION  
TENNESSEE DEPARTMENT OF CORRECTION  
AND \_\_\_\_\_, PHARMACIST**

This agreement is made by the Riverbend Maximum Security Institution, a facility of Tennessee Department of Correction, hereinafter referred to as TDOC, and \_\_\_\_\_, hereinafter referred to as the Pharmacist.

In consideration of the mutual promises herein contained, the parties have agreed and do hereby enter into this agreement according to the provisions set out herein.

**I. OBLIGATIONS OF SERVICE PROVIDER:**

The Pharmacist agrees to perform the following services:

1. Provide the drug(s) necessary to carry out an execution by lethal injection;
2. Compound the drug(s) necessary to carry out an execution in a clean, sterile environment;
3. Arrange for independent testing of the compounded solution for potency, sterility, and endotoxins;
4. Perform all services rendered under this agreement in accordance professional standards and requirements under state and federal law;
5. Submit invoices within thirty (30) days after rendering services to: TDOC Fiscal Director, Rachel Jackson Building, 6<sup>th</sup> Floor, 320 6<sup>th</sup> Avenue North, Nashville, Tennessee 37243; and
6. Maintain confidentiality of all records in accordance with state and federal law and TDOC policy.

**II. OBLIGATIONS OF TDOC:**

The TDOC agrees to the following:

1. Notify the Pharmacist when services are needed;
2. Compensate the Pharmacist for each execution in which the Pharmacist's services are used, which sum includes but is not limited to the cost of the drug(s) used and the required testing as set forth in Section I.3. of this agreement;



3. Pay an annual fee to the Pharmacist in the amount of \$5000.00 (five thousand dollars); and
4. Process payment for services rendered upon receipt of invoice from Pharmacist.

### **III. ADDITIONAL PROVISIONS:**

The parties further agree that the following shall be essential terms and conditions of this agreement:

1. This agreement shall be effective immediately upon acceptance and signing by both parties and shall remain in effect until terminated by either party.
2. This agreement may be terminated by either party by giving written notice to the other party at least 30 days in advance. In that event, the Pharmacist shall be entitled to receive just and equitable compensation for any satisfactory, authorized work completed as of the termination date.
3. Notwithstanding the notice requirement set forth in Section III.2. of this agreement, if the Pharmacist violates any term(s) of this agreement or otherwise fails to perform his obligations under this agreement, TDOC shall have the right to immediately terminate the agreement and withhold payments in excess of fair compensation for completed services. The Pharmacist shall not be relieved of liability to TDOC for damages sustained by virtue of any breach of this agreement by the Pharmacist.
4. This agreement may be modified only by written agreement executed by all parties.
5. The Pharmacist shall maintain documentation for all costs and expenses authorized and incurred under this agreement.
6. The Attorney General's office will represent or provide representation to the Pharmacist in any civil lawsuit filed against Pharmacist for his acts or omissions arising out of and within the scope and course of this agreement except for willful, malicious or criminal acts or omissions or for acts or omissions done for personal gain. Any civil judgment leveled against Pharmacist arising out of the Pharmacist's acts or omissions pursuant to this agreement will be reimbursed by the State in accordance with the terms of § 9-8-112. The Attorney General's office will advocate before the Board of Claims for full payment of any judgment against the Pharmacist arising out of a civil lawsuit in which the Attorney General's office represents or provides representation to the Pharmacist.

IN WITNESS WHEREOF:

\_\_\_\_\_  
\_\_\_\_\_  
PHARMACIST

\_\_\_\_\_  
Date

\_\_\_\_\_  
DERRICK D. SCHOFIELD  
COMMISSIONER  
TENNESSEE DEPARTMENT OF CORRECTION

\_\_\_\_\_  
Date