

Stricken language would be deleted from and underlined language would be added to present law.  
Act 248 of the Regular Session

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

As Engrossed: H1/29/19 S2/14/19  
**A Bill**

HOUSE BILL 1233

By: Representative Petty  
By: Senator J. Cooper

**For An Act To Be Entitled**

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

**Subtitle**

CONCERNING AT WHAT POINT A PROBATIONER'S  
PROBATION BEGINS AND AT WHAT POINT IN THE  
SENTENCING PROCESS THE SUPERVISION OF A  
PROBATIONER BY THE DEPARTMENT OF  
COMMUNITY CORRECTION BEGINS.

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

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

5-4-307. Time period – Calculation.

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

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

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



suspension or probation.

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

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

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

*/s/Petty*

**APPROVED: 2/28/19**