

State Clemency Resources

Which form(s) of clemency does the state offer?

- Full pardon
- Partial pardon
- Commutation of sentence
- Reprieve

There are different eligibility requirements and applications for confined versus non-confined applicants.

Decisionmaker

The Missouri Parole Board investigates applications for clemency. It is then submitted to Governor who renders a final decision.

Resources:

- [doc.mo.gov/sites/doc/files/media/pdf/2020/01/Executive_Clemency_Information_Sheet_1-1-20.pdf](https://www.doc.mo.gov/sites/doc/files/media/pdf/2020/01/Executive_Clemency_Information_Sheet_1-1-20.pdf)
- [doc.mo.gov/divisions/probation-parole/executive-clemency](https://www.doc.mo.gov/divisions/probation-parole/executive-clemency)

Constitutional and statutory authority

- **Constitutional Authority:**
The Governor's authority to grant reprieves, commutations, and pardons is derived from the Constitution of Missouri, article IV, section 7.
- **Statutory Authority:**
217.800 RSMo

Eligibility Criteria

■ Eligibility for Non-Confined Applicants:

- ▶ An applicant must be fully discharged from incarceration or supervision, must be conviction free (convictions for minor traffic offenses shall not be considered), and have no pending charges (other than minor traffic offenses) for five years; or
- ▶ The applicant shall identify a punitive collateral consequence sought to be remedied by an Executive Clemency.
- ▶ The applicant cannot have been denied a request for Executive Clemency within the past five years or have an Executive Clemency pending.
- ▶ The applicant must demonstrate exhaustion of all judicial remedies (i.e. expungement, post-conviction relief, appeals, habeas corpus, etc.).
- ▶ Probation judgments in which imposition of sentence was suspended (SIS) are not eligible for Executive Clemency.

■ Eligibility for Confined Applicants: Any individual confined in the Division of Adult Institutions (DAI) has the right to petition the governor for Executive Clemency if they meet the following eligibility criteria:

- ▶ Claims innocence; or
- ▶ Served 25+ years; or
- ▶ Is age 70+ and has served 12+ years; and
- ▶ all judicial remedies (i.e. expungement, post-conviction relief, appeals, habeas corpus, etc.) have been exhausted.

The applicant cannot have been denied an Executive Clemency within the past five years. The five year time frame begins on the date the governor has denied the Executive Clemency.

Application Process

- Completed application packet should be mailed to the Missouri Parole Board, 3400 Knipp Drive, Jefferson City, MO 65109. All applications for clemency are investigated by the Parole Board and submitted to the Governor for the final decision. Upon receipt of the investigative report, the Missouri Parole Board reviews the information to determine an appropriate recommendation. A letter of recommendation is submitted to the Governor, along with the investigative report and all material submitted by the applicant. The Governor will render the final decision regarding clemency.

APPLICATION LINKS

- 🔗 **Application for Confined applicant:** doc.mo.gov/media/pdf/application-executive-clemency-confined-applicant
- 🔗 **Application for Non-Confined applicant:** doc.mo.gov/sites/doc/files/media/pdf/2020/02/Application_for_Executive_Clemency-Non-Confined_Applicant.pdf