

**HOUSE AMENDMENT NO. \_\_\_\_\_**  
**TO**  
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**Offered By**

AMEND House Amendment No. \_\_\_\_\_ to House Committee Substitute for House Bill No. 916,  
Page 6, Line 20, by inserting after said section and line the following:

"Further amend said bill, Page 6, Section 492.304, Line 42, by inserting after said section and line  
the following:

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

2. Such person shall receive credit toward the service of a sentence of imprisonment for all  
time in prison, jail or custody after the offense occurred and before the commencement of the  
sentence, when the time in custody was related to that offense. This credit shall be based upon the  
certification of the sheriff as provided in subdivision (3) of subsection 2 of section 217.305 and may  
be supplemented by a certificate of a sheriff or other custodial officer from another jurisdiction  
having held the person on the charge of the offense for which the sentence of imprisonment is  
ordered.

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

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

5. If a sentence of imprisonment is vacated and a new sentence imposed upon the offender  
for that offense, all time served under the vacated sentence shall be credited against the new

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1 sentence, unless the time has already been credited to another sentence as provided in subsection 1  
2 of this section.

3 6. If a person released from imprisonment on parole or serving a conditional release term  
4 violates any of the conditions of his or her parole or release, he or she may be treated as a parole  
5 violator. If the parole board revokes the parole or conditional release, the paroled person shall serve  
6 the remainder of the prison term and conditional release term, as an additional prison term, and the  
7 conditionally released person shall serve the remainder of the conditional release term as a prison  
8 term, unless released on parole.

9 7. ~~[Subsection 2 of this section shall be applicable to offenses for which the offender was~~  
10 ~~sentenced on or after August 28, 2023.]~~ Notwithstanding any other provision of law to the contrary,  
11 credit for time served shall be awarded as provided under subsection 2 of this section regardless of  
12 when an offense occurred. Back credit shall be awarded to any offender who was in custody prior to  
13 August 28, 2023, who did not receive credit toward the service of a sentence of imprisonment for all  
14 time in prison, jail, or custody after an offense occurred and before the commencement of the  
15 sentence, when the time in custody was related to that offense.

16 8. The total amount of credit given shall not exceed the number of days spent in prison, jail,  
17 or custody after the offense occurred and before the commencement of the sentence."; and"; and

18  
19 Further amend said bill by amending the title, enacting clause, and intersectional references  
20 accordingly.

21  
22 THIS AMENDMENT AMENDS AMENDMENT 2170H03.23H.