1	State of Arkansas	As Engrossed: H3/16/99 H3/19/99 H3/24/99		
2	82nd General Assembly	A Bill		
3	Regular Session, 1999		HOUSE BILL 1997	
4				
5	By: Representatives Elliott, Parks, Salmon, Files, Jacobs, Broadway, Davis, Hendren, T. Thomas,			
6	Allison, G. Jeffress, Scrimshire, Hausam, Bledsoe, Bennett, Creekmore, Minton, King			
7	By: Senators Walters, Brown, Hunter			
8				
9				
10	For An Act To Be Entitled			
11	"AN ACT TO PROVIDE THAT PERSONS CONVICTED OF FIRST			
12	DEGREE MURDER SHALL NOT BE GRANTED FURLOUGHS BY THE			
13	DEPARTMEN'	T OF CORRECTIONS; AND FOR OTHER I	PURPOSES. "	
14				
15		Subtitle		
16	"AN	ACT TO PROVIDE THAT PERSONS CONV	'I CTED	
17	OF FIRST DEGREE MURDER SHALL NOT BE			
18	GRAN	ITED FURLOUGHS BY THE DEPARTMENT	0F	
19	CORR	RECTIONS. "		
20				
21				
22	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF	ARKANSAS:	
23				
24	SECTION 1. Ark	ansas Code § 12-29-102 is amende	d to read as follows:	
25	"§ 12-29-102. Inmates denied participation in furlough programs.			
26	A person who is convicted for any of the following offenses shall be			
27	ineligible to partici	pate in any meritorious furlough	program conducted by or	
28	for the Department of Correction:			
29	(1) Capital mu	rder, § 5-10-101;		
30	<u>(2) Murder in</u>	the first degree, § 5-10-102;		
31	(<u>23</u>) Ki dnappi n	g, § 5-11-102;		
32	(3 <u>4</u>) Rape, § 5	-14-103;		
33	(4 <u>5</u>) Any other	offense under § 5-14-101 et seq	., concerning sexual	
34	offenses;			
35	(5 <u>6</u>) An offens	e concerning sexual exploitation	of children, § 5-27-301	
36	at san :			

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1	(67) An offense concerning use of children in sexual performances, § 5-		
2	27-401 et seq.; or		
3	(7 <u>8</u>) Stalking, § 5-71-229.″		
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5	SECTION 2. All provisions of this act of a general and permanent nature		
6	are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code		
7	Revision Commission shall incorporate the same in the Code.		
8			
9	SECTION 3. If any provision of this act or the application thereof to		
10	any person or circumstance is held invalid, such invalidity shall not affect		
11	other provisions or applications of the act which can be given effect without		
12	the invalid provision or application, and to this end the provisions of this		
13	act are declared to be severable.		
14			
15	SECTION 4. All laws and parts of laws in conflict with this act are		
16	hereby repealed.		
17			
18	SECTION 5. EMERGENCY CLAUSE. It is hereby found and determined by the		
19	Eighty-second General Assembly that the law providing that certain inmates		
20	should not be eligible to participate in furlough programs does not include		
21	persons convicted of murder in the first degree; that it is imperative that		
22	persons convicted of murder in the first degree be prevented from		
23	participation in such programs because they present a real and present danger		
24	to society; and that immediate passage of this act is necessary to protect the		
25	public peace, health and safety of the State of Arkansas. Therefore, an		
26	emergency is declared to exist and this act being immediately necessary for		
27	the preservation of the public peace, health and safety shall become effective		
28	on the date of its approval by the Governor. If the bill is neither approved		
29	nor vetoed by the Governor, it shall become effective on the expiration of the		
30	period of time during which the Governor may veto the bill. If the bill is		
31	vetoed by the Governor and the veto is overridden, it shall become effective		
32	on the date the last house overrides the veto.		
33	/s/ Elliott, et al		
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