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|  | **Immediately Prior to *Miller*** | **After *Miller*, before habitual offender (“3 –strikes”) law and *Diatchenko* and *Brown*** | **After habitual offender (“3-strikes”) law** | **After *Diatchenko* and *Brown*** | **As proposed by H4184 (engrossed by House)** | **As proposed by Senate** |
| **Sentencing/parole scheme for 1st degree murder committed by an adult** | Life sentence without parole. Death penalty language still on the books. | Life sentence without parole. Death penalty language still on the books. | Life sentence without parole. Death penalty language still on the books. | Life sentence without parole. Death penalty language still on the books. | Life sentence without parole. Gets rid of death penalty language still in chapter 265, Section 2 for certain 1st degree murders. No change to Sections 68-71 of Chapter 279 (death penalty proceedings). | Life sentence without parole. Gets rid of death penalty language still in chapter 265, Section 2 for certain 1st degree murders. No change to Sections 68-71 of Chapter 279 (death penalty proceedings). |
| **Sentencing/parole scheme for 2nd degree murder committed by an adult** | Life with parole eligibility at 15 years and up to maximum 5-year setback. | Life with parole eligibility at 15 years and up to maximum 5-year setback. | Life with parole eligibility at 15-25 years and up to maximum 5-year setback. | Life with parole eligibility at 15-25 years and up to maximum 5-year setback. | Life with parole eligibility at 15-25 years and up to maximum 5-year setback. | Life with parole eligibility at 15-25 years and up to a maximum 5-year setback. |
| **Sentencing /parole scheme for 1st degree murder committed by a juvenile** | Life without parole. | Life without parole (discretionary). | Life without parole (discretionary). | Life with parole eligibility at 15 years for murders committed prior to 8/2/12 (habitual offender law’s effective date), 15-25 years for murder committed after 8/2/12 (habitual offender law’s effective date). Maximum 5-year setback in place. | Life with parole eligibility at 20-25 years (felony murder) or 25-30 years (1st degree murders with malice aforethought/deliberate premeditation or extreme atrocity or cruelty ) and up to a maximum 10-year setback. | Life with parole eligibility at 20-30 years and up to a maximum 10-year setback. |
| **Sentencing/parole scheme for 2nd degree murder committed by a juvenile** | Life with parole eligibility at 15 years and up to maximum 5-year setback. | Life with parole eligibility at 15 years and up to maximum 5-year setback. | Life with parole eligibility at 15-25 years and up to maximum 5-year setback. | Life with parole eligibility at 15-25 years and up to a maximum 5-year setback. | Life with parole eligibility at 15-25 years and up to a maximum 5-year setback. | Life with parole eligibility at 15-25 years and up to a maximum 5-year setback. |