

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

State of Arkansas
91st General Assembly
Regular Session, 2017

As Engrossed: H3/23/17
A Bill

HOUSE BILL 1886

By: Representative Gazaway

For An Act To Be Entitled

AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 16 OF THE ARKANSAS CODE; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Subtitle

TO MAKE TECHNICAL CORRECTIONS TO TITLE 16 OF THE ARKANSAS CODE; AND TO DECLARE AN EMERGENCY.

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

SECTION 1. Arkansas Code § 16-93-613, concerning parole eligibility for Class Y, Class A, and Class B felonies, and as amended by Acts 2017, No. 539, is amended to correct a citation and to read as follows:

(c) Except as provided for under ~~§ 16-93-619~~ § 16-93-621, for an offense committed before, on, or after the effective date of this act, a person who was a minor at the time of committing an offense listed under subsection (a) of this section is eligible for release on parole under this section.

SECTION 2. Arkansas Code § 16-93-614, concerning parole eligibility for offenses committed after January 1, 1994, and as amended by Acts 2017, No. 539, is amended to correct a citation and to read as follows:

(d) Except as provided for under ~~§ 16-93-619~~ § 16-93-621, for an offense committed before, on, or after the effective date of this act, a person who was a minor at the time of committing an offense listed under subsection (c) of this section is eligible for release on parole under this



section.

SECTION 3. Arkansas Code § 16-93-618, concerning parole eligibility for certain Class Y felony offenses and certain methamphetamine offenses and the serving of seventy percent (70%) of a person's sentence, and as amended by Acts 2017, No. 539, is amended to correct a citation and to read as follows:

(f) Except as provided for under ~~§ 16-93-619~~ § 16-93-621, for an offense committed before, on, or after the effective date of this act, a person who was a minor at the time of committing an offense listed under subsection (a) of this section is eligible for release on parole under this section.

SECTION 4. DO NOT CODIFY. CONSTRUCTION AND LEGISLATIVE INTENT.

It is the intent of the General Assembly that:

(1) The enactment and adoption of this act shall not expressly or impliedly repeal an act passed during the regular session of the Ninety-First General Assembly;

(2) To the extent that a conflict exists between an act of the regular session of the Ninety-First General Assembly and this act:

(A) The act of the regular session of the Ninety-First General Assembly shall be treated as a subsequent act passed by the General Assembly for the purpose of:

(i) Giving the act of the regular session of the Ninety-First General Assembly its full force and effect; and

(ii) Amending or repealing the appropriate parts of the Arkansas Code of 1987; and

(B) Section 1-2-107 shall not apply; and

(3) This act shall make only technical, not substantive, changes to the Arkansas Code of 1987.

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that Senate Bill 294 of 2017 recently became Acts 2017, No. 539, with an immediate effective date; that an internal citation in three (3) of the sections of the act was found to be incorrect; and that this act is immediately necessary because the three

internal citations need to be corrected. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto.

/s/Gazaway