

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 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 2362

5 By: Representatives Hyde, S. Prater, Rosenbaum  
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## For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE § 12-27-114 TO  
10 PRESCRIBE THE REIMBURSEMENT RATE FOR STATE  
11 INMATES IN COUNTY JAILS; AND FOR OTHER PURPOSES.  
12

## Subtitle

13 TO AMEND ARKANSAS CODE § 12-27-114 TO  
14 PRESCRIBE THE REIMBURSEMENT RATE FOR  
15 STATE INMATES IN COUNTY JAILS.  
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17  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 12-27-114(a), concerning the reimbursement  
22 rate for state inmates in county jails, is amended to read as follows:

23 (a)(1)(A)(i) In the event the Department of Correction cannot accept  
24 inmates from county jails due to insufficient bed space, the Department of  
25 Correction shall reimburse the counties from the County Jail Reimbursement  
26 Fund at ~~rates determined by the Chief Fiscal Officer of the State, after~~  
27 ~~consultation with the Division of Legislative Audit and the Department of~~  
28 ~~Correction and upon approval by the Governor, until the appropriation and~~  
29 ~~funding provided for that purpose are exhausted~~ the rate of fifty-two dollars  
30 and sixty-four cents (\$52.64) per inmate per day.

31 (ii) The reimbursement rate shall include the  
32 county's cost of transporting the inmates to the Department of Correction.

33 (B)(i) Reimbursement shall begin on the date of sentencing  
34 if the judgment and commitment order is received by the Department of  
35 Correction not later than twenty-one (21) days from the sentencing date.

36 (ii) If the judgment and commitment order is



1 received by the Department of Correction twenty-two (22) or more days after  
 2 the sentencing date, reimbursement shall begin on the date the Department of  
 3 Correction receives the judgment and commitment order.

4 (2)(A) In the event the Department of Community Correction  
 5 cannot accept inmates from county jails due to insufficient bed space or  
 6 shall have an inmate confined in a county jail under any prerelease program,  
 7 the Department of Community Correction shall reimburse the counties from the  
 8 fund at ~~rates determined by the Chief Fiscal Officer of the State, after~~  
 9 ~~consultation with the division and the Department of Correction, and upon~~  
 10 ~~approval by the Governor, until the appropriation and funding provided for~~  
 11 ~~that purpose are exhausted~~ the rate of fifty-two dollars and sixty-four cents  
 12 (\$52.64) per inmate per day.

13 (B)(i) Reimbursement shall begin on either the date of  
 14 sentencing or the date of placement on probation accompanied with  
 15 incarceration in the Department of Community Correction if the judgment and  
 16 commitment order or the judgment and disposition order, whichever is  
 17 applicable, is received by the Department of Community Correction not later  
 18 than twenty-one (21) days from either the date of sentencing or the date of  
 19 placement on probation accompanied with incarceration in the Department of  
 20 Community Correction.

21 (ii) If the judgment and commitment order or the  
 22 judgment and disposition order, whichever is applicable, is received by the  
 23 Department of Community Correction twenty-two (22) or more days after the  
 24 date of sentencing or the date of placement on probation accompanied with  
 25 incarceration in the Department of Community Correction, reimbursement shall  
 26 begin on the date the Department of Community Correction receives either the  
 27 judgment and commitment order or the judgment and disposition order,  
 28 whichever is applicable.