



IN THE SUPREME COURT OF ALABAMA

January 12, 2023

ORDER

IT IS ORDERED that Rule 8(d)(1), Alabama Rules of Appellate Procedure, be amended to read in accordance with the appendix to this order;

IT IS FURTHER ORDERED that the amendment to Rule 8(d)(1) is effective immediately;

IT IS FURTHER ORDERED that the following note from the reporter of decisions be added to follow Rule 8:

"Note from the reporter of decisions: The order amending Rule 8(d)(1), Alabama Rules of Appellate Procedure, effective January 12, 2023, is published in that volume of Alabama Reporter that contains Alabama cases from __ So. 3d."

Parker, C.J., and Bolin, Shaw, Sellers, Mendheim, Stewart, and Mitchell, JJ., concur.

Witness my hand and seal this 12th day of January, 2023.

Megan B. Rhodebeck

**Clerk of Court,
Supreme Court of Alabama**

FILED
January 12, 2023
Clerk of Court
Supreme Court of Alabama



IN THE SUPREME COURT OF ALABAMA

January 12, 2023

APPENDIX

Rule 8(d)(1), Ala. R. App. P.

(1) Death. When pronouncing a sentence of death, the trial court shall not set an execution date, but it may make such orders concerning the transfer of the inmate to the prison system as are necessary and proper. The supreme court shall at the appropriate time enter an order authorizing the Commissioner of the Department of Corrections to carry out the inmate's sentence of death within a time frame set by the governor, which time frame shall not begin less than 30 days from the date of the order, and it may make other appropriate orders upon disposition of the appeal or other review. The supreme court's order authorizing the Commissioner of the Department of Corrections to carry out the inmate's sentence of death shall constitute the execution warrant.