

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill
2 No. 834, Page 12, Section 548.241, Line 10, by inserting after said section and line the following:
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4 "558.041. 1. Any offender committed to the department of corrections, except those persons
5 committed pursuant to subsection 7 of section 558.016, or subsection 3 of section 566.125, [may] shall
6 receive additional credit in terms of days spent in confinement ~~[upon recommendation for such credit by the~~
7 ~~offender's institutional superintendent when]~~ if the offender meets the requirements for such credit as
8 provided in subsections 3 [and], 4, 6, and 8 of this section. Good time credit may be rescinded by the director
9 or his or her designee pursuant to the divisional policy issued pursuant to subsection 3 of this section.

10 2. Any credit extended to an offender shall only apply to the sentence which the offender is currently
11 serving.

12 3. The director of the department of corrections shall issue a policy for awarding credit~~[.]~~ as follows:

13 (1) The policy [may] shall reward an [inmate] offender who has served his or her sentence in an
14 orderly and peaceable manner and has taken advantage of the rehabilitation programs available to him or
15 her~~[.]~~;

16 (2) Any violation of major institutional rules ~~[or]~~, the laws of this state, or the accumulation of minor
17 violations exceeding six within a calendar year may result in the loss of all or a portion of any credit earned
18 by the [inmate] offender pursuant to this section; except that, credit accrued in previous years shall not be
19 lost;

20 (3) The policy shall specify the programs or activities for which credit may be earned under this
21 section, the criteria for determining productive participation in, or completion of, the programs or activities,
22 and the criteria for awarding credit.

23 4. The department shall cause the policy to be published in the code of state regulations.

24 5. ~~[No rule or portion of a rule promulgated under the authority of this chapter shall become~~
25 ~~effective unless it has been promulgated pursuant to the provisions of section 536.024.]~~ No person
26 committed to the department who is sentenced to death shall be eligible for good time credit.

27 6. (1) Each offender shall receive a deduction of sixty days from his or her sentence by being
28 awarded the following specified monthly credits:

29 (a) For the offender's participation in any work program;

30 (b) For the offender's successful completion of high school, or for the offender who has obtained his

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1 or her diploma or equivalent general education diploma;

2 (c) For the offender's successful completion of an alcohol or drug abuse treatment program;

3 (d) For the offender's successful completion of each restorative justice program;

4 (e) For the offender's successful completion of each mental health or rehabilitation program not
5 specified in this section;

6 (f) For the offender's successful completion of vocational training; and

7 (g) For the offender's successful completion of other educational accomplishments or other programs
8 not specified in this section.

9 (2) For purposes of this subsection, "credit earned" means good time credit awarded to an offender
10 and each credit shall be calculated to be a period of one day.

11 (3) An offender who has successfully completed any of the programs under subdivision (1) of this
12 subsection prior to August 28, 2022, shall be awarded credit or credits as outlined under this subsection and
13 upon proper verification of programs completed.

14 7. The accumulated credit of every offender shall be tallied monthly and maintained by the
15 institution where the term of imprisonment is being served. A record of such credit accumulated shall be:

16 (1) Sent to the records office of the department on a quarterly basis;

17 (2) Forwarded to the division of probation and parole; and

18 (3) Provided to the offender.

19 8. The provisions of this section shall apply only to offenses occurring after January 1, 1979.

20 9. Nothing in this section shall be construed to entitle any offender to early discharge and the parole
21 board shall retain discretion pursuant to section 217.690 on all decisions regarding discharge under this
22 section.

23 10. Offenders sentenced under subsection 2 or 3 of section 558.019 shall be eligible for good time
24 credit. Any good time credit earned shall be subtracted from the offender's minimum eligibility for release
25 date.

26 11. The department of corrections shall promulgate rules to implement the provisions of this section.
27 Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority
28 delegated in this section shall become effective only if it complies with and is subject to all of the provisions
29 of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any
30 of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date,
31 or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking
32 authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void."; and

33
34 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.