

1 State of Arkansas

*As Engrossed: S4/8/25*

2 95th General Assembly

## A Bill

3 Regular Session, 2025

SENATE BILL 623

4  
5 By: Senator J. Scott

6 *By: Representative Hudson*  
7

### For An Act To Be Entitled

9 AN ACT CONCERNING THE TREATMENT OF FEMALE INMATES AND  
10 DETAINEES IN CORRECTIONAL OR DETENTION FACILITIES; TO  
11 AMEND THE LAW REGARDING THE TREATMENT OF AN INMATE OR  
12 DETAINEE WHO IS PREGNANT OR HAS RECENTLY DELIVERED A  
13 CHILD; AND FOR OTHER PURPOSES.  
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### Subtitle

16 CONCERNING THE TREATMENT OF FEMALE  
17 INMATES AND DETAINEES IN CORRECTIONAL OR  
18 DETENTION FACILITIES; AND TO AMEND THE  
19 LAW REGARDING THE TREATMENT OF AN INMATE  
20 OR DETAINEE WHO IS PREGNANT OR HAS  
21 RECENTLY DELIVERED A CHILD.  
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23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. Arkansas Code § 12-32-103(a) concerning the provision of  
27 prenatal nutrition and hygiene products to a pregnant inmate, is amended to  
28 read as follows:

29 (a) A correctional or detention facility shall establish a policy for  
30 providing:

31 (1) Necessary prenatal vitamins and nutrition for pregnant  
32 inmates and detainees, including without limitation timely and regular  
33 nutritious meals that provide, at minimum, two thousand five hundred (2,500)  
34 calories in total per day;

35 (2) A necessary number of hygiene products for female inmates  
36 and detainees;



1 (3) A necessary number of undergarments for female inmates and  
2 detainees;

3 (4) A lower bunk for a pregnant inmate or detainee; ~~and~~

4 (5) Unless otherwise provided for by the correctional or  
5 detention facility, access for a pregnant inmate or detainee to:

6 (A) ~~nonprofit~~ Nonprofit educational programming, such as  
7 prenatal care, pregnancy-specific hygiene, and parenting classes; and

8 (B) Substance abuse treatment; and

9 (6) Unless otherwise provided for by the correctional or  
10 detention facility, a female medical provider or a female member of staff of  
11 the correctional or detention facility to be present during a medical  
12 examination of a pregnant inmate or detainee.

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14 SECTION 2. Arkansas Code § 12-32-104(c), concerning the placement of a  
15 pregnant inmate in restrictive housing, is amended to read as follows:

16 (c) A pregnant inmate or detainee or an inmate or detainee who has  
17 delivered a child within the previous thirty (30) days may not be placed in  
18 restrictive housing for any length of time unless the correctional or  
19 detention facility determines that the ~~pregnant~~ inmate's or detainee's  
20 continued presence in the general population of the correctional or detention  
21 facility poses:

22 (1) A direct threat to:

23 (A) The safety of a person; or

24 (B) An unborn child or children; or

25 (2) A clear threat to the safe and secure operations of the  
26 correctional or detention facility.

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28 SECTION 3. Arkansas Code Title 12, Chapter 32, is amended to add an  
29 additional section to read as follows:

30 12-32-106. Safety of pregnant inmate or detainee during transport.

31 A pregnant inmate or detainee shall be transported in a vehicle  
32 equipped with seatbelts.

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34 /s/J. Scott