

By: Representative Sanders

## HOUSE CONCURRENT RESOLUTION

TO AUTHORIZE THE INTRODUCTION OF A NONAPPROPRIATION  
BILL TO AMEND PAROLE ELIGIBILITY FOR PERSONS  
CONVICTED OF A FELONY SEX OFFENSE; AND FOR OTHER  
PURPOSES.

### Subtitle

TO AUTHORIZE THE INTRODUCTION OF A  
NONAPPROPRIATION BILL TO AMEND PAROLE  
ELIGIBILITY FOR PERSONS CONVICTED OF A  
FELONY SEX OFFENSE.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL  
ASSEMBLY OF THE STATE OF ARKANSAS, THE SENATE CONCURRING THEREIN:

That Representative Sanders is authorized to introduce a bill that, as  
introduced, will read substantially as follows:

"For An Act To Be Entitled  
AN ACT TO AMEND PAROLE ELIGIBILITY FOR PERSONS CONVICTED OF A FELONY SEX  
OFFENSE; AND FOR OTHER PURPOSES.

Subtitle  
TO AMEND PAROLE ELIGIBILITY FOR PERSONS CONVICTED OF A FELONY SEX OFFENSE.

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

SECTION 1. Arkansas Code § 16-93-615(b)(1), regarding an inmate who is



subject to discretionary transfer to the Department of Community Correction by the Parole Board after having served one-third (1/3) or one-half (1/2) of his or her sentence, is amended to read as follows:

(b)(1) An inmate under sentence for one (1) of the following felonies shall be eligible for discretionary transfer to the Department of Community Correction by the Parole Board after having served one-third (1/3) or one-half (1/2) of his or her sentence, with credit for meritorious good time, depending on the seriousness determination made by the Arkansas Sentencing Commission, or one-half (1/2) of the time to which his or her sentence is commuted by executive clemency, with credit for meritorious good time:

(A) Any homicide, §§ 5-10-101 – 5-10-105, unless the offense is listed under § 16-93-612(e)(1);

(B) ~~Sexual assault in the first degree, § 5-14-124~~ Any offense for which the inmate is required upon release to register as a sex offender under the Sex Offender Registration Act of 1997, § 12-12-901 et seq., unless the offense is listed under § 16-93-612(e)(1);

~~(C) Sexual assault in the second degree, § 5-14-125;~~

~~(D)~~(C) Battery in the first degree, § 5-13-201;

~~(E)~~(D) Domestic battering in the first degree, § 5-26-303;

or

~~(F)~~(E) The following Class Y felonies:

(i) Kidnapping, § 5-11-102, unless the offense is listed under § 16-93-612(e)(1);

~~(ii) Rape, § 5-14-103, unless the offense is listed under § 16-93-612(e)(1);~~

~~(iii)~~(ii) Aggravated robbery, § 5-12-103, unless the offense is listed under § 16-93-612(e)(1); or

~~(iv)~~(iii) Causing a catastrophe, § 5-38-202(a), unless the offense is listed under § 16-93-612(e)(1);

~~(G)~~(F) Engaging in a continuing criminal enterprise, § 5-64-405; or

~~(H)~~(G) Simultaneous possession of drugs and firearms, § 5-74-106."