

ARKANSAS SENATE
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of Senate Bill No. 874

"AN ACT TO ESTABLISH JUDICIAL DISTRICTS AND THE NUMBER OF JUDGES FOR
DISTRICT COURTS."

Amendment No. 2 to Senate Bill No. 874.

Amend Senate Bill No. 874 as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Definitions.

As used in this subchapter, unless the context otherwise requires:

- (1) "Department" means the physical location where sessions of court are held; and
- (2) "Division" means the subject matter division of the court.

SECTION 2. (a)(1) Each of the following counties shall have one (1) district court and one (1) district judge:

(2) Baxter, Boone, Bradley, Calhoun, Clark, Cleburne, Cleveland, Columbia, Conway, Crawford, Cross, Dallas, Drew, Faulkner, Fulton, Grant, Greene, Hempstead, Hot Spring, Howard, Independence, Izard, Jackson, Johnson, Lawrence, Lafayette, Lee, Lincoln, Little River, Madison, Marion, Miller, Montgomery, Nevada, Newton, Perry, Pike, Poinsett, Polk, Pope, Randolph, Scott, Searcy, Sevier, Sharp, St. Francis, Stone, Union, Van Buren, and Woodruff.

(b) The district court shall be located in the county seat of the counties listed in subdivision (a)(1) (B) of this section.

(c)(1) The judge of any district court located in a county with one (1) district court shall be elected countywide.

(2) If there is only one (1) district court in a county, it shall have countywide jurisdiction.

SECTION 3. Crittenden County shall have the following district courts and judges:

(1) Marion shall have one (1) district court and one (1) district judge.

(2) West Memphis shall have one (1) district court and one (1) district judge.

(3) The jurisdiction of any district court in Crittenden County shall be countywide.

(4) The judge of any district court in Crittenden County shall



be elected countywide.

SECTION 4. (a) Arkansas, Carroll, Franklin, Logan, Mississippi, and Prairie counties, having two (2) judicial districts, shall have one (1) district court in each district and one (1) district judge for each court:

(b) The district court in Arkansas, Carroll, Franklin, Logan, Mississippi, and Prairie counties shall be located in the county seat of each judicial district in the county.

(c) The judge of any district court located in Arkansas, Carroll, Franklin, Logan, Mississippi, and Prairie counties shall be elected by the electors of the judicial district in which the court is located.

(d) In Arkansas, Carroll, Franklin, Logan, Mississippi, and Prairie counties the jurisdiction of the district court shall be limited to the district in which the court sits.

SECTION 5. (a) Sebastian County, having two (2) judicial districts, shall have:

(1) One (1) district court in Ft. Smith with two (2) departments, and one (1) judge for each department; and

(2) One district court in Greenwood with one (1) district judge.

(b) The judge of any district court in Sebastian County shall be elected by the electors of the judicial district in which the court is located.

(c) The jurisdiction of the district court in Sebastian County shall be limited to the district in which the court is located.

SECTION 6. (a) Craighead County, shall have one (1) district court in Jonesboro and one (1) judge.

(b) The judge of the district court in Craighead County shall be elected countywide.

(c) The district court in Craighead County shall have countywide jurisdiction.

SECTION 7. (a) Clay County and Yell County, having two (2) judicial districts, each shall have one (1) district court with two (2) departments, one (1) department located in the county seat of each judicial district and both departments to be served by one (1) judge.

(b) The judge of the district court in Clay County and the judge of the district court in Yell County shall each be elected countywide.

(c) The district court in Clay County and the district court in Yell County shall each have countywide jurisdiction.

SECTION 8. (a) Ashley County shall have one (1) district court with two (2) departments, one (1) located in Crossett and one (1) located in Hamburg and one (1) judge for each department.

(b) The judges of the district court in Ashley County shall be elected countywide.

(c) The district court in Ashley County shall have countywide jurisdiction.

SECTION 9. (a) Benton County shall have the following district courts and judges:

- (1) Rogers shall have one (1) district court and one (1) district judge.
- (2) Bentonville shall have one (1) district court and one (1) district judge.
- (3) Siloam Springs shall have one (1) district court and one (1) district judge.
- (4) Benton County West shall have one (1) district court and one (1) district judge.
- (5) The district court boundaries in Benton County shall be as follows:

(A) District Court 1 - Rogers:

(i) All of State Representative Districts 94, 95, and 96 as drawn by the Arkansas Board of Apportionment in 2002;

(ii) That part of State Representative District 98 as drawn by the Arkansas Board of Apportionment in 2002 that is in Benton County Quorum Court District 1 as established by the Benton County Election Commission;

(iii) That part of Benton County Quorum Court District 6 as established by the County Election Commission that is in State Representative District 96 and 98 as drawn by the Arkansas Board of Apportionment in 2002; and

(iv) All of the now existing Precincts 43, 44, and 49.

(B) District Court 2 - Bentonville:

(i) All of Benton County Quorum Court Districts 7, 8, 9, and 10 as established by the Benton County Election Commission;

(ii) All of State Representative District 99 as drawn by the Arkansas Board of Apportionment in 2002 except for the now existing Precincts 43, 44, and 49; and

(iii) all of the now existing Precinct 45;

(C) District Court 3 - Siloam Springs:

(i) All of Benton County Quorum Court District 11 as established by the Benton County Election Commission;

(ii) All of the now existing Precincts 6, 18, and 19; and

(iii) That part of the now existing Precinct 15 lying North of Shady Grove Road, Garman Road, and Springtown Road; and

(D) District Court 4 - Benton County West:

(i) All of State Representative District 97 as drawn by the Arkansas Board of Apportionment in 2002; and

(ii) All of the now existing Precinct 7, 14, 16, and 17; that part of the now existing Precinct 15 lying South of Shady Grove Road, Garman Road, and Springtown Road.

(b) The judge of any district court in Benton County shall be elected by the qualified electors within the district in which the court is located.

(c) The jurisdiction of any district court in Benton County shall be limited to the district in which the court is located.

SECTION 10. (a)(1) Chicot County shall have one (1) district court with the following three (3) departments:

(A) One (1) located in Dermott;

(B) One (1) located in Eudora; and

(C) One (1) located in Lake Village.

(2) Each department shall have one (1) judge.

(b) The judges of the district court in Chicot County shall be elected countywide.

(c) The district court located in Chicot County shall have countywide jurisdiction.

SECTION 11. (a)(1) Desha County shall have one (1) district court with the following two (2) departments:

(A) One (1) located in Dumas; and

(B) One (1) located in McGehee.

(2) Each department shall have one (1) judge.

(b) The judges of the district court in Desha County shall be elected countywide.

(c) The district court located in Desha County shall have countywide jurisdiction.

SECTION 12. (a) Garland County shall have:

(1) One (1) district court with two (2) departments and;

(2) One (1) judge for each department.

(b) The judges of the district court in Garland County shall be elected countywide.

(c) The district court located in Garland County shall have countywide jurisdiction.

SECTION 13. (a) Jefferson County shall have:

(1) Two (2) district courts located in Pine Bluff; and

(2) Two (2) district judges.

(b)(1) The judge of the Pine Bluff district court shall be elected by the qualified electors of the City of Pine Bluff.

(2) The Pine Bluff district court shall have jurisdiction only within the city limits of Pine Bluff, as now or in the future may be constituted.

(c)(1) The judge of the Jefferson County district court shall be elected countywide.

(2) The Jefferson County district court shall have countywide jurisdiction.

SECTION 14. (a) Lonoke County, having two (2) judicial districts shall have the following district courts and judges:

(1) The Northern District of Lonoke County shall have:

(A) One (1) district court located in Cabot; and

(B) One (1) district judge.

(2)(A) The Southern District of Lonoke County shall have one (1) district court with three (3) departments as follows:

(i) One (1) department located in Lonoke to be served by one (1) judge;

(ii) One (1) department located in England to be served by one (1) judge; and

(iii) One (1) department located in Carlisle to be served by one (1) judge.

(b) The district court boundaries in Lonoke County shall be as

follows:

(1) The northern district shall consist of the townships of Butler, Caroline, Cleveland, Eagle, Goodrum, Magness, Oak Grove, Prairie, Totten, Ward, and York; and

(2) The southern district shall consist of the townships of Carlisle, Crooked Creek, Dortch, Fletcher, Furlow, Gum Woods, Gray, Hamilton, Indian Bayou, Isabel, Lafayette, and Lonoke.

(c) The judge of any district court in Lonoke County shall be elected by the qualified electors of the judicial district in which the court is located.

(d) The jurisdiction of the district court in Lonoke County shall be limited to the district in which the court is located.

SECTION 15. (a)(1) Monroe County shall have one (1) district court with two (2) departments as follows:

(A) One (1) located in Brinkley; and

(B) One (1) located in Clarendon.

(2) One (1) judge for each department.

(b) The judges of the district court in Monroe County shall be elected countywide.

(c) The district court located in Monroe County shall have countywide jurisdiction.

SECTION 16. (a)(1) Ouachita County shall have two (2) district courts as follows:

(A) One (1) located in Camden; and

(B) One (1) located in East Camden.

(2) One (1) judge for each court.

(b)(1) The judge of the district court in Camden shall be elected countywide.

(2) The district court in Camden shall have countywide jurisdiction.

(c)(1) The judge of the district court in East Camden shall be elected by the qualified electors of the city of East Camden.

(2) The district court in East Camden shall have citywide jurisdiction only.

SECTION 17. (a)(1) Phillips County shall have one (1) district court with two (2) departments as follows:

(A) One (1) located in Helena; and

(B) One (1) located in West Helena.

(2) One (1) judge for each department.

(b) The judges of the district court in Phillips County shall be elected countywide.

(c) The district court in Phillips County shall have countywide jurisdiction.

SECTION 18. (a) Saline County shall have one (1) district court with two (2) departments as follows:

(1) One (1) located in Benton with one (1) judge; and

(2) One (1) located in Bryant with one (1) judge.

(b) The judges of the district court in Saline County shall be elected

countywide.

(c) The district court in Saline County shall have countywide jurisdiction.

SECTION 19. (a) Washington County shall have the following district courts and judges:

(1) Springdale shall have one (1) district court and one (1) judge.

(2) Fayetteville shall have one (1) district court and one (1) judge.

(3) Elkins shall have one (1) district court and one (1) judge.

(4) West Fork shall have one (1) district court and one (1) judge.

(5) Prairie Grove shall have one (1) district court and one (1) judge.

(6) The District Court boundaries in Washington County shall be as follows:

(A) Springdale. The city limits of Springdale as now or in the future constituted, the townships of Elm Springs, Tontitown, Harmon and that portion of the township of Johnson that lies outside the city limits of Fayetteville;

(B) Fayetteville. The city limits of Fayetteville as now or in the future constituted;

(C) Elkins. The townships of Brush Creek, Springdale 1, Prairie 1, Goshen, Wyman, Prairie 2, Richland, Richland Senate, White River, and Durham;

(D) West Fork. The townships of Valley, West Fork, Crawford, Reed, Winslow, Lee's Creek, Cove Creek, Boston, Vineyard, and that portion of Greenland that lies outside the city limits of Fayetteville; and

(E) Prairie Grove. The townships of Prairie 4, Wheeler, Litteral, Center House, Center, Prairie Grove Senate, Prairie Grove, Marrs Hill, Weddington, Illinois, Rheas, Price, Starr Hill, Dutch Mills, Morrow, and Cane Hill.

(b) The judge of any district court in Washington County shall be elected by the qualified electors within the district in which the court is located.

(c) The jurisdiction of any district court in Washington County shall be limited to the district in which the court is located.

SECTION 20. (a)(1) White County shall have one (1) district court with two (2) departments as follows:

(A) One (1) located in Beebe, and

(B) One (1) located in Searcy

(2) One (1) judge for each department.

(b) The judges of the district court in White County shall be elected countywide.

(c) The district court in White County shall have countywide jurisdiction.

SECTION 21. Pulaski County shall have the following district courts and judges:

(1) Jacksonville shall have:

(A) One (1) district court with jurisdiction only within the city limits of Jacksonville, as now or in the future may be constituted, and

(B) One (1) judge to be elected by the qualified electors of the City of Jacksonville.

(2) Little Rock shall have:

(A) Three (3) departments of one (1) district court with jurisdiction only within the city limits of Little Rock, as now or in the future may be constituted, and

(B) One (1) judge for each department to be elected by the qualified electors of the City of Little Rock.

(3) North Little Rock shall have:

(A) Two (2) departments of one (1) district court with jurisdiction only within the city limits of North Little Rock, as now or in the future may be constituted; and

(B) One (1) judge for each department to be elected by the qualified electors of the city of North Little Rock.

(4) Maumelle shall have:

(A) One (1) district court with jurisdiction only within the city limits of Maumelle, as now or in the future may be constituted, and

(B) One (1) judge to be elected by the qualified electors of the City of Maumelle.

(5)(A) Pulaski County shall have one (1) district court with the following three (3) departments:

(i) One (1) located in Pulaski County known as the Pulaski County District Court;

(ii) One (1) located in Sherwood known as the Sherwood District Court; and

(iii) One (1) located in Wrightsville known as the Wrightsville District Court.

(B) Each department shall have one judge.

(C) The judges of the district court in Pulaski County shall be elected county wide.

(D) The district court located in Pulaski County shall have county wide jurisdiction.

SECTION 22. There is established for the District Courts of this state a District Court Coordinator who shall be a private contractor and receive professional fees in the amount of fifty thousand dollars (\$50,000) for fiscal year 2003-2004 and fifty thousand dollars (\$50,000) for fiscal year 2004-2005 to be payable from the State Administration of Justice Fund.

SECTION 23. (a) District courts shall be established under this subchapter on the effective date of this act.

(b) The voters, at the 2004 nonpartisan judicial general election, shall elect the number of district judges established under this subchapter, to take office effective January 1, 2005."

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator Salmon
PBB/APK - 040220031549
ONE433 _____ Secretary