

Hall of the House of Representatives
90th General Assembly - Regular Session, 2015
Amendment Form

Subtitle of House Bill No. 1660

CONCERNING THE PAROLE ELIGIBILITY OF CERTAIN INMATES IN THE DEPARTMENT OF
CORRECTION WHO WERE SENTENCED FOR CONTROLLED SUBSTANCE-RELATED FELONIES.

Amendment No. 1 to House Bill No. 1660

Amend House Bill No. 1660 as originally introduced:

Page 1, delete lines 8 through 11, and substitute the following:
"AN ACT TO MODIFY THE CALCULATION OF PAROLE ELIGIBILITY OF CERTAIN INMATES IN
THE DEPARTMENT OF CORRECTION WHO WERE SENTENCED FOR CONTROLLED SUBSTANCE-
RELATED FELONIES; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 15 through 18, and substitute the following:
"TO MODIFY THE CALCULATION OF PAROLE ELIGIBILITY OF CERTAIN INMATES IN THE
DEPARTMENT OF CORRECTION WHO WERE SENTENCED FOR CONTROLLED SUBSTANCE-RELATED
FELONIES."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. DO NOT CODIFY. Temporary language.

(a) When calculating the parole eligibility date for an inmate who is serving a sentence for violating the former § 5-64-401 et seq. or any other offense for possession, distribution, sale, or manufacture of a controlled substance that was committed before August 16, 2013, the Parole Board shall base the calculation on the maximum term of years currently allowed by law for the type and amount of the controlled substance for which the inmate was convicted.

(b) Notwithstanding § 16-93-612, when determining parole eligibility for an inmate serving a sentence for an offense under subsection (a) of this section, the Parole Board shall compare the nature of the offense, including the type, weight, and amount of the controlled substance involved and determine the parole eligibility as if the inmate were sentenced under a currently comparable offense under § 5-64-402 – § 5-64-444.

(c) In an application for parole, the inmate shall bear the burden of establishing the type and amount of the controlled substance involved in his or her conviction.

(d) The Parole Board shall promulgate rules to implement this section



within ninety (90) days of the effective date of this act."

The Amendment was read _____

By: Representative Ratliff

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Chief Clerk