

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 1050

4 By: Representative Lancaster

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## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 12-30-407 TO  
9 AUTHORIZE THE RELEASE OF INMATES TO POLICE CHIEFS OR OTHER  
10 AUTHORIZED LAW ENFORCEMENT OFFICERS OF CITY-OPERATED  
11 APPROVED JAIL FACILITIES OUTSIDE THE DEPARTMENT OF  
12 CORRECTION; AND FOR OTHER PURPOSES."

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## Subtitle

15 "TO AUTHORIZE THE RELEASE OF INMATES TO  
16 POLICE CHIEFS OR OTHER AUTHORIZED LAW  
17 ENFORCEMENT OFFICERS OF CITY-OPERATED  
18 APPROVED JAIL FACILITIES OUTSIDE THE  
19 DEPARTMENT OF CORRECTION."

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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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23 SECTION 1. Arkansas Code Annotated § 12-30-407(a) is amended to read as  
24 follows:

25 "(a)(1) The Board of Correction and Community Punishment may promulgate  
26 rules and regulations to allow the proper classification of inmates to be  
27 released to the sheriffs of approved jail facilities or chiefs of police or  
28 other authorized law enforcement officers of city-operated approved jail  
29 facilities or community punishment centers outside the Department of  
30 Correction. Such inmates are to work at jobs that directly benefit those  
31 facilities and are to be under supervision at all times.

32 (2)(A) Inmates so released shall be entitled to credit on their  
33 sentences under the meritorious classification system of the Department of  
34 Correction.

35 (B) However, no inmate shall be eligible to be released to  
36 the sheriff or chief of police or other authorized law enforcement officer of

1 an approved jail facility unless the inmate is within thirty (30) months of  
 2 his first parole eligibility date or his first post-prison transfer  
 3 eligibility date, unless:

4 (i) The inmate is returning to the county from which  
 5 he was tried and convicted; or

6 (ii)(a) If the inmate is released to a county other  
 7 than a county from which he was tried and convicted, the sheriff of the county  
 8 from which he was tried and convicted shall be notified.

9 (b) Unless the sheriff responds within fifteen  
 10 (15) days of notification that he disapproves of the transfer, the inmate may  
 11 be transferred as provided in this section."

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13 SECTION 2. All provisions of this act of a general and permanent nature  
 14 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
 15 Revision Commission shall incorporate the same in the Code.

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17 SECTION 3. If any provision of this act or the application thereof to  
 18 any person or circumstance is held invalid, such invalidity shall not affect  
 19 other provisions or applications of the act which can be given effect without  
 20 the invalid provision or application, and to this end the provisions of this  
 21 act are declared to be severable.

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23 SECTION 4. All laws and parts of laws in conflict with this act are  
 24 hereby repealed.

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