1 2	State of Arkansas 90th General Assembly A Bill	
	90th General AssemblyA DIIIRegular Session, 2015SENATE BILI	[ 262
3 4	Kegulai Sessioli, 2015 SENATE BILI	L 202
4 5	By: Senator J. Woods	
6	By: Representative Bennett	
7		
8	For An Act To Be Entitled	
9	AN ACT PERTAINING TO PLACEMENT IN A COMMUNITY	
10	CORRECTION CENTER; AND FOR OTHER PURPOSES.	
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13	Subtitle	
14	PERTAINING TO PLACEMENT IN A COMMUNITY	
15	CORRECTION CENTER.	
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18	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:	
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20	SECTION 1. Arkansas Code § 5-4-312, concerning presentence	
21	investigation and placement in a community correction program, is amended	to
22	add a new subsection to read as follows:	
23	(d)(l) If after receipt of an order directing a defendant to a	
24	community correction center, the Department of Community Correction	
25	determines that the defendant is not eligible for placement in a community	Z
26	correction program under § 16-93-1201 et seq., the Department of Community	Z
27	Correction shall not admit the defendant but shall immediately notify the	
28	prosecuting attorney in writing.	
29	(2) After receipt of the notice required under subdivision	
30	(d)(1) of this section, the prosecuting attorney shall notify the court of	
31	the defendant's ineligibility for placement in a community correction cent	ter
32	and the court shall resentence the defendant accordingly.	
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34	SECTION 2. Arkansas § 16-93-1202(6), concerning the definition of	
35	"eligibility" as it relates to community punishment, is amended to read as	3
36	follows:	



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1	(6) "Eligibility" or "eligible offender" means any person convicted of
2	a felony who is by law eligible for such sentence and who falls within the
3	population targeted by the General Assembly for inclusion in community
4	correction facilities or who is otherwise under the supervision of the
5	Department of Community Correction and who has not been subject to a
6	disciplinary violation for a violent act or for sexual misconduct while in
7	the custody of a jail or correctional facility;
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