

**ARKANSAS SENATE**  
90th General Assembly - Regular Session, 2015  
**Amendment Form**

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**Subtitle of Senate Bill No. 472**

TO BE KNOWN AS THE CRIMINAL JUSTICE REFORM ACT OF 2015; AND TO IMPLEMENT MEASURES  
DESIGNED TO ENHANCE PUBLIC SAFETY AND REDUCE THE PRISON POPULATION.

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**Amendment No. 1 to Senate Bill No. 472**

Amend Senate Bill No. 472 as originally introduced:

Add Senators Bledsoe, E. Cheatham, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Files, Flippo, Hester, B. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, G. Stubblefield, J. Woods, and Elliott as cosponsors of the bill

AND

Page 1, line 34, delete "other states," and substitute "other states, counties, regional correctional facilities,"

AND

Page 3, line 27, delete "fourteen (14)" and substitute "nineteen (19)"

AND

Page 3, line 29, delete "six (6)" and substitute "eleven (11)"

AND

Page 3, delete lines 31 through 35, and substitute the following:

"(A) One (1) or two (2) members who are circuit court judges and who operate a specialty court program as defined under § 16-10-139(a);"

AND

Page 4, delete lines 4 through 6, and substitute the following:

"(E) No more than (1) member who is a member of the



executive board of the Arkansas Association of Chiefs of Police;

(F) No more than (2) members who are Medicaid providers;

and

(G) No more than three (3) at-large members in order to reflect the racial, ethnic, gender, and geographical diversity of the state;"

AND

Page 4, delete lines 32 through 35, and substitute the following:

"(2) To review performance and outcome measure reports submitted semiannually by the Department of Correction, Department of Community Correction, Parole Board, Arkansas Sentencing Commission, and Specialty Court Program Advisory Committee under this act and evaluate the impact; and"

AND

Page 5, delete line 7, and substitute the following:

"SECTION 5. Arkansas Code Title 10, Chapter 3, is amended to add an additional subchapter to read as follows:

Subchapter 29 – Specialty Court Program Advisory Committee

10-3-2901. Specialty Court Program Advisory Committee.

(a) There is created a Specialty Court Program Advisory Committee.

(b) The Specialty Court Program Advisory Committee shall consist of the following members:

(1) The Chief Justice of the Supreme Court or the Chief Justice's designee who shall serve as chair;

(2) The Director of the Administrative Office of the Courts or the director's designee;

(3) Three (3) circuit court judges who preside over a specialty court program as defined under § 16-10-139(a) to be appointed by the Arkansas Judicial Council;

(4) One (1) district court judge who presides over a specialty court program as defined under § 16-10-139(a) to be appointed by the Arkansas District Judges Council;

(5) The Director of the Department of Community Correction or the director's designee;

(6) The Director of the Department of Human Services or the director's designee;

(7) The Director of the Division of Behavioral Health Services or the director's designee;

(8) A prosecutor appointed by the Prosecutor Coordinator;

(9) A public defender appointed by the Executive Director of the Arkansas Public Defender Commission;

(10) A member of the Senate appointed by the President Pro Tempore of the Senate;

(11) A member of the House of Representatives appointed by the Speaker of the House of Representatives; and

(12) The Arkansas Drug Director or the director's designee.

(c) The chair or the chair's designee shall promptly call the first

meeting within thirty (30) days after the effective date of this act.

(d)(1) The Specialty Court Program Advisory Committee shall conduct its meetings at the State Capitol Building or at any place designated by the chair or the chair's designee.

(2) Meetings shall be held at least one (1) time every three (3) months but may occur more often at the call of the chair.

(e) If any vacancy occurs on the Specialty Court Program Advisory Committee, the vacancy shall be filled by the same process as the original appointment.

(f) The Specialty Court Program Advisory Committee shall establish rules and procedures for conducting its business.

(g) Members of the Specialty Court Program Advisory Committee shall serve without compensation.

(h) A majority of the members of the Specialty Court Program Advisory Committee shall constitute a quorum for transacting any business of the Specialty Court Program Advisory Committee.

(i) The Specialty Court Program Advisory Committee is established to:

(1) Promote collaboration and provide recommendations on issues involving specialty courts; and

(2) Design and complete the comprehensive evaluation of specialty court programs as required by § 16-10-139.

SECTION 6. Arkansas Code § 12-27-113(e), concerning records kept by"

AND

Page 5, line 19, delete ", or by other law"

AND

Page 6, delete line 18, and substitute the following:

"political advertising, fundraising, or campaigning.

SECTION 7. Arkansas Code Title 12, Chapter 27, is amended to add a new section to read as follows:

12-27-144. Department of Community Correction – Receipt of grant money for certain purposes.

(a) The Department of Community Correction may receive money from any source to be deposited into the Accountability Court Fund to be used for specialty court programs as defined under § 16-10-139.

(b) The department may promulgate rules to implement this section."

AND

Page 7, delete line 23, and substitute the following:

"with entities, including without limitation licensed or accredited, as applicable, community-based"

AND

Page 9, delete line 5, and substitute the following:

"shall complete a prerelease assessment and reentry plan, which may include a travel subsidy and transportation to the closest commercial transportation pick-up point."

AND

Page 9, delete lines 19 through 22, and substitute the following:

"(5) The Department of Human Services shall allow online applications for Medicaid coverage and benefits to be submitted up to forty-five (45) days before the release of:

(A) An inmate or offender not previously qualified or previously qualified and subsequently suspended; or

(B) A juvenile adjudicated as delinquent not previously qualified or previously qualified and subsequently suspended."

AND

Page 9, delete lines 30 and 31, and substitute the following:

"in a county jail, city jail, juvenile detention facility, or other Division of Youth Services commitment, the Department of Human Services shall suspend, to the degree feasible, the individual's coverage during the period of incarceration for up to twelve (12) months from the initial approval or renewal, unless prohibited by law."

AND

Page 9, delete lines 33 and 34, and substitute the following:

"eligible medical treatment or is released from custody, the Department of Human Services shall reinstate, to the degree feasible, the individual's coverage for up to twelve (12) months from the initial approval or renewal, unless prohibited by law."

AND

Page 10, delete lines 7 through 10, and substitute the following:

""(e) The Department of Human Services shall allow and online application for Medicaid coverage and benefits to be submitted up to forty-five (45) days prior to the release of an inmate or offender who is in the custody of the Department of Corrections or Department of Community Corrections and who was not previously qualified or previously qualified and subsequently suspended."

AND

Page 10, delete lines 21 through 35, and substitute the following:

"(4) Any other specialty court program that has been approved by the Supreme Court, including without limitation specialty court programs known as:

(A) A DWI court;

- (B) A mental health court;
- (C) A veteran's court;
- (D) A juvenile drug court;
- (E) A "HOPE" court; and
- (F) A "smarter sentencing" court.

(b) A specialty court program operated by a circuit court or district court must be approved by the Supreme Court in the administrative plan submitted under Supreme Court Administrative Order No. 14.

(c)(1) The Specialty Courts Advisory Committee shall evaluate and make findings with respect to all specialty court programs operated by a circuit court or district court in this state and refer the findings to the Supreme Court."

AND

Page 11, line 3, delete "office" and substitute "Specialty Court Program Advisory Committee"

AND

Page 11, line 10, delete "a evaluation" and substitute "an evaluation"

AND

Page 11, delete lines 15 through 27, and substitute the following:

"(d) A specialty court program shall be evaluated under the following schedule:

(1) A specialty court program established on or after the effective date of this act shall be evaluated after its second year of funded operation;

(2) A specialty court program in existence on the effective date of this act shall be evaluated under the requirements of this section prior to expending resources budgeted for fiscal year 2017; and

(3) A specialty court program shall be reevaluated every two (2) years after the initial evaluation."

AND

Page 12, line 20, delete "A approved" and substitute "An approved"

AND

Page 12, delete lines 24 through 36, and substitute the following:

"(D) Any other specialty court program that has been approved by the Supreme Court, including without limitation specialty court programs known as:

- (i) A DWI court;
- (ii) A mental health court;
- (iii) A veteran's court;
- (iv) A juvenile drug court;
- (v) A "HOPE" court; and

(vi) A "smarter sentencing" court.

(b) In addition to any other court cost or court fee provided by law:

(1) A specialty court program user fee of one hundred twenty-five dollars (\$125) shall be assessed on any participant in a specialty court program and remitted to the Administration of Justice Funds Section of the Department of Finance and Administration by the court clerk for deposit into the State Treasury as special revenues credited to the Specialty Court Program Fund; and

(2) A specialty court program public defender user fee not to exceed two hundred fifty dollars (\$250) may be assessed by the court for a defendant who participates in a specialty court program designed for preadjudication purposes and who is appointed representation by a public defender and remitted to the Administration of Justice Funds Section of the Department of Finance and Administration by the court clerk for deposit into the State Treasury as special revenues credited to the Specialty Court Program Fund."

AND

Page 13, delete lines 1 through 6, and substitute the following:

"(c) A district court or circuit court may not assess and collect a fee under this section if the district court or circuit court is operating a specialty court program that has not been previously approved by or no longer meets the approval criteria of the Supreme Court."

AND

Page 13, line 18, delete "Demonstrated a" and substitute "Demonstrated a documented"

AND

Page 15, delete line 22 and substitute the following:

"(C) Pay for healthcare services.

(f) As used in this section, "Medicaid eligibility" means eligibility for any healthcare coverage offered by the Department of Human Services."

AND

Page 15, delete line 36, and substitute the following:

"reimburse the Department of Correction, Department of Community Correction, Division of Behavioral Health Services, Division of Youth Services, a"

AND

Page 16, line 6, delete "healthcare"

AND

Page 16, delete lines 18 through 36, and substitute the following:

"(ii)(a) A member of the board who is currently

serving as of the effective date of this act shall terminate any other employment that has not been approved as required by subdivision (a)(2)(A)(ii)(b) of this section.

(b) A member may engage in employment that has a limited time commitment with approval from the Chair of the Parole Board.

(B)(i) The Governor shall appoint one (1) member as the chair who shall be the chief executive, administrative, budgetary, and fiscal officer of the board and the chair shall serve at the will of the Governor.

(ii) The chair shall have general supervisory duties over the members and staff of the board but may not remove a member of the board except as provided under subsection (e) of this section.

(iii) The board may review and approve budget and personnel requests prior to submission for executive and legislative approval.

(C) The board shall elect from its membership a vice chair and a secretary who shall assume, in that order and with the consent of the Governor, the duties of the chair in the case of extended absence, vacancy, or other similar disability of the chair until the Governor designates a new chair of the board."

AND

Page 17, delete line 1

AND

Page 20, delete line 28 and substitute the following:

"- 16-93-617.

SECTION 23. Arkansas Code § 16-93-708 is amended to read as follows:  
16-93-708. Parole alternative – Home detention.

(a) As used in this section:

(1) "Approved electronic monitoring or supervising device" means an electronic device approved by the Board of Corrections that meets the minimum Federal Communications Commission regulations and requirements, and that utilizes available technology that is able to track a person's location and monitor his or her location;

(2) "Hospice" means an autonomous, centrally administered, medically directed, coordinated program providing a continuum of home, outpatient, and homelike inpatient care for the terminally ill patient and the patient's family, and which employs an interdisciplinary team to assist in providing palliative and supportive care to meet the special needs arising out of the physical, emotional, spiritual, social, and economic stresses that are experienced during the final stages of illness and during dying and bereavement;

~~(2)~~(3) "Permanently incapacitated" means an inmate who, as determined by a licensed physician:

(A) Has a medical condition that is not necessarily terminal but renders him or her permanently and irreversibly incapacitated; and

(B) Requires immediate and long-term care; and

~~(3)~~(4) "Terminally ill" means an inmate who, as determined by a licensed physician:

(A) Has an incurable condition caused by illness or disease; and

(B) Will likely die within two (2) years due to the illness or disease.

(b)(1)(A) Subject to the provisions of subdivision (b)(2) of this section, a defendant convicted of a felony or misdemeanor and sentenced to imprisonment may be incarcerated in a home detention program when the Director of the Department of Correction or the Director of the Department of Community Correction ~~shall communicate~~ communicates to the Parole Board when, in the independent opinions of either a Department of Correction physician or Department of Community Correction physician and a consultant physician in Arkansas, an inmate is either terminally ill, ~~or~~ permanently incapacitated, or would be suitable for hospice care and should be considered for transfer to parole supervision.

(B) The Director of the Department of Correction or the Director of the Department of Community Correction shall make the facts described in subdivision (b)(1)(A) of this section known to the Parole Board for consideration of early release to home detention.

(2) The Board of Corrections shall promulgate rules that will establish policy and procedures for incarceration in a home detention program.

(c)(1) In all instances ~~where~~ in which the Department of Correction may release any inmate to community supervision, in addition to all other conditions that may be imposed by the Department of Correction, the Department of Correction may require the criminal defendant to participate in a home detention program.

(2)(A) The term of the home detention shall not exceed the maximum number of years of imprisonment or supervision to which the inmate could be sentenced.

(B) The length of time the defendant participates in a home detention program and any good-time credit awarded shall be credited against the defendant's sentence.

(d)(1) The Board of Corrections shall establish policy and procedures for participation in a home detention program, including, but not limited to, program criteria, terms, and conditions of release.

(2) An inmate who is not serving a sentence of life without parole who is released on parole under this section because he or she is terminally ill, permanently incapacitated, or would be suitable for hospice care may be released to the care of his or her family or other person, subject to board approval.

(e) If the medical condition of a inmate who is released under this section because he or she is terminally ill, permanently incapacitated, or would be suitable for hospice care changes to the point that the inmate is no longer terminally ill, permanently incapacitated, or would be suitable for hospice care, the inmate shall be returned to the custody of the Department of Correction and shall be required to be reconsidered for parole."

AND

Page 22, delete lines 18 through 26



AND

Page 23, line 9, delete "offender" and substitute "offender or a juvenile offender"

AND

Page 23, delete lines 11 and 12, and substitute the following:

"used in a delinquency case or a family in need of services case ~~pursuant to a diversion agreement under § 9-27-323.~~"

AND

Page 23, line 26, delete "a drug" and substitute "an adult drug"

AND

Page 24, delete line 25 and substitute the following:

"Committee; and

SECTION 32. Arkansas Code § 16-98-304 is amended to read as follows:  
16-98-304. Cost and fees.

(a) The drug court judge may order the offender to pay:

- (1) Court costs as provided in § 16-10-305;
- (2) Treatment costs;
- (3) Drug testing costs;
- (4) A local program user fee;
- (5) Necessary supervision fees, including any applicable

residential treatment fees; and

(6) Any fees determined or authorized under § 12-27-125(b)(17)(B) or § 16-93-104(a)(1) ~~which~~ that are to be paid to the Department of Community Correction.

(b)(1) The drug court judge shall establish a schedule for the payment of costs and fees.

(2) The cost for treatment, drug testing, and supervision shall be set by the treatment and supervision providers respectively and made part of the order of the drug court judge for payment.

(3) Program user fees shall be set by the drug court judge.

(4) Treatment, drug testing, and supervision costs or fees shall be paid to the respective providers.

(5) Fees determined or authorized under § 12-27-125(b)(17)(B) or § 16-93-104(a)(1) shall be paid to the Department of Community Correction.

~~(6)(A) The MAGNUM Drug Court Fund is a special revenue fund created and established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.~~

~~(B) The MAGNUM Drug Court Fund shall consist of other moneys provided by law.~~

~~(7)(A)(6)(A)~~ All court costs and program user fees assessed by the drug court judge shall be paid to the court clerk for remittance to the

county treasury under § 14-14-1313.

(B) All installment payments shall initially be deemed to be collection of court costs under § 16-10-305 until the court costs have been collected in full with any remaining payments representing collections of other fees and costs as authorized in this section and shall be credited to the county administration of justice fund and distributed under § 16-10-307.

(C) ~~All~~ Local program user fees shall be credited to a fund known as the drug court program fund and appropriated by the quorum court for the benefit and administration of the drug court program.

~~(8)(7)~~ Court orders for costs and fees shall remain an obligation of the offender with court monitoring until fully paid."

AND

Page 25, delete lines 24 through 33, and substitute the following:

"(F) ~~Provide drug court program evaluation and accountability~~ Provide assistance and support to the Specialty Court Advisory Committee for the evaluation of specialty court programs.

SECTION 35. Arkansas Code § 16-98-306 is amended to read as follows:  
16-98-306. Collection of data.

(a)(1) A An approved drug court program shall collect and provide monthly data on drug court applicants and all participants as required by the ~~Division of Drug Court Programs within the Administrative Office of the Courts~~ Specialty Court Program Advisory Committee in accordance with the rules promulgated under ~~§ 16-98-307~~ § 10-3-2901."

AND

Page 26, delete lines 19 through 36, and substitute:

~~(K)(L)~~ Any other data or information as required by the ~~Division of Drug Court Programs within the Administrative Office of the Courts~~ Specialty Court Program Advisory Committee in accordance with the rules promulgated under ~~§ 16-98-307~~ § 10-3-2901.

(b) The data collected for evaluation purposes under subsection (a) of this section shall:

(1) Include a minimum standard data set developed and specified by the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee; and

(2) Be maintained in the court files or be otherwise accessible by the courts and the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee.

(c)(1) As directed by the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee, after an individual is discharged either upon completion or termination of a drug court program, the drug court program shall conduct, as much as practical, follow-up contacts with and reviews of former drug court participants for key outcome indicators of drug use, recidivism, and employment.

(2)(A) The follow-up contacts with and reviews of former drug

court participants shall be conducted as frequently and for a period of time as determined by the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee based upon the nature of the drug court program and the nature of the participants.

(B) The follow-up contacts with and reviews of former drug court participants are not extensions of the drug court's jurisdiction over the drug court participants.

(d) For purposes of standardized measurement of success of drug court programs across the state, ~~the Division of Drug Court Programs in consultation with other state agencies and subject to the review of the Drug~~ Specialty Court Advisory Committee shall adopt an operational definition of terms such as "recidivism", "retention", "relapses", "restarts", "sanctions imposed", and "incentives given" to be used in any evaluation and report of drug court programs.

(e) Each drug court program shall provide to the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee all information requested by the Division of Drug Court Programs.

(f) The Division of Drug Court Programs, the Department of Community Correction, the ~~Office of Alcohol and Drug Abuse Prevention~~ Division of Behavioral Health Services, and the Arkansas Crime Information Center shall work together to share and make available data to provide a comprehensive data management system for the state's drug court programs.

(g)(1) The Administrative Office of the Courts shall:

~~(A) Develop a statewide evaluation model to be reviewed by the Drug Court Advisory Committee; and collect monthly data reports submitted by approved drug courts and provide the monthly data reports to the Specialty Court Program Advisory Committee.~~

~~(B) Conduct ongoing evaluations of the effectiveness and efficiency of all drug court programs.~~

(h) The Specialty Court Program Advisory Committee shall:

(1) Submit a report by July 1 of each year summarizing the data collected and outcomes achieved by all approved drug courts; and

(2) Contract with a third-party evaluator every three (3) years to conduct an evaluation on the effectiveness of the drug court program in complying with the key components of § 16-98-302(b).

~~(2) A report of the evaluations of the Administrative Office of the Courts shall be submitted to the General Assembly by July 1 of each year.~~

SECTION 36. Arkansas Code § 16-98-307 is repealed.

~~16-98-307. Drug Court Advisory Committee — Creation.~~

~~(a) There is created a Drug Court Advisory Committee.~~

~~(b) The Drug Court Advisory Committee shall consist of the following members:~~

~~(1) The Chief Justice of the Supreme Court or the Chief Justice's designee who shall serve as chair;~~

~~(2) The Director of the Administrative Office of the Courts or the director's designee;~~

~~(3) A judge to be appointed by the Arkansas Judicial Council;~~

~~(4) The Director of the Department of Community Correction or the director's designee;~~

~~(5) The Director of the Department of Human Services or the director's designee;~~

~~(6) The Director of the Division of Behavioral Health Services or the director's designee;~~

~~(7) A prosecutor appointed by the Prosecutor Coordinator;~~

~~(8) A public defender appointed by the Executive Director of the Arkansas Public Defender Commission;~~

~~(9) A member of the Senate appointed by the President Pro Tempore of the Senate;~~

~~(10) A member of the House of Representatives appointed by the Speaker of the House of Representatives;~~

~~(11) The Arkansas Drug Director or the director's designee;~~

~~(12) The Chair of the Board of Corrections or the chair's designee; and~~

~~(13) The Chair of the Parole Board or the chair's designee.~~

~~(c) The chair or the chair's designee shall promptly call the first meeting after April 4, 2007.~~

~~(d)(1) The committee shall conduct its meetings at the State Capitol or at any place designated by the chair or the chair's designee.~~

~~(2) Meetings shall be held at least one (1) time every three (3) months but may occur more often at the call of the chair.~~

~~(e) If any vacancy occurs on the committee, the vacancy shall be filled by the same process as the original appointment.~~

~~(f) The committee shall establish rules and procedures for conducting its business.~~

~~(g) Members of the committee shall serve without compensation.~~

~~(h) A majority of the members of the committee shall constitute a quorum for transacting any business of the committee.~~

~~(i)(1) The committee is established to promote collaboration and provide recommendations on issues involving drug courts.~~

~~(2) The committee may provide advice and review on at least the following:~~

~~(A) Provisions to identify data to be collected for evaluation; and~~

~~(B) Provisions to ensure uniform data collection."~~

AND

Page 27, delete lines 1 through 36

AND

Page 28, delete lines 1 through 36

AND

Page 29, delete lines 1 through 3

AND

Page 29, delete line 20 and substitute the following:

AND

SECTION 39. Arkansas Code Title 19, Chapter 5, Subchapter 11, is amended to add an additional section to read as follows:

19-5-1143. Accountability Court Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Accountability Court Fund".

(b) The fund shall consist of:

(1) Grants made by any person or federal government agency; and

(2) Any other funds authorized or provided by law.

(c) The fund shall be used by the Department of Community Correction for specialty court programs as defined under § 16-10-139.

SECTION 40. Arkansas Code § 19-6-301(216), concerning special revenue funds, is amended to read as follows:

(216) Drug court program user fees, §§ 16-98-304 and ~~19-6-489~~ specialty court program user fees, § 16-10-701;

SECTION 41. Arkansas Code § 19-6-489 is amended to read as follows:

19-6-489. ~~MACNUM Drug~~ Specialty Court Program Fund.

~~(a) A drug court judge may order an offender to pay:~~

~~(1) Court costs;~~

~~(2) Treatment costs;~~

~~(3) Drug testing costs;~~

~~(4) A program user fee not to exceed twenty dollars (\$20.00) per month; and~~

~~(5) Necessary supervision fees, including any applicable residential treatment fees.~~

~~(b)(1) A drug court judge shall establish a schedule for the payment of costs and fees.~~

~~(2) The cost for treatment, drug testing, and supervision shall be set by the treatment and supervision providers respectively and made part of the order of the drug court judge for payment.~~

~~(3) User fees shall be set by the drug court judge within the maximum amount authorized by this subsection and payable directly to the court clerk for the benefit and administration of the drug court program.~~

~~(4) Treatment, drug testing, and supervision costs shall be paid to the respective providers.~~

~~(5) The court clerk or the designee of the drug court judge shall collect all other costs and fees ordered.~~

~~(6)(A) The remaining user fees shall be remitted to the Treasurer of State by the court clerk for deposit in the MACNUM Drug Court Fund, which is a special revenue fund created and established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.~~

~~(B) The MACNUM Drug Court Fund shall consist of user fees and any other moneys provided by law.~~

~~(7) Court orders for costs and fees shall remain an obligation of the offender with court monitoring until fully paid.~~

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue fund to be known as the "Specialty Court Program Fund".

(b) The Specialty Court Program Fund shall consist of the specialty court program user fees under § 16-10-701 and any other moneys provided by law.

(c) The fund shall be used exclusively for:

(1) Treatment services provided by the Department of Community Correction as defined by and distributed under § 16-98-305(1)(E);

(2) Treatment services provided by the Department of Human Services as defined by and distributed under § 16-9-305(2)(C);

(3) The cost of the evaluation of specialty court programs by the Specialty Court Advisory Committee as required under § 16-10-139; and

(4) Drug and mental health crisis intervention centers."

SECTION 40. Arkansas Code § 27-16-801, concerning the issuance of a"

AND

Page 30, line 6, add the following:

SECTION 41. Arkansas Code § 27-16-1105(a)(3)(A), concerning minimum issuance standards for driver's licenses, is amended to read as follows:

(3)(A)(i) The office may establish by rule a written and defined exceptions process for a person who is unable to present all the necessary documents for a driver's license or identification card and who must rely upon alternate documents.

(ii) The office shall accept alternate documents only to establish identity or date of birth of the person.

(iii)(a) An eligible inmate as defined under § 27-16-801(i)(1)(A) may satisfy the identity document requirement under this section by submitting a sentencing order to the Office of Driver Services before his or her release from incarceration.

(b) The exception to the identity document requirement under subdivision (a)(3)(A)(iii)(a) of this section shall not be applicable to a first-time issuance of a driver's license or identification card nor may it be used to waive any documentation requirements for non-United States citizens."

AND

Renumber the sections accordingly

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator J. Hutchinson

BPG/LNS - 02-25-2015 15:58:58

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\_\_\_\_\_  
Secretary