

1 State of Arkansas *As Engrossed: S3/3/15 S3/5/15 S3/11/15 H3/26/15*

2 90th General Assembly

# A Bill

3 Regular Session, 2015

SENATE BILL 329

4

5 By: Senators Hickey, Hester, E. Williams, *Caldwell, Collins-Smith, Irvin, B. Johnson, B. Pierce, Rapert,*  
6 *Rice, B. Sample, G. Stubblefield, J. Woods*

7 By: Representative Wright

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## For An Act To Be Entitled

10 AN ACT CONCERNING THE METHOD AND TIMEFRAME IN WHICH A  
11 COUNTY JAIL IS REIMBURSED FOR HOUSING INMATES WITH  
12 THE DEPARTMENT OF CORRECTION AND THE DEPARTMENT OF  
13 COMMUNITY CORRECTION; AND FOR OTHER PURPOSES.

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## Subtitle

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CONCERNING THE METHOD AND TIMEFRAME IN  
18 WHICH A COUNTY JAIL IS REIMBURSED FOR  
19 HOUSING INMATES WITH THE DEPARTMENT OF  
20 CORRECTION AND THE DEPARTMENT OF  
21 COMMUNITY CORRECTION.

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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 § 12-27-114(b), concerning the payment by the*  
27 *Department of Correction and the Department of Community Correction to a*  
28 *county jail for housing inmates, is amended to read as follows:*

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*(b)(1)(A) ~~In the first week of each month, the~~ The Department of  
Correction and the Department of Community Correction shall prepare an  
invoice during the first week of each month that lists ~~for~~ each state inmate  
~~received from a county that is on the county jail backup list~~ during the  
previous month.*

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*(B) The invoice shall reflect the number of days ~~an~~ a  
state inmate was in the county jail in an awaiting-bed-space status.*

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*(2)(A) The Department of Correction and the Department of*



1 Community Correction shall verify and forward the invoices to the applicable  
2 county sheriff to certify the actual number of days the state inmates were  
3 physically housed in the county jail.

4 (B)(i) Upon written request of a county judge, county  
5 treasurer, or county sheriff, the Department of Correction and the Department  
6 of Community Correction shall provide to the county official making the  
7 request ~~of~~ a written report summarizing the year-to-date county jail  
8 reimbursement invoices prepared and forwarded for verification by the  
9 Department of Correction and the Department of Community Correction and  
10 payment from the fund.

11 (ii) In addition, the written report shall include a  
12 summary of invoices returned by each county for payment for previous months  
13 within the fiscal year, the amounts paid, and any balances owed.

14 (3)(A) The certified invoices shall then be returned to the  
15 Department of Correction and the Department of Community Correction for  
16 payment from the fund.

17 (B) Payment from the fund shall be made within (5)  
18 business days of receipt of signed and certified invoices returned by each  
19 county, subject to funding made available for payment of the certified  
20 notices.

21 (4) The county sheriff shall maintain documentation for three  
22 (3) calendar years to confirm the number of days each state inmate was  
23 physically housed in the county jail.

24 (5) The documentation maintained by the county sheriff is  
25 subject to review by the division.

26 (6) Invoices under this subsection may be mailed or sent  
27 electronically.

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29 SECTION 2. DO NOT CODIFY. Effective date.  
30 The effective date of this act is October 1, 2015.

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32 /s/Hickey

33 APPROVED: 04/07/2015