

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: S3/24/05

A Bill

HOUSE BILL 1755

5 By: Representative Childers
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For An Act To Be Entitled

9 AN ACT TO PROVIDE THAT PROBATION OR A SUSPENDED
10 SENTENCE MAY BE REVOKED SUBSEQUENT TO THE PERIOD
11 OF SUSPENSION OR PROBATION IF A PETITION TO
12 REVOKE IS FILED PRIOR TO EXPIRATION OF THE PERIOD
13 OF SUSPENSION OR PROBATION; AND FOR OTHER
14 PURPOSES.
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Subtitle

16 AN ACT TO PROVIDE THAT PROBATION OR A
17 SUSPENDED SENTENCE MAY BE REVOKED
18 SUBSEQUENT TO THE PERIOD OF SUSPENSION
19 OR PROBATION IF A PETITION TO REVOKE IS
20 FILED PRIOR TO EXPIRATION OF THE PERIOD
21 OF SUSPENSION OR PROBATION.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. Arkansas Code § 5-4-309(e), pertaining to revocation of a
28 suspension or probation, is amended to read as follows:

29 (e) The court may revoke a suspension or probation subsequent to the
30 expiration of the period of suspension or probation, provided before
31 expiration of the period:

32 (1) The defendant is arrested for violation of suspension or
33 probation;

34 (2) A warrant is issued for the defendant's arrest for violation
35 of suspension or probation; ~~or~~

36 (3) A petition to revoke the defendant's suspension or probation



1 has been filed if a warrant is issued for the defendant's arrest within
2 thirty (30) days of the date of the filing of the petition; or

3 ~~(3)~~(4) The defendant has been:

4 (A) Issued a citation in lieu of arrest under Rule 5 of
5 the Arkansas Rules of Criminal Procedure for violation of suspension or
6 probation; or

7 (B) Served a summons under Rule 6 of the Arkansas Rules of
8 Criminal Procedure for violation of suspension or probation.

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10 /s/ Childers
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