

Gov. Atiyeh submits death penalty bill

SALEM (AP) — Measures sought by Gov. Vic Atiyeh to restore the death penalty in Oregon were introduced Monday in the Oregon House.

A bill, HB2294, would allow capital punishment by lethal injection for aggravated murder. A companion measure that would require voter approval, HJR3, would amend the state constitution to specifically permit the death penalty.

The lawmakers could pass a death penalty law without seeking voter approval. But that poses the risk that a court could overturn the law on grounds that it violated the Oregon Constitution. That's what the state Supreme Court did in 1981 in striking down a death penalty measure approved by voters in 1978.

Aggravated murder includes the killing of peace officers, prison guards, judges or other court employees, multiple or repeat murders, murder for hire, murders involving torture and slayings following escape from prison or jail.

If approved by the Legislature, the proposed constitutional amendment would be on the May 1984 primary election ballot or at an earlier statewide special election if one was held.

The state Supreme Court overturned the capital punishment law two years ago because it allowed judges alone to impose the death sentence. The court said that violated constitutional provisions guaranteeing defendants the right to a jury trial on factual issues.

The bill backed by Atiyeh would have juries decide, at separate sentencing hearings following convictions, whether capital punishment should be imposed.

A death penalty bill was introduced in the House in the 1981 legislative session, but it never got out of committee.

The last execution in Oregon was in 1962.

Another bill introduced Monday, HB2292, called for the reduction of the State Board of Forestry from 18 to 12 members, at the request of the governor.

This hospital treats patients with four legs, tails and flies

CORVALLIS (AP) — When the "patient" weighs 1,200 pounds, a lot of team effort is needed.

The operating room is scrubbed and ready, and anesthesiologist Thomas Riebold makes the final adjustments on the respirator that will do the breathing for the patient during surgery.

Enter Hippo, a 1,200 pound stallion owned by J.L. Cogburn and Poor Boy Stables of Springfield.

Unlike human patients, Hippo walks into the operating room under his own power, led by his surgeon, Dr. Andris Kaneps.

"Easy buddy, easy now," says Kaneps.

The operating room is at the Oregon State University School of Veterinary Medicine. It will award its first doctoral degrees this spring to more than 30 people.

During the final year in the three-year graduate program, students go through intensive, four-week surgical programs.

Court grants execution stay

HUNTSVILLE, Texas (AP) — Thomas Andy Barefoot, less than 12 hours from becoming the second Texas inmate to die by lethal injection in as many months, was spared Monday when U.S. Supreme Court justices granted a stay.

The justices said they intended to use Barefoot's case to decide how federal courts should handle emergency death penalty appeals.

The court will hear arguments in his case April 26, but a decision might not be announced until July.

Barefoot, 37, a convicted killer scheduled for execution Tuesday morning, was elated when a prison chaplain told

him about the stay, saying the Lord had answered his prayers, prison officials said.

"He was not crying," said spokesman Rick Hartley. "But he was on the verge. Other than that he was basically speechless."

Barefoot was to be the seventh U.S. prison inmate executed since 1967. Charles Brooks Jr., the first Texas inmate to be executed since 1964, was the only inmate among the seven to die by lethal injection when he was executed here Dec. 7.

Barefoot was sentenced to die for the Aug. 7, 1978, shooting death of police officer Carl Levin, 31.

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