

Hall of the House of Representatives
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of House Bill No. 2353
"THE ARKANSAS DRUG COURT ACT."

Amendment No. 1 to House Bill No. 2353.

Amend House Bill No. 2353 as originally introduced:

Page 1, delete line 5 and substitute: "By: Representative Pritchard, Hathorn, Borhauer, Berry, Fite, Parks, Medley, Bledsoe, Lamoureux, Blair, Bolin, Rosenbaum, Harris, Childers, Key, Hutchinson, Nichols, Thyer, Bennett, Walters, Dickinson, Bright, C. Taylor, and Green as cosponsors of the bill

AND

Add Senators Altes, Baker, G. Jeffress, Madison, Critcher, and Hendren as cosponsors of the bill

AND

Page 5, line 16 add "in a preadjudication drug court or expunged in a post adjudication drug court" after "dismissed"

AND

Page 5, line 28 add "in a post adjudication drug court or tried under the original charges filed with the prosecutor having the option of using the stipulated facts in a preadjudication drug court" after "agreement"

AND

Page 7, line 15 delete "investigation" and substitute "assessment"

AND

Page 7, line 31 delete "investigation" and substitute "assessment"

AND

Page 8, line 35 add "or sign written factual stipulations regarding the charged offenses" after "specified"



AND

Page 9, line 5 add "if applicable" after "agreement"

AND

Page 9, line 7 add "or stipulated facts regarding the charged offenses" after "agreement"

AND

Page 10, line 25 delete "investigation" and substitute "assessment"

AND

Page 11, line 6 add "or stipulated facts" after "agreement"

AND

Page 11, line 17 delete "investigation" and substitute "assessment"

AND

Page 11, line 25 add ", if applicable" after "provisions"

AND

Page 12, line 35 delete ", unless the" and substitute "including any applicable residential treatment fees"

AND

Page 12, line 36 delete "offender is indigent"

AND

Page 15, line 13 add "or to terminate a defendant in preadjudication drug court and set the matter for trial" after "hearing"

AND

Page 16, line 6 add "in a preadjudication drug court or the charges shall be expunged in a post adjudication drug court" after "dismissed"

AND

Page 16, line 9 add "or disposition" after "sentence"

AND

Page 16, line 9 delete "plea" and substitute "drug court"

AND

Page 17, line 18 delete "preadjudication" and substitute "existing"

AND

Page 17, line 21 add the following new sections:

"SECTION 14. The provisions of this act shall only apply to those courts and drug court programs which receive funding in whole or in part from the MAG Drug Court Fund.

SECTION 15. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that there is serious overcrowding in Department of Correction facilities; that the overcrowding is likely to worsen if alternative sentencing measures are not enacted; and that this act is immediately necessary because it is designed to establish a procedure to help alleviate the overcrowding by offering sentencing alternates to person charged with certain drug offenses and should be given immediate effect. Therefore, an emergency is declared to exist and this act being necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2003."

The Amendment was read _____
By: Representative Pritchard
PBB/RCK - 031420031021
RCK692

Chief Clerk