

SECOND REGULAR SESSION

SENATE BILL NO. 823

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR MUNZLINGER.

Read 1st time February 22, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

5831S.011

AN ACT

To repeal section 217.670, RSMo, and to enact in lieu thereof one new section relating to videoconferencing of offenders.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 217.670, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 217.670, to read as follows:

217.670. 1. The board shall adopt an official seal of which the courts shall
2 take official notice.

3 2. Decisions of the board regarding granting of paroles, extensions of a
4 conditional release date or revocations of a parole or conditional release shall be
5 by a majority vote of the hearing panel members. The hearing panel shall consist
6 of one member of the board and two hearing officers appointed by the board. A
7 member of the board may remove the case from the jurisdiction of the hearing
8 panel and refer it to the full board for a decision. Within thirty days of entry of
9 the decision of the hearing panel to deny parole or to revoke a parole or
10 conditional release, the offender may appeal the decision of the hearing panel to
11 the board. The board shall consider the appeal within thirty days of receipt of
12 the appeal. The decision of the board shall be by majority vote of the board
13 members and shall be final.

14 3. The orders of the board shall not be reviewable except as to compliance
15 with the terms of sections 217.650 to 217.810 or any rules promulgated pursuant
16 to such section.

17 4. The board shall keep a record of its acts and shall notify each
18 correctional center of its decisions relating to persons who are or have been
19 confined in such correctional center.

20 5. Notwithstanding any other provision of law, any meeting, record, or

21 vote, of proceedings involving probation, parole, or pardon, may be a closed
22 meeting, closed record, or closed vote.

23 **6. Notwithstanding any other provision of law, when the**
24 **appearance or presence of an offender before the board or a hearing**
25 **panel is required for the purpose of deciding whether to grant**
26 **conditional release or parole, extend the date of conditional release,**
27 **revoke parole or conditional release, or for any other purpose, such**
28 **appearance or presence may occur by means of a videoconference at**
29 **the discretion of the board. Victims having a right to attend parole**
30 **hearings may testify either at the site where the board is conducting**
31 **the videoconference or at the institution where the offender is located.**
32 **The use of videoconferencing in this section shall be at the discretion**
33 **of the board, and shall not be utilized if either the offender or the**
34 **victim objects to it.**

✓

Bill

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