

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**

# A Bill

**HOUSE BILL**

4 **By: Representatives McCoy, Landers, and Mitchell**

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## **For An Act To Be Entitled**

8 "AN ACT TO AMEND ARKANSAS CODE 12-30-407(c) RELATING TO  
9 THE MAXIMUM NUMBER OF PRERELEASE AND WORK-RELEASE INMATES  
10 HOUSED AT THE BENTON SERVICES CENTER; AND FOR OTHER  
11 PURPOSES."

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13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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15 SECTION 1. Arkansas Code 12-30-407(c) is hereby amended to read as  
16 follows:

17 "(c) The number of persons on prerelease and work-release programs of  
18 the Department of Correction that may be housed at the Benton Services Center  
19 shall not exceed two hundred twenty-five (225). Provided, with the approval  
20 of the State Hospital Board and the Administrator of the Benton Services  
21 Center, a maximum of three hundred twenty-five (325) persons on prerelease and  
22 work-release programs may be housed at the Center."

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24 SECTION 2. All provisions of this act of a general and permanent nature  
25 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
26 Revision Commission shall incorporate the same in the Code.

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28 SECTION 3. If any provision of this act or the application thereof to  
29 any person or circumstance is held invalid, such invalidity shall not affect  
30 other provisions or applications of the act which can be given effect without  
31 the invalid provision or application, and to this end the provisions of this  
32 act are declared to be severable.

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34 SECTION 4. All laws and parts of laws in conflict with this act are  
35 hereby repealed.

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SECTION 5. EMERGENCY. It is hereby found and determined by the General Assembly that there is urgent need for additional space to house inmates of the Department of Correction who are participating in the prerelease and work-release programs of the Department; that the Benton Services Center facilities are suitable for housing such inmates in excess of the number currently authorized by law; that this Act is designed to permit the housing of additional inmates at the Benton Services Center facility and should be given effect immediately. Therefore, an emergency is hereby declared to exist and this act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.