1	State of Arkansas	
2	93rd General Assembly	A Bill
3	Regular Session, 2021	HOUSE BILL 1276

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5 By: Representative Underwood

6 By: Senator Hester

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8 <div align="center">**For An Act To Be Entitled**</div>

9   AN ACT CONCERNING VOLUNTARY PRESUMPTIVE SENTENCING

10   STANDARDS OF A PERSON'S CRIMINAL HISTORY SCORE; AND

11   FOR OTHER PURPOSES.

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14 <div align="center">**Subtitle**</div>

15   CONCERNING VOLUNTARY PRESUMPTIVE

16   SENTENCING STANDARDS OF A PERSON'S

17   CRIMINAL HISTORY SCORE.

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

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22   SECTION 1. Arkansas Code § 16-90-803(b)(2)(A) and (B), concerning

23 voluntary presumptive standards of a criminal history score used during

24 sentencing, are amended to read as follows:

25   (A) The offender's criminal history score shall be

26 computed from the following:

27   (i) Prior felony records;

28   (ii) Prior misdemeanor records;

29   (iii) Prior juvenile records, under certain

30 circumstances ~~outlined below~~ <u>set out in subdivision (b)(2)(C) of this</u>

31 <u>section</u>; and

32   (iv) Custody status at the time of the offense.

33   (B) The term "records", for the purpose of computing

34 criminal history scores, shall include <u>all of the following that are entered</u>

35 <u>up to the date of sentencing for the offense</u>:

36   (i) Convictions;

1   (ii) Findings of guilt;

2   (iii) Acceptance of pleas of guilty or nolo

3   contendere;

4   (iv) Instances ~~where~~ in which the defendant has been

5   placed on probation, suspended imposition of sentence, or suspended execution

6   of sentence;

7   (v) Records ~~which~~ that have been expunged after

8   August 31, 1994; and

9   (vi) Dismissals ordered after August 31, 1994,

10   pursuant to the First Offender Act, § 16-93-301 et seq.

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13   **APPROVED: 3/23/21**

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