

NPS-8B

OMB No. 1121-0030: Approval Expires 09/30/2010

RETURN
TO

DSD - Crime Surveys Branch
NPS-8
U.S. CENSUS BUREAU
4600 Silver Hill Rd - Stop 8400
Washington, DC 20233-8400

FORM **NPS-8B**
(10-14-2008)

**STATUS OF
DEATH PENALTY STATUTES
NO STATUTE IN FORCE, 2007
National Prisoner Statistics
2008**

U.S. DEPARTMENT OF JUSTICE
BUREAU OF JUSTICE STATISTICS
and ACTING AS COLLECTING AGENT
U.S. DEPARTMENT OF COMMERCE
Economics and Statistics Administration
U.S. CENSUS BUREAU

(Please correct any error in name, mailing address, and ZIP Code)

DATA SUPPLIED BY

Name				Title		
TELEPHONE	Area code	Number	Extension	FAX NUMBER	Area code	Number
E-MAIL ADDRESS						Date completed

GENERAL INFORMATION

- If you need assistance in completing the questionnaire, please call **Nicole Butler**, U.S. Census Bureau, toll-free at **1-800-221-1829**.
- Please mail your completed questionnaire to the **U.S. Census Bureau** in the enclosed envelope before **February 6, 2009**, or FAX **both sides** to **1-301-763-3930**.

Who receives this form?

This form is sent to jurisdictions that had no capital statute in effect on December 31, 2007.

What information is collected?

Items on the reverse side of this form relate to death penalty statutes in your jurisdiction during the period **January 1, 2008, through December 31, 2008**.

Burden statement

Under the Paperwork Reduction Act, we cannot ask you to respond to a collection of information unless it displays a currently valid OMB control number. Public reporting burden for this collection of information is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspects of this collection of information, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, Washington, DC 20531; and to the Office of Management and Budget, OMB No. 1121-0030, Washington, DC 20503.

1. National Prisoner Statistics (NPS) records show that at the end of 2007 your State had NO CAPITAL PUNISHMENT STATUTE. At any time in 2008 was such a law established?

- No – Go to Question 4
- Yes

Effective date

Citation

Please provide a copy of the law.

2. During 2008, was that law explicitly struck by the U.S. or State Supreme Court?

- No – Go to Question 5
- Yes
 - Wholly struck
 - By U.S. Supreme Court
 - By State Supreme Court
 - Partially struck
 - By U.S. Supreme Court
 - By State Supreme Court

Effective date

Citation

Please provide a copy of the decision.

3. In the opinion of the Attorney General, what was the impact on persons sentenced under your State's statute?

- All were effectively removed from under sentence of death as of the decision date; that is, legally these persons could not be executed under that sentence.
- None were effectively removed from under sentence of death as of the decision date; that is, legally these persons could still possibly be executed under that sentence.
- Some were effectively removed from under sentence of death as of the decision date while others were not; that is, legally some could still possibly be executed under that sentence while others could not.

4. As of December 31, 2008, does your State CONSTITUTION specifically prohibit capital penalties?

- No
- Yes

Date

Citation

5. As of December 31, 2008, your State –

- Had no capital punishment statute – STOP HERE and return form.
- Had a capital punishment statute

6. For what offenses can the death penalty be imposed in your State?

7. Does your State provide for automatic appeal upon imposition of the death penalty, irrespective of the defendant's wishes?

- No
- Yes

8. What is the minimum age at which persons can be sentenced to death in your State?

Age

9. What methods of execution are authorized in your capital punishment statute?

Mark (X) all that apply.

- Lethal injection
- Electrocution
- Lethal gas
- Hanging
- Firing squad
- Other – Specify ↗