

State of Arkansas
83rd General Assembly
Regular Session, 2001

A Bill

SENATE BILL 193

By: Senator Gullett

For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS CODE 12-50-103 TO DEFINE THE TERM "PRIVATE CORRECTIONAL FACILITY"; AND FOR OTHER PURPOSES.

Subtitle

TO DEFINE THE TERM "PRIVATE CORRECTIONAL FACILITY".

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

SECTION 1. Arkansas Code 12-50-103 is amended to read as follows:
12-50-103. Definitions.

As used in this chapter, unless the context otherwise requires:

(1) "Bond" or "bonds" means all bonds, notes, certificates, or other instruments or evidences of indebtedness issued by the Arkansas Development Finance Authority to finance prison facilities;

(2) "Board" means the Board of Correction and Community Punishment;

(3) "Correctional services" means the following functions, services, and activities when provided within a prison or otherwise:

(A) The operation of facilities, including management, custody of inmates, and providing security;

(B) Food services, commissary, medical services, transportation, sanitation, or other ancillary services;

(C) Development and implementation assistance for classification, management, information systems, or other information system or services;

(D) Education, training, and jobs programs; and

(E) Counseling, special treatment programs, or other programs for

special needs;

(4) "Department" means the Department of Correction;

(5) "Director" means the Director of the Department of Correction;

(6) "Governing body" means:

(A) The city council or board of directors or comparable body for a city;

(B) The town council or board of directors or comparable body for a town;

(C) The quorum court for a county;

(7) "Local facilities" means those correctional facilities which are under the jurisdiction of a political subdivision;

(8) "Political subdivision" means a city of any class, a town, or a county;

(9) "Prison" or "facility" or "prison facility" means any institution operated by or under authority of the department or a political subdivision, public facilities board, redevelopment district, a sheriff, or chief of police and shall include, whether obtained by purchase, lease, construction, reconstruction, restoration, improvement, alteration, repair, or other means, any physical betterment or improvement related to the housing of inmates or any preliminary plans, studies, or surveys relative thereto; land or rights to land; and any furnishings, machines, vehicles, apparatus, or equipment for use in connection with any prison facility;

(10) "Prison contractor" or "contractor" means any entity entering a contractual agreement to provide any correctional services to inmates under the custody of the state or a political subdivision, public facilities board, or redevelopment district;

(11) "Private correctional facility" means any prison, facility, or prison facility in which correctional services for inmates are provided by a prison contractor or contractor;

~~(11)~~(12) "State" means the State of Arkansas; and

~~(12)~~(13) "State facilities" means those correctional facilities which are under the jurisdiction of the Department of Correction.