

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

State of Arkansas
93rd General Assembly
Regular Session, 2021

As Engrossed: H1/27/21 S3/9/21

A Bill

HOUSE BILL 1114

By: Representative Wardlaw

By: Senator Gilmore

For An Act To Be Entitled

AN ACT CONCERNING THE SUPERVISION FEE FOR PROBATION
AND PAROLE; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING THE SUPERVISION FEE FOR
PROBATION AND PAROLE.

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

SECTION 1. Arkansas Code § 16-93-104(a), concerning the supervision fee for a parolee or probationer, is amended to read as follows:

(a)(1) ~~Any~~ An offender on probation, parole, or transfer under supervision of the Division of Community Correction shall pay to the division a monthly supervision fee ~~of thirty-five dollars (\$35.00)~~.

(2)(A) The monthly supervision fee under subdivision (a)(1) of this section is thirty-five dollars (\$35.00).

(B) However, by rule the Board of Corrections may increase or decrease the monthly supervision fee by not more than twenty percent (20%) of the amount of the monthly supervision fee assessed at the time of the increase or decrease, subject to the following:

(i) A rule under this subdivision (a)(2)(B) may provide for an individualized monthly supervision fee assessment process;

(ii) A rule under this subdivision (a)(2)(B) may provide for the decrease of a monthly supervision fee if an emergency is declared under the Arkansas Emergency Services Act of 1973, § 12-75-101 et seq.;



(iii) An increase in a monthly supervision fee may not result in the monthly supervision fee exceeding fifty dollars (\$50.00);

(iv) A monthly supervision fee may not be increased more than one (1) time per two (2) calendar years; and

(v) An increase or decrease in a monthly supervision fee shall be approved by the Legislative Council as required under § 10-3-309.

(C) The division shall give notice of at least thirty (30) days to all parolees and probationers of an increase or decrease in the monthly supervision fee.

~~(2)~~(3) The Director of the Division of Community Correction or his or her designee shall deposit each payment received under this subsection into the State Treasury as special revenues credited to the Community Correction Revolving Fund.

~~(3)~~(4) Expenditures from the fund shall be used for continuation and expansion of community correction programs and supervision as established and approved by the Board of Corrections.

/s/Wardlaw