

1 INTERIM STUDY PROPOSAL 2025-025

2
3 State of Arkansas
4 95th General Assembly
5 Regular Session, 2025

As Engrossed: S4/8/25

A Bill

SENATE BILL 623

6
7 By: Senator J. Scott
8 By: Representative Hudson

9 Filed with: Senate Committee on Judiciary
10 pursuant to A.C.A. §10-3-217.

11 **For An Act To Be Entitled**

12 AN ACT CONCERNING THE TREATMENT OF FEMALE INMATES AND
13 DETAINEES IN CORRECTIONAL OR DETENTION FACILITIES; TO
14 AMEND THE LAW REGARDING THE TREATMENT OF AN INMATE OR
15 DETAINEE WHO IS PREGNANT OR HAS RECENTLY DELIVERED A
16 CHILD; AND FOR OTHER PURPOSES.

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18
19 **Subtitle**

20 CONCERNING THE TREATMENT OF FEMALE
21 INMATES AND DETAINEES IN CORRECTIONAL OR
22 DETENTION FACILITIES; AND TO AMEND THE
23 LAW REGARDING THE TREATMENT OF AN INMATE
24 OR DETAINEE WHO IS PREGNANT OR HAS
25 RECENTLY DELIVERED A CHILD.

26
27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

28
29 SECTION 1. Arkansas Code § 12-32-103(a) concerning the provision of
30 prenatal nutrition and hygiene products to a pregnant inmate, is amended to
31 read as follows:

32 (a) A correctional or detention facility shall establish a policy for
33 providing:

34 (1) Necessary prenatal vitamins and nutrition for pregnant
35 inmates and detainees, including without limitation timely and regular
36 nutritious meals that provide, at minimum, two thousand five hundred (2,500)

1 calories in total per day;

2 (2) A necessary number of hygiene products for female inmates
3 and detainees;

4 (3) A necessary number of undergarments for female inmates and
5 detainees;

6 (4) A lower bunk for a pregnant inmate or detainee; ~~and~~

7 (5) Unless otherwise provided for by the correctional or
8 detention facility, access for a pregnant inmate or detainee to:

9 (A) ~~nonprofit~~ Nonprofit educational programming, such as
10 prenatal care, pregnancy-specific hygiene, and parenting classes; and

11 (B) Substance abuse treatment; and

12 (6) Unless otherwise provided for by the correctional or
13 detention facility, a female medical provider or a female member of staff of
14 the correctional or detention facility to be present during a medical
15 examination of a pregnant inmate or detainee.

16
17 SECTION 2. Arkansas Code § 12-32-104(c), concerning the placement of a
18 pregnant inmate in restrictive housing, is amended to read as follows:

19 (c) A pregnant inmate or detainee or an inmate or detainee who
20 has delivered a child within the previous thirty (30) days may not be
21 placed in restrictive housing for any length of time unless the
22 correctional or detention facility determines that the ~~pregnant~~
23 inmate's or detainee's continued presence in the general population of
24 the correctional or detention facility poses:

25 (1) A direct threat to:
26 (A) The safety of a person; or
27 (B) An unborn child or children; or
28 (2) A clear threat to the safe and secure operations of
29 the correctional or detention facility.

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31 SECTION 3. Arkansas Code Title 12, Chapter 32, is amended to add an
32 additional section to read as follows:

33 12-32-106. Safety of pregnant inmate or detainee during transport.
34 A pregnant inmate or detainee shall be transported in a vehicle
35 equipped with seatbelts.

1 /s/J. Scott

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4 Referred requested by the Arkansas Senate

5 Prepared by: CEB/AMS