## Stricken language would be deleted from and underlined language would be added to present law. Act 625 of the Regular Session

1 2	State of Arkansas As Engrossed: $H1/27/21 S3/9/21$ 93rd General Assembly $As Engrossed: Bill$
3	Regular Session, 2021 HOUSE BILL 1114
4	regular deciden, 2021
5	By: Representative Wardlaw
6	By: Senator Gilmore
7	
8	For An Act To Be Entitled
9	AN ACT CONCERNING THE SUPERVISION FEE FOR PROBATION
10	AND PAROLE; AND FOR OTHER PURPOSES.
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13	Subtitle
14	CONCERNING THE SUPERVISION FEE FOR
15	PROBATION AND PAROLE.
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18	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20	SECTION 1. Arkansas Code § 16-93-104(a), concerning the supervision
21	fee for a parolee or probationer, is amended to read as follows:
22	(a)(1) $\frac{Any}{An}$ offender on probation, parole, or transfer under
23	supervision of the Division of Community Correction shall pay to the division
24	a monthly supervision fee of thirty-five dollars (\$35.00).
25	(2)(A) The monthly supervision fee under subdivision (a)(1) of
26	this section is thirty-five dollars (\$35.00).
27	(B) However, by rule the Board of Corrections may increase
28	or decrease the monthly supervision fee by not more than twenty percent (20%)
29	of the amount of the monthly supervision fee assessed at the time of the
30	increase or decrease, subject to the following:
31	(i) A rule under this subdivision (a)(2)(B) may
32	provide for an individualized monthly supervision fee assessment process;
33	(ii) A rule under this subdivision (a)(2)(B) may
34	provide for the decrease of a monthly supervision fee if an emergency is
35	declared under the Arkansas Emergency Services Act of 1973, § 12-75-101 et
36	<u>seq.;</u>

1	(iii) An increase in a monthly supervision fee may
2	not result in the monthly supervision fee exceeding fifty dollars (\$50.00);
3	(iv) A monthly supervision fee may not be increased
4	more than one (1) time per two (2) calendar years; and
5	(v) An increase or decrease in a monthly supervision
6	fee shall be approved by the Legislative Council as required under § 10-3-
7	<u>309.</u>
8	(C) The division shall give notice of at least thirty (30)
9	days to all parolees and probationers of an increase or decrease in the
10	monthly supervision fee.
11	(2)(3) The Director of the Division of Community Correction or
12	his or her designee shall deposit each payment received <u>under this subsection</u>
13	into the State Treasury as special revenues credited to the Community
14	Correction Revolving Fund.
15	$\frac{(3)}{(4)}$ Expenditures from the fund shall be used for continuation
16	and expansion of community correction programs and supervision as established
17	and approved by the Board of Corrections.
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19	/s/Wardlaw
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22	APPROVED: 4/8/21
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