

SERIOUSNESS LEVEL 9
Effective date January 1, 2018

Criminal History Score	0	1	2	3	4	5+
Presumptive Sentence	ADC 180-300 (15-25 yrs)	ADC 240-360 (20-30 yrs)	ADC 264-420 (22-35 yrs)	ADC 336-540 (28-45 yrs)	ADC 420-600 (35-50 yrs)	ADC 480-720 (40-60 yrs)
Presumptive Sentence (January 1, 1994-December 31, 2017)	ADC 240	ADC 312	ADC 396	ADC 480	ADC 600	ADC 720
Presumptive Range (Prior to July 1, 2005)	ADC 228-252	ADC 296.40- 327.60	ADC 376.20- 415.80	ADC 456-504	ADC 570-630	ADC 684-756

ADC = ADC Facility Only
ALL SENTENCE DURATIONS ARE SHOWN IN MONTHS COMMITTED

Offenses Ineligible for Parole (See A.C.A. § 16-93-609)

5-10-101	Y	Capital Murder - Attempt
5-10-101	A	Capital Murder - Conspiracy/Solicitation
5-14-103	Y	Rape
5-18-103	Y	Trafficking of Persons if the Victim is a Minor
5-27-303 (b)	Y	Engaging Child in Sexually Explicit Conduct- Offender is Parent or Guardian of Victim
5-38-204	Y	Aggravated Residential Burglary

70% Parole Eligibility (See A.C.A. § 16-93-618, formerly codified at A.C.A. § 16-93-611)

5-14-103	Y	Rape
5-18-103(a) & (c)(2)	Y	Trafficking of Persons if the Victim is a Minor

Release Eligibility - seventy percent (70%) of time imposed with no credit for good time.

Common Level 9 Offenses (See Seriousness Reference Table for effective dates.)

5-10-103	A	Murder II
5-13-201	Y	Battery I, Victim 4 Years of Age or Younger or Law Enforcement Officer on Duty
5-13-201(c)(3)	Y	Battery I, Victim is Employee of a Correctional Facility
5-13-201(a)(2) & (c)(2)	Y	Battery I, Purposely Causing Permanent Disfigurement
5-13-210	Y	Introduction of C/S into Body to Commit Sexual Offense
5-13-310	Y	Terroristic Act (Serious Physical Injury or Death)
5-26-303(a)(2) & (b)(2)	Y	Domestic Battering I, Purposely Causing Permanent Disfigurement
5-26-303(a)(7) & (b)(2)	Y	Domestic Battering I, Victim is 4 Years of Age or Younger
5-74-107	Y	Discharge of a Firearm from Car (First Degree)

Transfer Eligibility - one-half of time imposed minus good time of up to one-half, i.e. one fourth of time imposed if offender earns maximum good time.

Classification of Level 9 offenses and statutory ranges (shown in years):

Class	Normal Range	Habitual §(a)	Habitual §(b)	Habitual §(c)	Habitual §(d)
Y	10-40 or Life	10-60 or Life	10-Life	40-80 or Life	Life
A	6-30	6-50	6-60	40-80 or Life	40-Life

See A.C.A. §§ 5-4-401 and 5-4-501.