

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Beatty**

A BILL ACT 1112 OF 1991
HOUSE BILL 1817

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 12-30-407(a) (COMMONLY
9 KNOWN AS ACT 309 OF 1983) RELATING TO HOUSING INMATES OF
10 THE DEPARTMENT OF CORRECTION IN FACILITIES OUTSIDE THE
11 DEPARTMENT OF CORRECTION; AND FOR OTHER 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(a) is hereby amended to read as
16 follows:

17 "(a) (1) The Board of Correction may promulgate rules and regulations to
18 allow the proper classification of inmates to be released to the sheriff of
19 approved jail facilities outside the Department of Correction.

20 (2) Inmates so released shall be entitled to credit on their sentences
21 under the meritorious classification system of the Department of Correction."

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

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

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34 hereby repealed.

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36 SECTION 5. EMERGENCY. It is hereby found and determined by the General

1 Assembly that facilities of the Department of Correction are inadequate to
2 house all inmates committed to the custody of the Department of Correction;
3 that it is urgent that the Board of Correction be given authority to take
4 appropriate steps to provide for housing of inmates in facilities other than
5 Department facilities; that this act is designed to accomplish this purpose
6 and should be given effect immediately. Therefore, an emergency is hereby
7 declared to exist and this act being necessary for the preservation of the
8 public peace, health and safety shall be in full force and effect from and
9 after its passage and approval.

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APPROVED: 4/9/91