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 As Engrossed: \$2/22/05	
2	85th General Assembly A B1II	
3	Regular Session, 2005	SENATE BILL 389
4		
5	By: Senator Luker	
6	By: Representatives D. Johnson, Bond	
7		
8		
9	For An Act To Be Ent	itled
10	AN ACT TO AMEND ARKANSAS CODE § 1	2-27-127 TO
11	CREATE AN INCENTIVE FOR SUCCESSFUL	
12	REHABILITATION; AND FOR PURPOSES.	
13		
14	Subtitle	
15	AN ACT TO AMEND ARKANSAS CODE § 12-27-	
16	127 TO CREATE AN INCENTIVE FOR	
17	SUCCESSFUL REHABILITATION.	
18		
19		
20	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:	
21		
22	SECTION 1. Arkansas Code § 12-27-127 is amended to add an additional	
23	subsection to read as follows:	
24	(c)(1) Upon receipt of a referral from the Director of the Department	
25	of Community Correction or his or her designee, the Post Prison Transfer	
26	Board shall have the power, in accordance with rules and procedures	
27	promulgated by the Board of Corrections, to release from confinement an	
28	inmate who has been:	
29	(A) Sentenced and judicially transferred to the Department	
30	of Community Correction;	
31	(B) Incarcerated for a minimum of two hundred seventy	
32	(270) days; and	
33		ment of Community Correction
34	to have successfully completed its therapeutic program.	
35	(2)(A) The General Assembly finds	
36	Post Prison Transfer Board under subdivision (c)(1) of this section will:	

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As Engrossed: S2/22/05 SB389

1	(i) Aid the therapeutic rehabilitation of the	
2	inmates judicially transferred to the Department of Community Correction; and	
3	(ii) More efficiently use the correctional resources	
4	of the State of Arkansas.	
5	(B) The power granted to the Post Prison Transfer Board	
6	under subdivision (c)(l) of this section shall be the sole authority required	
7	for the accomplishment of the purposes set forth in this subdivision (c)(2),	
8	and when the board exercises its power under this section, it shall not be	
9	necessary for the board to comply with general provisions of other laws	
10	dealing with the minimum time constraints as applied to release eligibility.	
11	(3) Nothing in this subsection (c) shall be construed as	
12	granting the Post Prison Transfer Board or the Department of Community	
13	Correction the authority to either detain an inmate beyond the sentence	
L 4	imposed upon him or her by a transferring court or to shorten that sentence.	
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16	/s/ Luker	
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