

HOUSE AMENDMENT NO. ____
TO
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Offered By

AMEND House Amendment No. ____ to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 834, Page 17, Line 24, by inserting after all of said line the following:

"Further amend said bill, Page 3, Section 217.670, Line 28, by inserting after said section and line the following:

"217.697. 1. Notwithstanding any other provision of law, any offender who:

(1) Is incarcerated in a correctional facility after being sentenced by a court of this state;

(2) Is serving a sentence of life without parole for a minimum of fifty years or more and whose term of life imprisonment is not for the duration of his or her natural life;

(3) Is sixty-five years of age or older;

(4) Has no felony conviction for a dangerous felony, as defined under section 556.061, prior to the conviction for which he or she is currently incarcerated unless the prior conviction arose out of the same transaction or occurrence; and

(5) Is not a convicted sex offender

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

2. Parole hearings shall be in accordance with section 217.690.

3. Prior to a parole hearing, the family of the victim in the underlying offense shall be given an opportunity to offer its opinion on whether the offender should be eligible for parole. In order for the offender to receive a hearing, the victim's family must be either in agreement or in a neutral position on whether the offender should be released. For purposes of this subsection, "family of the victim" or "victim's family" shall include the victim's parents or guardians, siblings, children, and grandparents.

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

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

THIS AMENDMENT AMENDS 3494H10.62X

Action Taken _____ Date _____