

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4  
5 By: Senator Kennedy

## A Bill

ACT 1142 OF 1997  
SENATE BILL 622

### For An Act To Be Entitled

9 "AN ACT TO ENHANCE THE PENALTIES FOR PERSONS CONVICTED OF  
10 POSSESSING CONTROLLED SUBSTANCES IN ANY STATE OR LOCAL  
11 CRIMINAL DETENTION FACILITY OR JUVENILE DETENTION  
12 FACILITY; AND FOR OTHER PURPOSES."

### Subtitle

15 "TO ENHANCE THE PENALTIES FOR PERSONS  
16 CONVICTED OF POSSESSING CONTROLLED  
17 SUBSTANCES IN ANY STATE OR LOCAL  
18 CRIMINAL DETENTION FACILITY OR JUVENILE  
19 DETENTION FACILITY."

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

23 SECTION 1. Arkansas Code 5-64-401 is amended by inserting an additional  
24 subsection at the end thereof to read as follows:

25 "(f) When any person is convicted of the unlawful possession of a  
26 controlled substance in any state, county, or city criminal detention  
27 facility, or any juvenile detention facility, the penalty for the offense  
28 shall be increased to the next higher classification of felony or misdemeanor  
29 as prescribed by law for the offense."

31 SECTION 2. All provisions of this act of a general and permanent nature  
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
33 Revision Commission shall incorporate the same in the Code.

35 SECTION 3. If any provision of this act or the application thereof to  
36 any person or circumstance is held invalid, such invalidity shall not affect

1 other provisions or applications of the act which can be given effect without  
2 the invalid provision or application, and to this end the provisions of this  
3 act are declared to be severable.

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5 SECTION 4. All laws and parts of laws in conflict with this act are  
6 hereby repealed.

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APPROVED:4-07-97

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