

**HB 1324** - H AMD 180

By Representative Hackney

**ADOPTED 03/06/2023**

1 On page 8, line 7, after "of" strike "this section" and insert  
2 "section 2 of this act"

3  
4 On page 8, line 10, after "court" insert "if the person is  
5 currently incarcerated in total confinement and has a release date of  
6 January 1, 2025, or later"

7  
8 On page 8, at the beginning of line 12, insert "the offender is  
9 currently incarcerated in total confinement, has a release date of  
10 January 1, 2025, or later, and"

11  
12 On page 8, line 17, after "(3)" strike "This section expires July  
13 1, 2025" and insert "Beginning January 1, 2025, this section applies  
14 to individuals under subsection (1) of this section:

15 (a) With release dates scheduled on or after January 1,  
16 2025, who have less than three years remaining to serve on their  
17 sentence;

18 (b) Who would be eligible for release within three years of  
19 January 1, 2025, based on an offender score that does not include  
20 juvenile adjudications; or

21 (c) Who have served over 15 years or at least 50 percent of  
22 their sentence.

23 (4) Beginning January 1, 2026, this section applies to  
24 individuals meeting the requirements of subsection (1) of this  
25 section and not eligible for resentencing under subsection (3) of  
26 this section"

27

1 Correct the title.

2

EFFECT:

- Establishes different application dates for the availability of resentencing hearings;
- Specifies resentencing is available for persons incarcerated in total confinement; and
- Removes the expiration date for resentencing hearings.

--- END ---