

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

As Engrossed: H3/17/97 H3/19/97

A Bill

ACT 1270 OF 1997
HOUSE BILL 2205

5 By: Representative Rodgers
6 By: Senator Dowd
7
8

For An Act To Be Entitled

9
10 "AN ACT TO DIVIDE THE EIGHTH JUDICIAL DISTRICT INTO THE
11 EIGHTH JUDICIAL DISTRICT-NORTH AND THE EIGHTH JUDICIAL
12 DISTRICT-SOUTH; TO PROVIDE FOR THE JUDGES OF THE DISTRICT;
13 TO PROVIDE FOR THE PROSECUTING ATTORNEY OF EACH DISTRICT;
14 AND FOR OTHER PURPOSES."

Subtitle

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17 "AN ACT TO CREATE THE EIGHTH JUDICIAL
18 DISTRICT-NORTH AND THE EIGHTH JUDICIAL
19 DISTRICT-SOUTH; TO PROVIDE FOR THE
20 JUDGES AND THE PROSECUTING ATTORNEYS OF
21 EACH DISTRICT."
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23

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

SECTION 1. Composition.

26
27 (a) Effective January 1, 1999 there is created the Eighth Judicial
28 District-North composed of Hempstead and Nevada counties.

29 (b) Effective January 1, 1999 there is created the Eighth Judicial
30 District-South composed of Lafayette and Miller counties.
31

SECTION 2. Judges and chancellors in the Eighth Judicial District-North.

32
33 (a) The qualified electors of the Eighth Judicial District-North shall
34 elect:

35 (1) One (1) circuit-chancery judge of the First Division; and
36 (2) One (1) circuit-chancery judge of the Second Division.

1 (b)(1) The judge of the First Division of the Eighth Judicial District-
2 North shall set as the judge of the circuit court, chancery court, and probate
3 court.

4 (2) The judge of the Second Division of the Eighth Judicial
5 District-North shall set as judges of the circuit court, chancery court,
6 probate court, and the juvenile division of the chancery court.

7 (c) If any additional circuit-chancery judgeship is created, an
8 additional division shall be established, and the judge shall serve as the
9 judge of the additional division.

10 (d) A judge shall be elected, every four (4) years, for each division
11 of the circuit-chancery court of the Eighth Judicial District-North, and
12 candidates for the offices shall designate and qualify as candidates for the
13 particular division of the court to which they seek election.

14

15 SECTION 3. Judges and chancellors in the Eighth Judicial District-South.

16 (a) The qualified electors of the Eighth Judicial District-South shall
17 elect:

18 (1) One (1) circuit-chancery judge of the First Division;

19 (2) One (1) circuit-chancery judge of the Second Division; and

20 (3) One (1) circuit-chancery judge of the Third Division.

21 (b) The judges of the Eighth Judicial District-South shall set as
22 judges of the circuit court, chancery court, probate court, and juvenile
23 division of the chancery court.

24 (c) If any additional circuit-chancery judgeship is created, an
25 additional division shall be established, and the judge shall serve as the
26 judge of the additional division.

27 (d) A judge shall be elected, every four (4) years, for each division
28 of the circuit-chancery court of the Eighth Judicial District-South, and
29 candidates for the offices shall designate and qualify as candidates for the
30 particular division of the court to which they seek election.

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32 SECTION 4. (a) At the 1998 General Election, the qualified electors of
33 the Eighth Judicial District-North shall elect two (2) circuit-chancery judges
34 to take office on January 1, 1999.

35 (b) At the 1998 General Election, the qualified electors of the Eighth
36 Judicial District-South shall elect three (3) circuit-chancery judges to take

1 office on January 1, 1999.

2

3 SECTION 5. (a) Effective January 1, 1999, the Eighth Judicial
4 District-North shall be a Division A Judicial District.

5 (b) Effective January 1, 1999, the Eighth Judicial District-South shall
6 be a Division A Judicial District.

7

8 SECTION 6. There shall be provided for the judge of the circuit-
9 chancery judgeship created by this act a court reporter and a trial court
10 administrative assistant whose salaries shall be fixed and paid in a manner
11 provided by law for court reporters and trial court administrative assistants
12 of the circuit and chancery courts of this state.

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14 SECTION 7. (a) At the 1998 General Election the qualified electors of
15 Hempstead and Nevada counties shall elect a person who shall serve as the
16 prosecuting attorney for the Eighth Judicial District-North beginning January
17 1, 1999.

18 (b) At the 1998 General Election the qualified electors of Lafayette
19 and Miller counties shall elect a person who shall serve as the prosecuting
20 attorney for the Eighth Judicial District-South beginning January 1, 1999.

21

22 SECTION 8. Arkansas Code 16-13-1601, 16-13-1602, 16-13-1603, and 16-21-
23 128 are repealed effective January 1, 1999.

24 ~~16-13-1601. Composition.~~

25 ~~The Eighth Judicial District shall be composed of the counties of~~
26 ~~Hempstead, Lafayette, Miller, and Nevada.~~

27

28 ~~16-13-1602. Terms of court.~~

29 ~~The terms of court in each county in the Eighth Judicial District shall~~
30 ~~commence on the dates set forth below:~~

31 ~~(1) Hempstead County: On the fifteenth of January of each year and~~
32 ~~shall continue until January fourteenth of the next year;~~

33 ~~(2) Lafayette County: On the fifteenth of January of each year and~~
34 ~~shall continue until January fourteenth of the next year;~~

35 ~~(3) Miller County: On the fifteenth of January of each year and shall~~
36 ~~continue until January fourteenth of the next year;~~

1 ~~_____ (4) Nevada County: On the fifteenth of January of each year and shall~~
2 ~~continue until January fourteenth of the next year.~~

3

4 ~~_____ 16-13-1603. Judges and chancellors.~~

5 ~~_____ (a) The qualified electors of the Eighth Judicial District shall elect:~~

6 ~~_____ (1) One (1) circuit-chancery judge of the First Division;~~

7 ~~_____ (2) One (1) circuit-chancery judge of the Second Division; and~~

8 ~~_____ (3) One (1) circuit-chancery judge of an additional division.~~

9 ~~_____ (b) In the Eighth Judicial District, there shall be one (1) circuit-~~
10 ~~chancery judgeship which shall have jurisdiction in law, equity, and probate~~
11 ~~which shall be the judge of the Third Division.~~

12 ~~_____ (c)(1) The judge of the judgeship created by subdivision (a)(3) of this~~
13 ~~section shall be the judge of the juvenile division of chancery court. The~~
14 ~~judge shall serve as judge of the juvenile division in lieu of the judge who~~
15 ~~would otherwise be designated as judge of the juvenile division of chancery~~
16 ~~court in the judicial district.~~

17 ~~_____ (2) The judge of the additional circuit-chancery judgeship~~
18 ~~created in subdivision (a)(3) of this section shall devote such time as may be~~
19 ~~required to perform the duties of judge of the juvenile division, which duties~~
20 ~~shall be the primary obligation of the judge, and shall sit as judge of the~~
21 ~~circuit, chancery, or probate court as time permits.~~

22 ~~_____ (d) If any additional circuit-chancery judgeship is created, an~~
23 ~~additional division shall be established, and the judge shall serve as the~~
24 ~~judge of the additional division.~~

25 ~~_____ (e) A judge shall be elected, every four (4) years, for each division~~
26 ~~of the circuit-chancery court of the Eighth Judicial District, and candidates~~
27 ~~for the offices shall designate and qualify as candidates for the particular~~
28 ~~division of the court to which they seek election.~~

29

30 ~~_____ 16-21-128. The Eighth Judicial District.~~

31 ~~_____ The Eighth Judicial District shall be a Division A Judicial District.~~

32

33 SECTION 9. All provisions of this act of a general and permanent nature
34 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
35 Revision Commission shall incorporate the same in the Code.

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1 SECTION 10. If any provision of this act or the application thereof to
2 any person or circumstance is held invalid, such invalidity shall not affect
3 other provisions or applications of the act which can be given effect without
4 the invalid provision or application, and to this end the provisions of this
5 act are declared to be severable.

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7 SECTION 11. All laws and parts of laws in conflict with this act are
8 hereby repealed.

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/s/Rep. Rodgers

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APPROVED: 4-09-97

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