

1 State of Arkansas

2 82nd General Assembly

3 Regular Session, 1999

# A Bill

HOUSE BILL 1507

4  
5 By: Representative Hathorn

## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 16-90-111 RELATING TO  
10 THE CORRECTION OR REDUCTION OF SENTENCES IMPOSED FOR  
11 CRIMINAL OFFENSES; AND FOR OTHER PURPOSES."

## Subtitle

14 "TO AMEND ARKANSAS CODE RELATING TO THE  
15 CORRECTION OR REDUCTION OF SENTENCES  
16 IMPOSED FOR CRIMINAL OFFENSES."

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

21 SECTION 1. Arkansas Code 16-90-111 is amended to read as follows:

22 "16-90-111. Correction or reduction of sentence.

23 (a) Any circuit court, upon receipt of petition by the aggrieved party  
24 for relief and after the notice of the relief has been served on the  
25 prosecuting attorney, may correct an illegal sentence at any time and may  
26 correct a sentence imposed in an illegal manner within the time provided in  
27 this section for the reduction of sentence.

28 (b)(1) The court may reduce a sentence within ~~one hundred twenty (120)~~  
29 ninety (90) days after the sentence is imposed or within ~~one hundred twenty~~  
30 (120) sixty (60) days after receipt by the court of a mandate issued upon  
31 affirmance of the judgment or dismissal of the appeal.

32 (2) The court may also reduce a sentence upon revocation of probation  
33 as provided by law."

35 SECTION 2. All provisions of this act of a general and permanent nature  
36 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

1 Revision Commission shall incorporate the same in the Code.

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

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10 hereby repealed.