

State of Arkansas

As Engrossed: S3/3/15

90th General Assembly

A Bill

Regular Session, 2015

SENATE BILL 329

By: Senators Hickey, Hester, E. Williams

By: Representative Wright

For An Act To Be Entitled

AN ACT CONCERNING THE METHOD AND TIMEFRAME IN WHICH A
COUNTY JAIL IS REIMBURSED FOR HOUSING INMATES WITH
THE DEPARTMENT OF CORRECTION AND THE DEPARTMENT OF
COMMUNITY CORRECTION; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING THE METHOD AND TIMEFRAME IN
WHICH A COUNTY JAIL IS REIMBURSED FOR
HOUSING INMATES WITH THE DEPARTMENT OF
CORRECTION AND THE DEPARTMENT OF
COMMUNITY CORRECTION.

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

*SECTION 1. Arkansas Code § 12-27-114(b), concerning the payment by the
Department of Correction and the Department of Community Correction to a
county jail for housing inmates, is amended to read as follows:*

*(b)(1)(A) ~~In the first week of each month, the~~ The Department of
Correction and the Department of Community Correction shall prepare an
invoice during the first week of each month that lists for each state inmate
who was physically housed in a county jail ~~received from a county~~ during the
previous month.*

*(B) The invoice shall reflect the number of days ~~an~~ a
state inmate was in the county jail in an awaiting-bed-space status.*

*(2)(A) The Department of Correction and the Department of
Community Correction shall verify and forward the invoices to the applicable*



1 county sheriff to certify the actual number of days the state inmates were
2 physically housed in the county jail.

3 (B)(i) Upon written request of a county judge, county
4 treasurer, or county sheriff, the Department of Correction and the Department
5 of Community Correction shall provide to the county official making the
6 request ~~of~~ a written report summarizing the year-to-date county jail
7 reimbursement invoices prepared and forwarded for verification by the
8 Department of Correction and the Department of Community Correction and
9 payment from the fund.

10 (ii) In addition, the written report shall include a
11 summary of invoices returned by each county for payment for previous months
12 within the fiscal year, the amounts paid, and any balances owed.

13 (3)(A) The certified invoices shall then be returned to the
14 Department of Correction and the Department of Community Correction for
15 payment from the fund.

16 (B) Payment from the fund shall be made within (5)
17 business days of receipt of signed and certified invoices returned by each
18 county, subject to funding made available for payment of the certified
19 notices.

20 (4) The county sheriff shall maintain documentation for three
21 (3) calendar years to confirm the number of days each state inmate was
22 physically housed in the county jail.

23 (5) The documentation maintained by the county sheriff is
24 subject to review by the division.

25
26 SECTION 2. DO NOT CODIFY. Temporary language.

27 (a) Any arrearages owed the county jails by the Department of
28 Correction and the Department of Community Correction shall not become
29 immediately due upon the effective date of this act.

30 (b) Arrearages owed county jails by the Department of Correction and
31 the Department of Community Correction for housing state inmates in the
32 county jails shall be paid out incrementally over the six (6) months after
33 the effective date of this act.

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35 /s/Hickey
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