

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4  
5 By: Senator D. Sanders

# A Bill

SENATE BILL 259

## For An Act To Be Entitled

8 AN ACT TO INCLUDE SEXUAL OFFENSES AND OTHER SERIOUS  
9 FELONIES AS OFFENSES NOT ELIGIBLE FOR MANDATORY  
10 PAROLE; AND FOR OTHER PURPOSES.

## Subtitle

14 TO INCLUDE SEXUAL OFFENSES AND OTHER  
15 SERIOUS FELONIES AS OFFENSES NOT ELIGIBLE  
16 FOR MANDATORY PAROLE.

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

21 SECTION 1. Arkansas Code § 16-93-615(b)(1), regarding certain  
22 discretionary transfers of inmates to the Department of Community Correction  
23 by the Parole Board, is amended to read as follows:

24 (b)(1) An inmate under sentence for one (1) of the following felonies  
25 ~~shall be~~ is eligible for discretionary transfer to the Department of  
26 Community Correction by the Parole Board after having served one-third (1/3)  
27 or one-half (½) of his or her sentence, with credit for meritorious good  
28 time, depending on the seriousness determination made by the Arkansas  
29 Sentencing Commission, or one-half (½) of the time to which his or her  
30 sentence is commuted by executive clemency, with credit for meritorious good  
31 time:

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

34 ~~(B) Sexual assault in the first degree, § 5-14-124;~~

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

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





1 an offense for which the inmate is required upon release to register as a sex  
2 offender under the Sex Offender Registration Act of 1997, § 12-12-901 et  
3 seq.;

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

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

6 (F) Engaging in a continuing criminal enterprise, § 5-64-  
7 405; or

8 (G) Simultaneous possession of drugs and firearms, § 5-74-  
9 106.

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36