

Senate File 365

H-1543

1 Amend Senate File 365, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 3, after line 28 by inserting:

4 <Sec. _____. Section 902.1, Code 2011, is amended to
5 read as follows:

6 **902.1 Class "A" felony.**

7 1. Upon a plea of guilty, a verdict of guilty, or
8 a special verdict upon which a judgment of conviction
9 of a class "A" felony may be rendered, the court shall
10 enter a judgment of conviction and shall commit the
11 defendant into the custody of the director of the
12 Iowa department of corrections for the rest of the
13 defendant's life. Nothing in the Iowa corrections code
14 pertaining to deferred judgment, deferred sentence,
15 suspended sentence, or reconsideration of sentence
16 applies to a class "A" felony, and a person convicted
17 of a class "A" felony shall not be released on parole
18 unless the governor commutes the sentence to a term of
19 years.

20 2. *a.* Notwithstanding subsection 1, a person
21 convicted of a class "A" felony, and who was under the
22 age of eighteen at the time the offense was committed
23 shall be eligible for parole after serving a minimum
24 term of confinement between twenty-five and forty
25 years. The court, at the time of sentencing, shall
26 determine the specific term of confinement to be served
27 between twenty-five and forty years before the person
28 is eligible for parole.

29 *b.* If a person is paroled pursuant to this
30 subsection the person shall be subject to the same set
31 of procedures set out in chapters 901B, 905, 906, and
32 chapter 908, and rules adopted under those chapters for
33 persons on parole.

34 *c.* A person convicted of murder in the first degree
35 in violation of section 707.2 shall not be eligible for
36 parole pursuant to this subsection.

37 *d.* A person convicted of murder in the second
38 degree in violation of section 707.3 and who was also
39 convicted of either kidnapping in the first degree
40 in violation of section 710.2 or sexual abuse in the
41 first degree in violation of section 709.2, which
42 conviction arose out of the same set of facts as the
43 murder-in-the-second-degree conviction, shall not be
44 eligible for parole pursuant to this subsection.>

45 2. Title page, line 1, by striking <the placement
46 of a juvenile> and inserting <juveniles convicted of
47 class "A" felonies and the placement of juveniles>

48 3. By renumbering as necessary.

J. TAYLOR of Woodbury