

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 291, Page 22, Section 190.462, Line 44, by inserting after said section and line the
3 following:
4

5 "217.697. 1. Notwithstanding any other provision of law, any offender who:
6 (1) Is incarcerated in a correctional facility after being sentenced by a court of this state;
7 (2) Is serving a sentence of life without parole for a minimum of fifty years or more and
8 who was sentenced under section 565.008 for an offense committed prior to October 1, 1984;
9 (3) Is sixty-five years of age or older;
10 (4) Has no felony conviction for a dangerous felony, as defined under section 556.061, prior
11 to the conviction for which he or she is currently incarcerated; and
12 (5) Is not a convicted sex offender
13

14 shall receive a parole hearing upon serving thirty years or more of his or her sentence.

15 2. During the parole hearing required under subsection 1 of this section, the parole board
16 shall determine whether there is a reasonable probability the offender shall live and remain at liberty
17 without violating the law upon release. If the board determines a reasonable probability exists, the
18 offender shall be eligible for release upon a finding that the offender has:

- 19 (1) A record of good conduct while incarcerated;
20 (2) Demonstrated self-rehabilitation while incarcerated;
21 (3) A workable parole plan, including community and family support;
22 (4) An institutional risk factor score no higher than one; and
23 (5) A mental health score of one, two, or three.

24 3. Any offender granted parole under this section shall be subject to a minimum of five
25 years of supervision by the board of probation and parole upon release.

26 4. Nothing in this section shall diminish the consideration of parole under any other
27 provision of law applicable to the offender or the responsibility and authority of the governor to
28 grant clemency, including pardons and commutation of sentences if necessary or desirable."; and
29

30 Further amend said bill by amending the title, enacting clause, and intersectional references
31 accordingly.

Action Taken _____ Date _____