

FIRST REGULAR SESSION

HOUSE BILL NO. 990

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BLAND MANLOVE.

2155H.01I

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 217, RSMo, by adding thereto one new section relating to correctional facility placement for certain offenders.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 217, RSMo, is amended by adding thereto one new section, to be known as section 217.442, to read as follows:

217.442. 1. For purposes of this section, the term "qualifying offender" means any person who, notwithstanding any other provision of law:

(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, who was sentenced under section 565.008 for an offense committed prior to October 1, 1984, and who has not been sentenced to imprisonment for the duration of his or her natural life without the possibility of probation or parole;

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

(4) Has been diagnosed with a terminal disease or illness or meets the criteria for medical parole;

(5) 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; and

(6) Is not a convicted sex offender.

2. A qualifying offender shall be eligible for transfer to a minimum security level correctional facility upon demonstration of the following:

(1) A record of good conduct while incarcerated;

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 18 **(2) Self-rehabilitation while incarcerated;**
- 19 **(3) An institutional risk factor score no higher than one, which shall be based on**
- 20 **assessment tools used by the department of corrections; and**
- 21 **(4) A mental health score no higher than two.**

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