

**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 1443 of the Regular Session**

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

A Bill

HOUSE BILL 2421

5 By: Representative Childers
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For An Act To Be Entitled

9 AN ACT TO PROVIDE THAT A COURT MAY ADD A PERIOD
10 OF CONFINEMENT TO BE SERVED DURING A PERIOD OF
11 SUSPENSION OR PROBATION EVEN IF A PERIOD OF
12 CONFINEMENT WAS INCLUDED IN THE ORIGINAL ORDER OF
13 SUSPENSION OR PROBATION; AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT TO PROVIDE THAT A COURT MAY ADD A
16 PERIOD OF CONFINEMENT TO BE SERVED
17 DURING A PERIOD OF SUSPENSION OR
18 PROBATION EVEN IF A PERIOD OF
19 CONFINEMENT WAS INCLUDED IN THE ORIGINAL
20 ORDER OF SUSPENSION OR PROBATION.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code § 5-4-304(c), pertaining to confinement as a
27 condition of suspension or probation, is amended to read as follows:

28 (c) Following a revocation hearing held pursuant to § 5-4-310 and
29 wherein a finding of guilt has been made or the defendant has entered a plea
30 of guilty or nolo contendere, the court may add a period of confinement to be
31 served during the period of suspension of imposition of sentence or period of
32 probation, ~~if no period of confinement was included in the original order~~
33 ~~placing the defendant on suspended imposition of sentence or probation.~~
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APPROVED: 3/31/2005