

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/HCS/House Bill No. 1659, Page 176, Section 558.019, Line 186,

2 by inserting after all of said line the following:

3 "558.041. 1. Any offender committed to the department
 4 of corrections, except those persons committed pursuant to
 5 subsection 7 of section 558.016, or subsection 3 of section
 6 566.125, [may] or any offender convicted of a dangerous
 7 felony as defined in section 556.061, shall receive
 8 additional credit in terms of days spent in confinement upon
 9 [recommendation for such credit by the offender's
 10 institutional superintendent] calculation of such credit
 11 when the offender meets the requirements for such credit as
 12 provided in subsections 3 and 4 of this section. Good time
 13 credit may be rescinded by the director or his or her
 14 designee pursuant to the divisional policy issued pursuant
 15 to subsection 3 of this section.

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

18 3. (1) The director of the department of corrections
 19 shall issue a policy for awarding credit.

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

24 (3) Any major conduct violation of institutional rules
 25 [or], violation of the laws of this state [may], parole
 26 revocation, or the accumulation of minor conduct violations

27 exceeding six within a calendar year shall result in the
28 loss of all [or a portion of any] prior credit earned by the
29 [inmate] offender pursuant to this section.

30 [4. The department shall cause the policy to be
31 published in the code of state regulations.]

32 5. No rule or portion of a rule promulgated under the
33 authority of this chapter shall become effective unless it
34 has been promulgated pursuant to the provisions of section
35 536.024.]

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

41 (5) The department shall award credit between five and
42 three hundred sixty days, as determined by the department
43 based on the length of the program, to any qualifying
44 offender who successfully:

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

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

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

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

56 (6) An offender may earn a maximum of ninety days of
57 credit in any twelve month period.

58 (7) Offenders sentenced under subsections 2 and 3 of
59 section 558.019 shall be eligible for good time credit. Any

60 good time credit earned shall be subtracted from the
61 offender's entire sentence of imprisonment.

62 (8) Nothing in this section shall be construed to
63 require that the offender be released as a result of good
64 time credit. The parole board in its discretion shall
65 determine the date of release.

66 4. Eligible offenders may petition the department to
67 receive credit for programs or activities completed prior to
68 August 28, 2024, as specified below:

69 (1) Eligible offenders can submit a petition from
70 January 1, 2025, to December 31, 2025; and

71 (2) Offenders shall have completed the qualifying
72 program or activity between January 1, 2010, and August 28,
73 2024.

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

78 Further amend the title and enacting clause accordingly.