

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Hardin**

A Bill

SENATE BILL 54

For An Act To Be Entitled

8 "AN ACT TO PROHIBIT AN APPEAL TO CIRCUIT COURT FROM A PLEA
9 OF GUILTY OR A PLEA OF NOLO CONTENDERE IN MUNICIPAL
10 COURTS; AND FOR OTHER PURPOSES."

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12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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14 SECTION 1. No appeal shall be allowed to circuit court from a plea of
15 guilty or a plea of nolo contendere in municipal courts.

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17 SECTION 2. *If the offense involves a charge of driving while*
18 *intoxicated or any other charge which would result in a conviction of Class A*
19 *or Class B misdemeanor, the municipal court judge shall advise the defendant*
20 *that his right to appeal to circuit court is forfeited if the defendant enters*
21 *a plea of guilty or nolo contendere. The municipal court shall obtain the*
22 *defendant's signature upon a form which states that the defendant has been*
23 *advised of his forfeiture of appeal if he enters a plea of guilty or nolo*
24 *contendere.*

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26 SECTION 3. All provisions of this act of a general and permanent
27 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
28 Code Revision Commission shall incorporate the same in the Code.

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30 SECTION 4. If any provision of this act or the application thereof to
31 any person or circumstance is held invalid, such invalidity shall not affect
32 other provisions or applications of the act which can be given effect without
33 the invalid provision or application, and to this end the provisions of this
34 act are declared to be severable.

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1 SECTION 5. All laws or parts of laws in conflict with this act are
2 hereby repealed.

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/s/Hardin

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