

House Amendment 3133

Amendment Text

PAG LIN

1 1 Amend the amendment, [H-3109](#), to [House File 2](#) as
1 2 follows:
1 3 #1. Page 9, by inserting after line 1 the
1 4 following:
1 5 "Sec. 101. NEW SECTION. 902.1A CLASS "A" FELONY.
1 6 Upon a plea of guilty, a verdict of guilty, or a
1 7 special verdict upon which a judgment of conviction of
1 8 a class "A" felony may be rendered, the court shall
1 9 enter a judgment of conviction and shall commit the
1 10 defendant into the custody of the director of the Iowa
1 11 department of corrections until the defendant's death.
1 12 Nothing in the Iowa corrections code pertaining to
1 13 deferred judgment, deferred sentence, suspended
1 14 sentence, or reconsideration of sentence applies to a
1 15 class "A" felony, and a person convicted of a class
1 16 "A" felony shall not be released on parole unless the
1 17 governor commutes the sentence to a term of years."
1 18 #2. Page 9, by inserting after line 13 the
1 19 following:
1 20 "Sec. 102. NEW SECTION. 902.2A RECORD OF CLASS
1 21 "A" FELON REVIEWED.
1 22 The board shall interview a class "A" felon within
1 23 five years of the felon's confinement and regularly
1 24 thereafter. If, in the opinion of the board, the
1 25 person should be considered for release on parole, the
1 26 board shall recommend to the governor that the
1 27 person's sentence be commuted to a term of years. If
1 28 the person's sentence is so commuted, the person shall
1 29 be eligible for parole as provided in chapter 906."
1 30 #3. Page 16, by inserting after line 3 the
1 31 following:
1 32 "Sec. ____ . EFFECTIVE DATE &endash; REPEAL &endash; TRANSITION.
1 33 1. Sections 101 and 102 of this Act take effect
1 34 July 1, 2000.
1 35 2. Sections 1 through 18 of this Act, and sections
1 36 902.1 and 902.2, are repealed effective June 30, 2000.
1 37 3. Persons who have been convicted and sentenced
1 38 to death, but who have not been executed before July
1 39 1, 2000, shall not be executed and the sentences
1 40 imposed shall automatically be commuted to a term of
1 41 imprisonment until death on that date. Persons who
1 42 have been charged or indicted with an offense which
1 43 may be punishable by a sentence of death before July
1 44 1, 2000, under the provisions of this Act shall not be
1 45 sentenced to death upon conviction of the offense in
1 46 any proceeding which takes place on or after July 1,
1 47 2000, but shall be sentenced in accordance with
1 48 section 101 of this Act."
1 49 #4. By designating, redesignating, and correcting
1 50 internal references as necessary.

2 1
2 2
2 3
2 4 BRAND of Benton
2 5
2 6
2 7

2 8 [MAY](#) of Worth
2 9
2 10
2 11 _____
2 12 [WISE](#) of Lee
2 13
2 14
2 15 _____
2 16 [SHOULTZ](#) of Black HAwk
2 17
2 18
2 19 _____
2 20 [FALLON](#) of Polk
2 21
2 22
2 23 _____
2 24 [BURNETT](#) of Story
2 25 [HF 2.247](#) 76
2 26 lh/jj