

SECOND REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 1359**  
**99TH GENERAL ASSEMBLY**

4611H.02C

D. ADAM CRUMBLISS, Chief Clerk

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**AN ACT**

To amend chapter 217, RSMo, by adding thereto one new section relating to duties of the board of probation and parole.

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*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  
2 known as section 217.697, to read as follows:

**217.697. 1. Notwithstanding any other provision of law, any offender incarcerated  
2 in a correctional facility after being sentenced by a court of this state who is serving a  
3 sentence of life without parole for a minimum of fifty years or more, is seventy years of age  
4 or older, has no felony conviction for a violent crime prior to the one for which he or she  
5 is currently serving the sentence, and is not a convicted sex offender shall receive a parole  
6 hearing upon serving thirty years or more of his or her sentence.**

**7 2. During the parole hearing required under subsection 1 of this section, the board  
8 of probation and parole shall determine whether there is a reasonable probability that the  
9 offender will live and remain at liberty without violation of law upon release and therefore  
10 is eligible for release upon a finding that the offender has:**

- 11 (1) A record of good conduct while incarcerated;**
- 12 (2) Demonstrated self-rehabilitation while incarcerated;**
- 13 (3) A workable parole plan, including community and family support;**
- 14 (4) An institutional risk factor score of no higher than one; and**
- 15 (5) A mental health score of one or two.**

**16 3. Any offender granted parole under this section shall be subject to a minimum  
17 of five years of supervision by the board of probation and parole upon release.**

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           **4. Nothing in this section shall diminish the consideration of parole under any other**  
19 **provision of law applicable to the offender or the responsibility and authority of the**  
20 **governor to grant clemency, including pardons and commutation of sentences when**  
21 **necessary or desirable.**

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