	Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly. Act 1534 of the Regular Session
1	State of Arkansas As Engrossed: \$3/24/05
2	85th General Assembly A B111
3	Regular Session, 2005HOUSE BILL 1755
4	
5	By: Representative Childers
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7 8	For An Act To Be Entitled
9	AN ACT TO PROVIDE THAT PROBATION OR A SUSPENDED
10	SENTENCE MAY BE REVOKED SUBSEQUENT TO THE PERIOD
11	OF SUSPENSION OR PROBATION IF A PETITION TO
12	REVOKE IS FILED PRIOR TO EXPIRATION OF THE PERIOD
13	OF SUSPENSION OR PROBATION; AND FOR OTHER
14	PURPOSES.
15	
16	Subtitle
17	AN ACT TO PROVIDE THAT PROBATION OR A
18	SUSPENDED SENTENCE MAY BE REVOKED
19	SUBSEQUENT TO THE PERIOD OF SUSPENSION
20	OR PROBATION IF A PETITION TO REVOKE IS
21	FILED PRIOR TO EXPIRATION OF THE PERIOD
22	OF SUSPENSION OR PROBATION.
23	
24	
25	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27	SECTION 1. Arkansas Code § 5-4-309(e), pertaining to revocation of a
28	suspension or probation, is amended to read as follows:
29 30	(e) The court may revoke a suspension or probation subsequent to the
31	expiration of the period of suspension or probation, provided before expiration of the period:
32	(1) The defendant is arrested for violation of suspension or
33	probation;
34	(2) A warrant is issued for the defendant's arrest for violation
35	of suspension or probation; <del>or</del>



1	(3) A petition to revoke the defendant's suspension or probation
2	has been filed if a warrant is issued for the defendant's arrest within
3	thirty (30) days of the date of the filing of the petition; or
4	(3)(4) The defendant has been:
5	(A) Issued a citation in lieu of arrest under Rule 5 of
6	the Arkansas Rules of Criminal Procedure for violation of suspension or
7	probation; or
8	(B) Served a summons under Rule 6 of the Arkansas Rules of
9	Criminal Procedure for violation of suspension or probation.
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11	/s/ Childers
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14	APPROVED: 4/05/2005
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