

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4

As Engrossed: S3/11/97 H3/26/97

## A Bill

ACT 1287 OF 1997  
SENATE BILL 606

5 By: Senator Gordon  
6  
7

### For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 12-41-105 TO ALLOW PORTIONS  
10 OF COMMISSIONS DERIVED FROM PRISONER TELEPHONE SERVICES TO  
11 BE UTILIZED FOR THE OPERATION OF COUNTY JAILS; AND FOR  
12 OTHER PURPOSES."  
13

### Subtitle

14 "TO AMEND ARKANSAS CODE 12-41-105 TO  
15 ALLOW PORTIONS OF COMMISSIONS DERIVED  
16 FROM PRISONER TELEPHONE SERVICES TO BE  
17 UTILIZED FOR THE OPERATION OF COUNTY  
18 JAILS."  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. Arkansas Code 12-41-105 is amended to read as follows:

24 " § 12-41-105. Commissions from prisoner telephone services.

25 (a) Commissions derived from prisoner telephone services provided in  
26 the various county and regional detention facilities in the state shall be  
27 deposited in the county treasury of the county in which the detention facility  
28 is located and shall be credited to the sheriff's office fund.

29 (b) Of the commissions deposited in the sheriff's office fund in each  
30 county pursuant to subsection (a) of this section, ~~ninety-five percent (95%)~~  
31 one hundred percent (100%) shall be credited to the sheriff's office  
32 communications facility and ~~equipment fund, and five percent (5%) shall be~~  
33 ~~remitted to the Arkansas Sheriffs Association to be used exclusively to~~  
34 ~~support the Arkansas Sheriffs Association's adult drug education in public~~  
35 ~~schools and communities. Each sheriff's office may allocate for the~~  
36 maintenance and operation of the county jail up to fifty percent (50%) of the

1 commissions deposited to the sheriffs office communications facility and  
2 equipment fund.

3 (c) The provisions of this section do not apply to funds derived from  
4 prisoner telephone services provided in Department of Correction facilities or  
5 Department of Community Punishment facilities or in municipally owned  
6 detention facilities or in county detention facilities in counties with a  
7 population of 175,000 or more according to the latest federal decennial  
8 census."

9  
10 SECTION 2. All provisions of this act of a general and permanent nature  
11 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
12 Revision Commission shall incorporate the same in the Code.

13  
14 SECTION 3. If any provision of this act or the application thereof to  
15 any person or circumstance is held invalid, such invalidity shall not affect  
16 other provisions or applications of the act which can be given effect without  
17 the invalid provision or application, and to this end the provisions of this  
18 act are declared to be severable.

19  
20 SECTION 4. All laws and parts of laws in conflict with this act are  
21 hereby repealed.

22  
23  
24 /s/Gordon

25  
26 APPROVED: 4-09-97

27  
28  
29  
30  
31  
32  
33  
34  
35