

HOUSE AMENDMENT NO. _____
TO
HOUSE AMENDMENT NO. _____

Offered By _____

AMEND House Amendment No. _____ to House Committee Substitute for Senate Bill No. 186,
Page 2, Line 16, by deleting said line and inserting in lieu thereof the following:

"or custody after the offense occurred and before commencement of sentence.

558.041. 1. Any offender committed to the department of corrections, except those persons committed pursuant to subsection 7 of section 558.016, or subsection 3 of section 566.125, ~~may~~ shall receive additional credit in terms of days spent in confinement upon recommendation for such credit by the offender's institutional superintendent when the offender meets the requirements for such credit as provided in subsections 3 and 4 of this section. Good time credit may be rescinded by the director or his or her designee pursuant to the divisional policy issued pursuant to subsection 3 of this section.

2. Any credit extended to an offender shall only apply to the sentence which the offender is currently serving, but any program or activity, as described in subsection 3 of this section, that is completed by an offender prior to August 28, 2023, shall apply retroactively for good time credit.

3. (1) The director of the department of corrections shall issue a policy for awarding credit.

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

(3) Any major conduct violation of institutional rules ~~or~~, violation of the laws of this state ~~may~~, parole revocation, or the accumulation of minor conduct violations exceeding six within a calendar year shall result in the loss of all ~~or a portion of any~~ prior credit earned by the ~~inmate~~ offender pursuant to this section.

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

(5) No offender committed to the department who is sentenced to death or sentenced to life without probation or parole shall be eligible for good time credit.

(6) The department shall award credit of sixty days to any qualifying offender who successfully:

Action Taken _____ Date _____

1 (a) Receives a high school diploma or equivalent, college diploma, or a vocational training
2 certificate as provided under the department's policy;

3 (b) Completes an alcohol or drug abuse treatment program as provided under the
4 department's policy, except that alcohol and drug abuse treatment programs ordered by the court or
5 parole board shall not qualify;

6 (c) Completes one thousand hours of restorative justice; or

7 (d) Completes other programs as provided under the department's policy.

8 (7) Each qualifying program or activity successfully completed shall earn sixty days of
9 credit.

10 (8) Offenders sentenced under subsections 2 and 3 of section 558.019 shall be eligible for
11 good time credit. Any good time credit earned shall be subtracted from the offender's minimum
12 eligibility-for-release date.

13 (9) Nothing in this section shall be construed to require that the offender be released as a
14 result of good time credit. The parole board in its discretion shall determine the date of release.

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

16 ~~5. No rule or portion of a rule promulgated under the authority of this chapter shall become~~
17 ~~effective unless it has been promulgated pursuant to the provisions of section 536.024]~~ Offenders
18 may petition the department to receive credit for programs or activities completed prior to August
19 28, 2023, as specified below:

20 (1) Offenders are eligible to submit petitions from January 1, 2024, to December 31, 2024;

21 (2) Offenders must have completed the program or activity after December 31, 2009; and

22 (3) The provisions of this subsection shall apply retroactively to offenses committed after
23 December 31, 2009.

24 5. No offender committed to the department who is sentenced to death or sentenced to life
25 without probation or parole shall be eligible for good time credit under this section."; and"; and

26
27 Further amend said bill by amending the title, enacting clause, and intersectional references
28 accordingly.

29
30 THIS AMENDS 0436H02.82H.