

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: H3/23/17

A Bill

HOUSE BILL 1886

5 By: Representative Gazaway
6

For An Act To Be Entitled

8 AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 16 OF
9 THE ARKANSAS CODE; TO DECLARE AN EMERGENCY; AND FOR
10 OTHER PURPOSES.
11
12

Subtitle

13 *TO MAKE TECHNICAL CORRECTIONS TO TITLE 16*
14 *OF THE ARKANSAS CODE; AND TO DECLARE AN*
15 *EMERGENCY.*
16
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 *SECTION 1. Arkansas Code § 16-93-613, concerning parole eligibility*
22 *for Class Y, Class A, and Class B felonies, and as amended by Acts 2017, No.*
23 *539, is amended to correct a citation and to read as follows:*

24 *(c) Except as provided for under ~~§ 16-93-619~~ § 16-93-621, for an*
25 *offense committed before, on, or after the effective date of this act, a*
26 *person who was a minor at the time of committing an offense listed under*
27 *subsection (a) of this section is eligible for release on parole under this*
28 *section.*
29

30 *SECTION 2. Arkansas Code § 16-93-614, concerning parole eligibility*
31 *for offenses committed after January 1, 1994, and as amended by Acts 2017,*
32 *No. 539, is amended to correct a citation and to read as follows:*

33 *(d) Except as provided for under ~~§ 16-93-619~~ § 16-93-621, for an*
34 *offense committed before, on, or after the effective date of this act, a*
35 *person who was a minor at the time of committing an offense listed under*
36 *subsection (c) of this section is eligible for release on parole under this*



1 *section.*

2

3 *SECTION 3. Arkansas Code § 16-93-618, concerning parole eligibility*
4 *for certain Class Y felony offenses and certain methamphetamine offenses and*
5 *the serving of seventy percent (70%) of a person's sentence, and as amended*
6 *by Acts 2017, No. 539, is amended to correct a citation and to read as*
7 *follows:*

8 *(f) Except as provided for under ~~§ 16-93-619~~ § 16-93-621, for an*
9 *offense committed before, on, or after the effective date of this act, a*
10 *person who was a minor at the time of committing an offense listed under*
11 *subsection (a) of this section is eligible for release on parole under this*
12 *section.*

13

14 *SECTION 4. DO NOT CODIFY. CONSTRUCTION AND LEGISLATIVE INTENT.*

15 *It is the intent of the General Assembly that:*

16 *(1) The enactment and adoption of this act shall not expressly*
17 *or impliedly repeal an act passed during the regular session of the Ninety-*
18 *First General Assembly;*

19 *(2) To the extent that a conflict exists between an act of the*
20 *regular session of the Ninety-First General Assembly and this act:*

21 *(A) The act of the regular session of the Ninety-First*
22 *General Assembly shall be treated as a subsequent act passed by the General*
23 *Assembly for the purpose of:*

24 *(i) Giving the act of the regular session of the*
25 *Ninety-First General Assembly its full force and effect; and*

26 *(ii) Amending or repealing the appropriate parts of*
27 *the Arkansas Code of 1987; and*

28 *(B) Section 1-2-107 shall not apply; and*

29 *(3) This act shall make only technical, not substantive, changes*
30 *to the Arkansas Code of 1987.*

31

32 *SECTION 5. EMERGENCY CLAUSE. It is found and determined by the*
33 *General Assembly of the State of Arkansas that Senate Bill 294 of 2017*
34 *recently became Acts 2017, No. 539, with an immediate effective date; that an*
35 *internal citation in three (3) of the sections of the act was found to be*
36 *incorrect; and that this act is immediately necessary because the three*

1 internal citations need to be corrected. Therefore, an emergency is declared
2 to exist, and this act being immediately necessary for the preservation of
3 the public peace, health, and safety shall become effective on:

4 (1) The date of its approval by the Governor;

5 (2) If the bill is neither approved nor vetoed by the Governor,
6 the expiration of the period of time during which the Governor may veto the
7 bill; or

8 (3) If the bill is vetoed by the Governor and the veto is
9 overridden, the date the last house overrides the veto.

10
11 /s/Gazaway
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36