

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4  
5 By: Representative Petty  
6 By: Senator J. Cooper  
7

# A Bill

HOUSE BILL 1233

## For An Act To Be Entitled

9 AN ACT CONCERNING AT WHAT POINT A PROBATIONER'S  
10 PROBATION BEGINS AND AT WHAT POINT IN THE SENTENCING  
11 PROCESS THE SUPERVISION OF A PROBATIONER BY THE  
12 DEPARTMENT OF COMMUNITY CORRECTION BEGINS; AND FOR  
13 OTHER PURPOSES.  
14  
15

## Subtitle

16 CONCERNING AT WHAT POINT A PROBATIONER'S  
17 PROBATION BEGINS AND AT WHAT POINT IN THE  
18 SENTENCING PROCESS THE SUPERVISION OF A  
19 PROBATIONER BY THE DEPARTMENT OF  
20 COMMUNITY CORRECTION BEGINS.  
21  
22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. Arkansas Code § 5-4-307 is amended to read as follows:

27 5-4-307. Time period – Calculation.

28 (a) Except as provided in subsection (c) of this section, a period of  
29 suspension or probation commences to run ~~on the day it is imposed~~ when the  
30 circuit court pronounces the probationer's sentence in the courtroom or in a  
31 sentencing order, whichever occurs first.

32 (b)(1) Whether imposed at the same or a different time, multiple  
33 periods of suspension or probation run concurrently.

34 (2) The period of a suspension or probation also runs  
35 concurrently with any federal or state term of imprisonment or parole to  
36 which a defendant is or becomes subject to during the period of the



1 suspension or probation.

2 (c) If a court sentences a defendant to a term of imprisonment and  
 3 suspends imposition of sentence as to an additional term of imprisonment, the  
 4 period of the suspension commences to run on the day the defendant is  
 5 lawfully set at liberty from the imprisonment.

6  
 7 SECTION 2. Arkansas Code § 16-93-306(a), concerning the supervision of  
 8 a probationer by the Department of Community Correction, is amended to add a  
 9 new subdivision to read as follows:

10 (3) The Department of Community Correction shall assume  
 11 supervisory responsibilities over a probationer when the circuit court  
 12 pronounces the probationer's sentence in the courtroom or in a sentencing  
 13 order, whichever occurs first.