

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND Senate Committee Substitute for Senate Bill No. 91, Page 1, Section A, Line 3, by  
2 inserting after said section and line the following:

3  
4 "558.031. 1. A sentence of imprisonment shall commence when a person convicted of an  
5 offense in this state is received into the custody of the department of corrections or other place of  
6 confinement where the offender is sentenced.

7 2. Such person shall receive credit toward the service of a sentence of imprisonment for all  
8 time in prison, jail, or custody after [the offense occurred] conviction and before the commencement  
9 of the sentence, when the time in custody was related to that offense, and the circuit court may,  
10 when pronouncing sentence, award credit for time spent in prison, jail, or custody after the offense  
11 occurred and before conviction toward the service of the sentence of imprisonment, except:

12 (1) Such credit shall only be applied once when sentences are consecutive;

13 (2) Such credit shall only be applied if the person convicted was in custody in the state of  
14 Missouri, unless such custody was compelled exclusively by the state of Missouri's action; and

15 (3) As provided in section 559.100.

16 [2-] 3. The officer required by law to deliver a person convicted of an offense in this state to  
17 the department of corrections shall endorse upon the papers required by section 217.305 both the  
18 dates the offender was in custody and the period of time to be credited toward the service of the  
19 sentence of imprisonment, except as endorsed by such officer.

20 [3-] 4. If a person convicted of an offense escapes from custody, such escape shall interrupt  
21 the sentence. The interruption shall continue until such person is returned to the correctional center  
22 where the sentence was being served, or in the case of a person committed to the custody of the  
23 department of corrections, to any correctional center operated by the department of corrections. An  
24 escape shall also interrupt the jail time credit to be applied to a sentence which had not commenced  
25 when the escape occurred.

26 [4-] 5. If a sentence of imprisonment is vacated and a new sentence imposed upon the  
27 offender for that offense, all time served under the vacated sentence shall be credited against the  
28 new sentence, unless the time has already been credited to another sentence as provided in  
29 subsection 1 of this section.

30 [5-] 6. If a person released from imprisonment on parole or serving a conditional release  
31 term violates any of the conditions of his or her parole or release, he or she may be treated as a  
32 parole violator. If the board of probation and parole revokes the parole or conditional release, the  
33 paroled person shall serve the remainder of the prison term and conditional release term, as an  
34 additional prison term, and the conditionally released person shall serve the remainder of the  
35 conditional release term as a prison term, unless released on parole.

36 7. The provisions of subsection 2 of this section as enacted on August 28, 2021, shall be

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

- 1 applicable to offenses occurring on or after August 28, 2021."; and
- 2
- 3 Further amend said bill by amending the title, enacting clause, and intersectional references
- 4 accordingly.