

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

State of Arkansas
95th General Assembly

A Bill

DRAFT CEB/CEB
SENATE BILL

By: Senator C. Tucker

For An Act To Be Entitled

AN ACT TO PROVIDE FOR HOME DETENTION AS AN
ALTERNATIVE TO PAROLE AND POST-RELEASE SUPERVISION;
TO ALLOW THE DIRECTOR OF THE DIVISION OF CORRECTION
TO TRANSFER AN INMATE THAT IS SIXTY YEARS OF AGE OR
OLDER TO HOME DETENTION; AND FOR OTHER PURPOSES.

Subtitle

TO PROVIDE FOR HOME DETENTION AS AN
ALTERNATIVE TO PAROLE AND POST-RELEASE
SUPERVISION; TO ALLOW THE DIRECTOR OF
THE DIVISION OF CORRECTION TO TRANSFER
AN INMATE THAT IS SIXTY YEARS OF AGE OR
OLDER TO HOME DETENTION.

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

SECTION 1. Arkansas Code Title 16, Chapter 93, Subchapter 1, is
amended to add an additional section to read as follows:

16-93-113. Parole and post-release supervision alternative – Home
detention – Definition.

(a) As used in this section, “approved electronic monitoring or
supervising device” means an electronic device approved by the Board of
Corrections that meets the minimum Federal Communications Commission
regulations and requirements and that utilizes available technology that is
able to track a person’s location and monitor his or her location.

(b) Notwithstanding any minimum serving requirement to be eligible for

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1 parole or post-release supervision under this chapter, the Director of the
2 Division of Correction may place an inmate in a home detention program with
3 an approved electronic monitoring or supervising device if:

4 (1) The inmate is sixty (60) years of age or older; and

5 (2) The director determines that the inmate is no longer a
6 threat to public safety.

7 (c)(1) The term of the home detention shall not exceed the maximum
8 number of years of imprisonment or supervision to which the inmate could be
9 sentenced.

10 (2) The length of time the inmate participates in a home
11 detention program and any good-time credit awarded shall be credited against
12 the inmate's sentence.

13 (d) An inmate who violates the terms of a home detention program shall
14 be returned to the custody of the Division of Correction.