

HB0723/683424/1

BY: Delegate Shoemaker

AMENDMENTS TO HOUSE BILL 723

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “repealing” and substitute “altering”; in line 5, after “provisions” insert “, to allow for parole without the approval of the Governor in certain circumstances”; and strike beginning with “repealing” in line 5 down through “effective;” in line 10.

AMENDMENT NO. 2

On page 2, in lines 8 and 17, in each instance, strike the bracket; in line 8, strike “paragraph (4)” and substitute “PARAGRAPHS (4), (5), AND (6)”; and after line 17, insert:

**“(5) (I) AN ELIGIBLE PERSON WHO IS SERVING A TERM OF LIFE IMPRISONMENT FOR A CONVICTION UNDER § 2-201(A)(4) OF THE CRIMINAL LAW ARTICLE MAY BE PAROLED WITHOUT THE APPROVAL OF THE GOVERNOR, IF THE PERSON WAS NOT A PRINCIPAL IN THE FIRST DEGREE TO THE CRIME.**

**(II) THE BOARD OF REVIEW SHALL DETERMINE WHETHER THE ELIGIBLE PERSON WAS NOT A PRINCIPAL IN THE FIRST DEGREE TO THE CRIME BY A PREPONDERANCE OF THE EVIDENCE.**

**(6) AN ELIGIBLE PERSON WHO IS SERVING A TERM OF LIFE IMPRISONMENT FOR A CONVICTION FOR AN ACT COMMITTED WHILE THE PERSON WAS A MINOR MAY BE PAROLED WITHOUT THE APPROVAL OF THE GOVERNOR.”.**

AMENDMENT NO. 3

(Over)

On page 3, in lines 1 and 10, in each instance, strike the bracket; in line 1, strike “paragraph (5)” and substitute “PARAGRAPHS (5), (6), AND (7)”; and after line 10, insert:

“(6) (I) AN ELIGIBLE PERSON WHO IS SERVING A TERM OF LIFE IMPRISONMENT FOR A CONVICTION UNDER § 2-201(A)(4) OF THE CRIMINAL LAW ARTICLE MAY BE PAROLED WITHOUT THE APPROVAL OF THE GOVERNOR, IF THE PERSON WAS NOT A PRINCIPAL IN THE FIRST DEGREE TO THE CRIME.

“(II) THE BOARD OF REVIEW SHALL DETERMINE WHETHER THE ELIGIBLE PERSON WAS NOT A PRINCIPAL IN THE FIRST DEGREE TO THE CRIME BY A PREPONDERANCE OF THE EVIDENCE.

“(7) AN ELIGIBLE PERSON WHO IS SERVING A TERM OF LIFE IMPRISONMENT FOR A CONVICTION FOR AN ACT COMMITTED WHILE THE PERSON WAS A MINOR MAY BE PAROLED WITHOUT THE APPROVAL OF THE GOVERNOR.”.