

2 State of Arkansas
3 89th General Assembly
4 Regular Session, 2013

A Bill

HOUSE BILL 1937

5
6 By: Representative C. Douglas

7 Filed with: Interim House Committee on Judiciary
8 pursuant to A.C.A. §10-3-217.

9 For An Act To Be Entitled

10 AN ACT TO BE KNOWN AS ANGELA'S LAW IN HONOR OF ANGELA
11 ALLEN; CONCERNING SENTENCES FOR FELONY-LEVEL SEXUAL
12 OFFENSES NOT RESULTING IN INCARCERATION IN THE
13 DEPARTMENT OF CORRECTION; AND FOR OTHER PURPOSES.

16 Subtitle

17 TO BE KNOWN AS ANGELA'S LAW IN HONOR OF
18 ANGELA ALLEN; CONCERNING SENTENCES FOR
19 FELONY-LEVEL SEXUAL OFFENSES NOT
20 RESULTING IN INCARCERATION IN THE
21 DEPARTMENT OF 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 § 5-4-301, concerning crimes for which
27 suspension or probation is prohibited, is amended to add a new subsection to
28 read as follows:

29 (e) A court shall not suspend imposition of sentence as to a term of
30 imprisonment for a felony offense that requires registration as a sex
31 offender under the Sex Offender Registration Act of 1997, § 12-12-901 et seq.

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33 SECTION 2. Arkansas Code Title 16, Chapter 90, Subchapter 1, is
34 amended to add a new section to read as follows:

35 16-90-123. Sentences for sex offenses not involving incarceration.

1 (a) A person sentenced for a felony conviction that would require
2 registration as a sex offender under the Sex Offender Registration Act of
3 1997, § 12-12-901 et seq., but that does not include incarceration in the
4 Department of Correction as a part of the sentence is not eligible for a
5 suspended sentence under § 16-90-115 or a suspended imposition of sentence
6 and shall be sentenced to supervised probation under § 16-93-301 et seq.

7 (b) A term of incarceration in a county or regional jail as a
8 condition of probation is permitted under this section.

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11 Referred by the Arkansas House of Representatives

12 Prepared by: BPG/VJF
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