

State of Arkansas  
90th General Assembly  
Regular Session, 2015

# A Bill

SENATE BILL 198

By: Senator J. Woods  
By: Representative Bennett

## For An Act To Be Entitled

AN ACT ALLOWING THE DEPARTMENT OF COMMUNITY  
CORRECTION TO PARTICIPATE IN A PRIVATE SECTOR PRISON  
INDUSTRY ENHANCEMENT PROGRAM; AND FOR OTHER PURPOSES.

### Subtitle

ALLOWING THE DEPARTMENT OF COMMUNITY  
CORRECTION TO PARTICIPATE IN A PRIVATE  
SECTOR PRISON INDUSTRY ENHANCEMENT  
PROGRAM.

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

SECTION 1. Arkansas Code § 12-30-502 is amended to read as follows:  
12-30-502. Transportation and sale of goods.

(a) Goods produced in whole or in part by ~~Department of Correction~~  
inmates inmates of the Department of Correction or the Department of  
Community Correction participating in private sector prison industry  
enhancement programs may be transported and sold in the same manner as goods  
produced by free persons, provided that the inmates participating in the  
private sector prison industry enhancement programs are paid at least the  
minimum wage prescribed by state law.

(b) The minimum wage requirement does not apply to hobby and craft  
items produced by the inmates on their own time and with their own resources,  
or to inmates working in any other prison industries program.

SECTION 2. Arkansas Code § 12-30-503 is amended to read as follows:



12-30-503. Purpose of wages set aside – Rules ~~and regulations~~ of director.

(a) ~~A person committed to~~ An inmate of the Department of Correction ~~or Department of Community Correction~~ who is earning at least minimum wage and is employed ~~pursuant to~~ under §§ 12-30-501 and 12-30-502 shall have his or her wages set aside in a separate wage fund by the warden or supervisor of the facility ~~in a separate wage fund in which the inmate is incarcerated.~~

(b) The Director of the Department of Correction ~~and the Director of the Department of Community Correction~~ shall promulgate ~~regulations which will~~ rules that:

- (1) Protect the inmate's rights to due process;
- (2) Provide for hearings as necessary before the Crime Victims Reparations Board; and
- (3) Govern the disposition of ~~a confined person's~~ an inmate's gross monthly wage, minus required payroll deductions and payment of necessary work-related incidental expenses, for the following purposes:
  - (A) ~~The~~ To support ~~of families~~ the family and dependent relatives of the ~~respective inmates~~ inmate;
  - (B) ~~The~~ To discharge ~~of~~ any legal obligations, including judgments for restitution;
  - (C) To pay all or a part of the cost of the inmate's board, room, clothing, medical, dental, and other correctional services;
  - (D) To provide for funds payable to the inmate upon his or her release;
  - (E) ~~Reimbursing~~ To reimburse the state for the actual value of state property intentionally or willfully and wantonly destroyed by the inmate during his or her ~~commitment~~ incarceration;
  - (F) ~~Reimbursing~~ To reimburse the state for reasonable costs incurred in returning the inmate to the facility to which he or she ~~is committed~~ was incarcerated in the event of escape; and
  - (G) ~~The~~ To deposit ~~of~~ an appropriate amount into the Crime Victims Reparations Revolving Fund.

APPROVED: 02/23/2015