

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

SENATE BILL 177

5 By: Senator B. King
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For An Act To Be Entitled

8 AN ACT REQUIRING A PERSON WHO HAS THREE OR MORE
9 PREVIOUS COMMITMENTS TO THE DEPARTMENT OF CORRECTION
10 TO SERVE AT LEAST EIGHTY PERCENT OF HIS OR HER
11 SENTENCE FOR HIS OR HER NEXT COMMITMENT TO THE
12 DEPARTMENT OF CORRECTION BEFORE BEING ELIGIBLE FOR
13 PAROLE; AND FOR OTHER PURPOSES.
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Subtitle

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17 REQUIRING A PERSON WHO HAS THREE OR MORE
18 PREVIOUS COMMITMENTS TO THE DEPARTMENT OF
19 CORRECTION TO SERVE AT LEAST EIGHTY
20 PERCENT OF HIS OR HER SENTENCE FOR HIS OR
21 HER NEXT COMMITMENT TO THE DEPARTMENT
22 BEFORE BEING ELIGIBLE FOR PAROLE.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. Arkansas Code § 16-93-612, concerning the date of an
28 offense as it pertains to a person's parole eligibility date, is amended to
29 add an additional subsection to read as follows:

30 (g) For an offender serving a sentence for a felony committed on or
31 after the effective date of this act, if the offender has been previously
32 committed to the Department of Correction for a period of incarceration on at
33 least three (3) separate occasions and resulting from at least three (3)
34 separate sentences, § 16-93-621 governs that person's parole eligibility
35 procedures.
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1 SECTION 2. Arkansas Code Title 16, Chapter 93, Subchapter 6, is
2 amended to add an additional section to read as follows:

3 16-93-621. Parole eligibility – Offenses committed after the effective
4 date of this act – Eighty percent of sentence if three prior commitments to
5 the Department of Correction.

6 (a) Except for a person sentenced to death, life imprisonment without
7 the possibility of parole, or life imprisonment, and except as provided under
8 subsection (b) of this section, a person who is sentenced for a felony that
9 results in a commitment to the Department of Correction after the effective
10 date of this act shall serve at least eighty percent (80%) of his or her
11 sentence before being eligible for parole if the person has been committed to
12 the department for a period of incarceration:

- 13 (1) On at least three (3) separate occasions; and
- 14 (2) Resulting from at least three (3) separate sentences.

15 (b) A person whose parole eligibility is otherwise subject to
16 subsection (a) of this section is eligible for parole under this section if
17 the person:

- 18 (1) Attains seventy (70) years of age; and
- 19 (2) Has served at least forty percent (40%) of the sentence
20 imposed.

21 (c) A person’s parole eligibility under this section supersedes any
22 other parole eligibility statute under this subchapter that sets out
23 different parole eligibility requirements for a specific offense that was in
24 existence on the effective date of this act.

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