

Amendment No. 1 to HB0072

Keisling  
Signature of Sponsor

**AMEND Senate Bill No. 727**

**House Bill No. 72\***

by deleting the amendatory language of Section 1 and substituting instead the following:

(1) Notwithstanding this part or title 40, chapter 28, part 1 to the contrary, the commissioner of correction may certify as eligible for parole a chronically debilitated or incapacitated inmate who:

(A) Is at least seventy (70) years of age;

(B) Has served a minimum of five (5) years in custody;

(C) Is not serving a sentence for a violent sexual offense, as defined in § 40-39-202, or a sentence of imprisonment for life without possibility of parole;

and

(D) Has two (2) sworn statements from physicians, at least one (1) of whom is the department of correction's director of medical services, certifying that the condition of the inmate is chronic, incurable, and will likely result in the inmate's death.

(2) If a person is granted parole pursuant to this subsection ( ), the board of parole shall send the notice required by § 40-28-505(c) to the members of the general assembly who represent the district where the offender last resided prior to incarceration.