

State of Arkansas  
85th General Assembly  
Regular Session, 2005

# A Bill

SENATE BILL 580

By: Senator Critcher

## For An Act To Be Entitled

AN ACT CONCERNING THE WAITING PERIOD FOR  
REAPPLYING FOR EXECUTIVE CLEMENCY; AND FOR OTHER  
PURPOSES.

## Subtitle

AN ACT CONCERNING THE WAITING PERIOD FOR  
REAPPLYING FOR EXECUTIVE CLEMENCY.

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

SECTION 1. Arkansas Code § 5-4-607(d)(1), concerning the time  
limitation for filing an application for pardon or commutation, is amended to  
read as follows:

(d)(1) Any person who has been convicted of capital murder, § 5-10-  
101, or of any Class Y or Class A felony, excluding nonviolent offenses under  
the Uniform Controlled Substances Act, § 5-64-101 et seq., and who makes an  
application shall not be eligible to reapply for a period of four (4) years  
after the filing date of the application that was denied, except that a  
person whose application was denied by the Governor after receiving a  
majority vote by the Post Prison Transfer Board in favor of the application  
is eligible to reapply one (1) year after the date the application was denied  
by the Governor.

SECTION 2. Arkansas Code § 16-93-207(c)(1), concerning the time  
limitation for filing an application for pardon commutation of sentence, or  
remission of fine or forfeiture, is amended to read as follows:

(c)(1) If an application for pardon, commutation of sentence, or



1 remission of fine or forfeiture is denied in writing by the Governor, the  
2 person filing the application shall not be eligible to file a new application  
3 for pardon, commutation of sentence, or remission of fine or forfeiture  
4 related to the same offense for a period of four (4) years from the filing  
5 date of the application that was ~~denial~~ denied.