

SERIOUSNESS LEVEL 8
Effective date January 1, 1994

Criminal History Score	0	1	2	3	4	5+
Presumptive Sentence	PEN 120	PEN 168	PEN 264	PEN 360	PEN 432	PEN 600
Minimum Time Served Prior to Release per Act 1326 of 1995 and Act 1135 of 1997	PEN 84	PEN 117.60	PEN 184.80	PEN 252	PEN 302.40	PEN 420
Minimum Time Served Prior to Transfer Eligibility	PEN 30	PEN 42	PEN 66	PEN 90	PEN 108	PEN 150
Presumptive Range (Prior to July 1, 2005)	PEN 114-126	PEN 159.60- 176.40	PEN 250.80- 277.20	PEN 342-378	PEN 401.40- 453.60	PEN 570-630

PEN = Penitentiary Only

ALL SENTENCE DURATIONS ARE SHOWN IN MONTHS COMMITTED

Act 1326 of 1995 Crimes:

Act 1135 of 1997 and Act 1034 of 2005

(A.C.A. 16-93-611(a))

5 11 102	Y	Kidnapping	5-64-401	Y	Manufacture
5 12 103	Y	Aggravated Robbery			Methamphetamine

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

Other Level 8 offenses(list not complete, see table for additional offenses): See Seriousness Reference Table for effective dates.

5 10 103	B	Murder II
5 13 201	B	Battery I
5 13 310	Y	Terroristic Act
5 26 301	B	Wife Battering I
5 38 301	Y	Arson (More Than \$100,000 Damage)
5 64 401.3	Y	Manufacture/Etc. Controlled Substance Schedule I/II > 200 gms < 400 gms
5 64 401.4	Y	Manufacture/Etc. Controlled Substance Schedule I/II > 400 gms
5 64 406	Y	Distribution of Controlled Substance to a Minor
5 73 211	U	Perpetrating Crime with Machine Gun [See statute for penalty range]
5 74 104	Y	Engaging in Continuing Gang, Org. or Enterprise (First Degree)
5 74 106	Y	Simultaneous Possession of Drugs and Firearms
5 74 108	A	Violent Group Activity, Enhanced

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 crimes at this level and statutory range (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	n/a	40-life
B	5-20	5-30	5-40	40-80 or life	30-60