

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 1879

4 By: Representatives J. Wilson, Murphy, M. Wilson, Beatty, K. Wood, Young,
5 Hall, Lancaster, Vess, Courtway, Wilkinson, and Booker

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For An Act To Be Entitled

9 "AN ACT TO REQUIRE A CORRECTIONS RESOURCES IMPACT
10 STATEMENT FROM THE ARKANSAS SENTENCING COMMISSION FOR ANY
11 BILL TO INCREASE FELONY SENTENCES; AND FOR OTHER
12 PURPOSES."

13

Subtitle

14 "TO REQUIRE A CORRECTIONS RESOURCES
15 IMPACT STATEMENT FROM THE ARKANSAS
16 SENTENCING COMMISSION."
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. (a) For the purposes of this act "crime bill" means a bill
22 to:

- 23 (1) create any new felony offense,
24 (2) upgrade a misdemeanor offense to a felony offense,
25 (3) increase or enhance the imprisonment penalty for any
26 existing felony offense,
27 (4) increase or enhance the imprisonment penalty for any
28 combination of felony offenses,
29 (5) increase the percentage of time served or to be served by
30 changing release criteria or by changing the percentage of meritorious good
31 time applied to a sentence, or

32 (6) increase the number of juveniles diverted to the adult
33 correction system as a matter of law.

34 (b) All crime bills shall be filed not later than the 21st day of the
35 Regular Session of the Arkansas General Assembly, shall be sent to the

1 Arkansas Sentencing Commission with a request for a written corrections
2 resources impact statement, and shall be referred to the Senate Judiciary
3 Committee if the bill is filed in the Senate, or the House Judiciary
4 Committee if the bill is filed in the House of Representatives.

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6 SECTION 2. The Arkansas Sentencing Commission shall provide a copy of
7 the written corrections resources impact statement to the members of the
8 General Assembly within thirty (30) days after receipt of the request for
9 such statement. The impact statement shall estimate the probable impact and
10 effect of the bill upon state corrections resources, including prison or
11 community punishment bedspace needs and budgets.

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13 SECTION 3. The Director and staff of the Department of Correction and
14 Community Punishment shall assist the Arkansas Sentencing Commission in
15 preparing impact statements upon request of the commission.

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17 SECTION 4. No bill described in Section 1 shall be acted upon in any
18 committee or on the floor of either the House or the Senate until the
19 corrections resources impact statement has been made available to the members
20 of the General Assembly.

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22 SECTION 5. The provisions of this act may be suspended upon a vote of
23 two-thirds (2/3) of the full membership of each house of the General
24 Assembly.

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26 SECTION 6. All provisions of this act of a general and permanent
27 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
28 Code Revision Commission shall incorporate the same in the Code.

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30 SECTION 7. If any provision of this act or the application thereof to
31 any person or circumstance is held invalid, such invalidity shall not affect
32 other provisions or applications of the act which can be given effect without
33 the invalid provision or application, and to this end the provisions of this
34 act are declared to be severable.

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1 SECTION 8.(a) Arkansas Code 12-28-103 is hereby repealed.

2 (b) All laws and parts of laws in conflict with this act are hereby
3 repealed.