

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 289, Page 1, Section A, Line 3, by inserting after all of said section and line the
3 following:
4

5 "217.030. The director shall appoint the directors of the divisions of the department~~[, except~~
6 ~~the chairman of the parole board who shall be appointed by the governor]~~. Division directors shall
7 serve at the pleasure of the director~~[, except the chairman of the parole board who shall serve in the~~
8 ~~capacity of chairman at the pleasure of the governor]~~. The director of the department shall be the
9 appointing authority under chapter 36 to employ such administrative, technical and other personnel
10 who may be assigned to the department generally rather than to any of the department divisions or
11 facilities and whose employment is necessary for the performance of the powers and duties of the
12 department.

13 217.650. As used in sections 217.650 to 217.810, unless the context clearly indicates
14 otherwise, the following terms mean:

- 15 (1) ~~["Board", the state board of probation and parole;~~
16 ~~—(2) "Chairman"] "Chairperson", [chairman] chairperson of the [board of probation and]~~
17 ~~parole board who shall be appointed by the governor;~~
18 ~~[(3)] (2) "Diversionary program", a program designed to utilize alternatives to incarceration~~
19 ~~undertaken under the supervision of the [board] division of probation and parole after commitment~~
20 ~~of an offense and prior to arraignment;~~
21 ~~[(4)] (3) "Parole", the release of an offender to the community by the court or the state~~
22 ~~[board of probation and] parole board prior to the expiration of his or her term, subject to conditions~~
23 ~~imposed by the court or the parole board and to its supervision by the division of probation and~~
24 ~~parole;~~
25 (4) "Parole Board", the state board of parole;
26 (5) "Prerelease program", a program relating to an offender's preparation for, or orientation
27 to, supervision by the [board] division of probation and parole immediately prior to or immediately
28 after assignment of the offender to the [board] division of probation and parole for supervision;
29 (6) "Pretrial program", a program relating to the investigation or supervision of persons
30 referred or assigned to the [board] division of probation and parole prior to their conviction;
31 (7) "Probation", a procedure under which a defendant found guilty of a crime upon verdict
32 or plea is released by the court without imprisonment, subject to conditions imposed by the court
33 and subject to the supervision of the [board] division of probation and parole;
34 (8) "Recognizance program", a program relating to the release of an individual from
35 detention who is under arrest for an offense for which he or she may be released as provided in
36 section 544.455.

Action Taken _____ Date _____

1 217.655. 1. The parole board shall be responsible for determining whether a person
 2 confined in the department shall be paroled or released conditionally as provided by section
 3 558.011. The parole board shall receive administrative support from the division of probation and
 4 parole. The division of probation and parole shall provide supervision to all persons referred by the
 5 circuit courts of the state as provided by sections 217.750 and 217.760. The parole board shall
 6 exercise independence in making decisions about individual cases, but operate cooperatively within
 7 the department and with other agencies, officials, courts, and stakeholders to achieve systemic
 8 improvement including the requirements of this section.

9 2. The parole board shall adopt parole guidelines to:

- 10 (1) Preserve finite prison capacity for the most serious and violent offenders;
- 11 (2) Release supervision-manageable cases consistent with section 217.690;
- 12 (3) Use finite resources guided by validated risk and needs assessments;
- 13 (4) Support a seamless reentry process;
- 14 (5) Set appropriate conditions of supervision; and
- 15 (6) Develop effective strategies for responding to violation behaviors.

16 3. The parole board shall collect, analyze, and apply data in carrying out its responsibilities
 17 to achieve its mission and end goals. The parole board shall establish agency performance and
 18 outcome measures that are directly responsive to statutory responsibilities and consistent with
 19 agency goals for release decisions, supervision, revocation, recidivism, and caseloads.

20 4. The parole board shall publish parole data, including grant rates, revocation and
 21 recidivism rates, length of time served, and successful supervision completions, and other
 22 performance metrics.

23 5. The chairperson of the board shall employ such employees as necessary to carry out its
 24 responsibilities, serve as the appointing authority over such employees, and provide for appropriate
 25 training to members and staff, including communication skills.

26 6. The division of probation and parole shall provide such programs as necessary to carry
 27 out its responsibilities consistent with its goals and statutory obligations."; and

28
 29 Further amend said bill, Page 8, Section 590.030, Line 40, by inserting after all of said section and
 30 line the following:

31
 32 "~~217.660. 1. The chairman of the board of probation and parole shall be the director of the~~
 33 ~~division.~~

34 ~~2. In addition to the compensation as a member of the board, any chairman whose term of~~
 35 ~~office began before August 28, 1999, shall receive three thousand eight hundred seventy-five dollars~~
 36 ~~per year for duties as chairman.]"~~; and

37
 38 Further amend said bill by amending the title, enacting clause, and intersectional references
 39 accordingly.