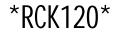
Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 2	State of Arkansas 82nd General Assembly	A Bill	
3	Regular Session, 1999		HOUSE BILL 1308
4			
5	By: Representative Hale		
6			
7	For An Act To Be Entitled		
8	"AN ACT TO AMEND ARKANSAS CODE § 5-4-101 TO CLARIFY		
9	THE DEFINITION OF IMPRISONMENT TO INCLUDE PRIVATELY		
10	OPERATED DETENTIONAL FACILITIES; AND FOR OTHER		
11	PURPOSES. "		
12			
13	Subtitle		
14	"TO CLARIFY THE DEFINITION OF		
15	IMPRISONMENT TO INCLUDE PRIVATELY		
16	OPERATED DETENTIONAL FACILITIES."		
17			
18			
19	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:		
20			
21	SECTION 1. Arkansas Code 5-4-101 is amended to read as follows:		
22	"5-4-101. Definitions.		
23	As used in this chapter, unless the context otherwise requires:		
24	(1) 'Suspension' or 'suspend imposition of sentence' means a		
25	procedure whereby a defendant who pleads or is found guilty of an offense is		
26	released by the court without pronouncement of sentence and without		
27	supervision;		
28	(2) ' Pro	bation' or 'place on probation' means	a procedure whereby
29	a defendant who plead	ls or is found guilty of an offense is	released by the
30	court without pronouncement of sentence but subject to the supervision of a		
31	probation officer;		
32	(3) ' Pr	robation officer' means a salaried offi	cer attached to the
33	court pursuant to § 16-93-402 or a reputable person designated by the court to		
34	supervise a defendant who is placed on probation;		
35	(4) 'Imprisonment' means incarceration in a detentional facility		
36	operated by the state	e or any of its political subdivisions <u>,</u>	or may mean



incarceration in a privately operated detentional facility under contract to the state or any of its political subdivisions; (5) 'Restitution' means the act of making good or giving equivalent value for any loss, damage, or injury. In the event of injury or loss that the offender has special capacity to restore or repair, 'restitution' may also include a sentence to perform such reparations." SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code. SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable. SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.