

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4 By: Representative Lancaster

A Bill

ACT 115 OF 1997
HOUSE BILL 1050

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 12-30-407 TO
AUTHORIZE THE RELEASE OF INMATES TO POLICE CHIEFS OR OTHER
AUTHORIZED LAW ENFORCEMENT OFFICERS OF CITY-OPERATED
APPROVED JAIL FACILITIES OUTSIDE THE DEPARTMENT OF
CORRECTION; AND FOR OTHER PURPOSES."

Subtitle

"TO AUTHORIZE THE RELEASE OF INMATES TO
POLICE CHIEFS OR OTHER AUTHORIZED LAW
ENFORCEMENT OFFICERS OF CITY-OPERATED
APPROVED JAIL FACILITIES OUTSIDE THE
DEPARTMENT OF CORRECTION."

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

SECTION 1. Arkansas Code Annotated § 12-30-407(a) is amended to read as follows:

"(a)(1) The Board of Correction and Community Punishment may promulgate rules and regulations to allow the proper classification of inmates to be released to the sheriffs of approved jail facilities or chiefs of police or other authorized law enforcement officers of city-operated approved jail facilities or community punishment centers outside the Department of Correction. Such inmates are to work at jobs that directly benefit those facilities and are to be under supervision at all times.

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

(B) However, no inmate shall be eligible to be released to the sheriff or chief of police or other authorized law enforcement officer of

1 an approved jail facility unless the inmate is within thirty (30) months of
2 his first parole eligibility date or his first post-prison transfer
3 eligibility date, unless:

4 (i) The inmate is returning to the county from which
5 he was tried and convicted; or

6 (ii)(a) If the inmate is released to a county other
7 than a county from which he was tried and convicted, the sheriff of the county
8 from which he was tried and convicted shall be notified.

9 (b) Unless the sheriff responds within fifteen
10 (15) days of notification that he disapproves of the transfer, the inmate may
11 be transferred as provided in this section."

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

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17 SECTION 3. If any provision of this act or the application thereof to
18 any person or circumstance is held invalid, such invalidity shall not affect
19 other provisions or applications of the act which can be given effect without
20 the invalid provision or application, and to this end the provisions of this
21 act are declared to be severable.

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

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26 APPROVED: 2-07-97

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