

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**

# A Bill

**HOUSE BILL**

4 **By: Representatives Shaver, Flanagin, and Calhoun**

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## **For An Act To Be Entitled**

8 "AN ACT TO DESIGNATE THE COUNTIES OF CROSS, WOODRUFF, AND  
9 ST. FRANCIS AS THE TWENTY-FIRST JUDICIAL DISTRICT AND THE  
10 COUNTIES OF MONROE, LEE, AND PHILLIPS AS THE FIRST  
11 JUDICIAL DISTRICT; AND FOR OTHER PURPOSES."

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## **Subtitle**

14 "TO DESIGNATE CERTAIN COUNTIES TO THE TWENTY-FIRST AND TO  
15 THE FIRST JUDICIAL DISTRICTS."

16

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

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19 SECTION 1. Subchapter 9 of Chapter 13 of Title 16 of the Arkansas Code  
20 is amended to read as follows:

21 "§16-13-901. Composition.

22 Effective January 1, 1995, the First Judicial District shall be composed  
23 of the counties of Lee, Monroe, and Phillips.

24 §16-13-902. Terms of court.

25 (a) The terms of court of the Circuit Court of Monroe County, in the  
26 First District-Chancery Court District, shall commence on the second Monday  
27 after the fourth Monday in January, the eleventh Monday after the fourth  
28 Monday in January, the second Monday after the fourth Monday in July, and the  
29 twelfth Monday after the fourth Monday in July. However, grand and petit  
30 juries selected at the February and August terms of the court may serve for a  
31 period of six (6) months.

32 (b) The terms of court of the Circuit Court of Lee County, in the First  
33 District-Chancery Court District, shall commence on the fifth Monday after the  
34 fourth Monday in January, the fifteenth Monday after the fourth Monday in  
35 January, the fifth Monday after the fourth Monday in July, and the fifteenth

1 Monday after the fourth Monday in July. However, grand and petit juries  
2 selected at the February or March and August or September terms of the court  
3 may serve for a period of six (6) months.

4 (c) The terms of court of the Circuit Court of Phillips County, in the  
5 First District-Chancery Court District, shall commence on the seventh Monday  
6 after the fourth Monday in January, the seventeenth Monday after the fourth  
7 Monday in January, the eighth Monday after the fourth Monday in July, and the  
8 sixteenth Monday after the fourth Monday in July. However, grand and petit  
9 juries selected at the March and September terms of the court may serve for a  
10 period of six (6) months.

11 §16-13-903. Judges and chancellors.

12 (a) The qualified electors of the First District shall elect:

- 13 (1) One (1) circuit judge;
- 14 (2) One (1) chancellor; and
- 15 (3) One (1) circuit-chancery judge.

16 (b)(1) Each judge of the judgeship created by subdivision (a)(3) of  
17 this section shall be the judge of the juvenile division of chancery court.  
18 The judge shall serve as judge of the juvenile division in lieu of the judge  
19 who would otherwise be designated as judge of the juvenile division of  
20 chancery court in the chancery district.

21 (2) The judges of the additional circuit-chancery judgeship  
22 created in subdivision (a)(3) of this section shall devote such time as may be  
23 required to perform the duties of judge of the juvenile division, which duties  
24 shall be the primary obligation of the judge, and shall sit as judge of the  
25 circuit, chancery, or probate court as time permits."

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27 SECTION 2. Chapter 13 of Title 16 of the Arkansas Code is amended by  
28 adding a new subchapter at the end thereof to read as follows:

29 "16-13-2901. Composition.

30 Effective January 1, 1995, the Twenty-first District shall be composed  
31 of the counties of Cross, Woodruff, and St. Francis.

32 16-13-2902. Terms of court.

33 (a) The terms of court of the Circuit Court of Cross County, in the  
34 Twenty-first District-Chancery Court District, shall commence on the fourth  
35 Monday in January, the ninth Monday after the fourth Monday in January, the

1 fourth Monday in July, and the tenth Monday after the fourth Monday in July.  
2 However, grand and petit juries selected at the January and July terms of the  
3 court may serve for a period of six (6) months.

4 (b) The terms of court of the Circuit Court of Woodruff County, in the  
5 Twenty-first District-Chancery Court District, shall commence on the second  
6 Monday after the fourth Monday in January, the eleventh Monday after the  
7 fourth Monday in January, the second Monday after the fourth Monday in July,  
8 and the twelfth Monday after the fourth Monday in July. However, grand and  
9 petit juries selected at the February and August terms of the court may serve  
10 for a period of six (6) months.

11 (c) The terms of court of the Circuit Court of St. Francis County, in  
12 the Twenty-first District-Chancery Court District, shall commence on the  
13 fourth Monday after the fourth Monday in January, the thirteenth Monday after  
14 the fourth Monday in January, the fourth Monday after the fourth Monday in  
15 July, and the fourteenth Monday after the fourth Monday in July. However,  
16 grand and petit juries selected at the February and August terms of the court  
17 may serve for a period of six (6) months.

18 §16-13-2903. Judges and chancellors.

19 (a) The qualified electors of the Twenty-first District shall elect:

- 20 (1) One (1) circuit judge;
- 21 (2) One (1) chancellor; and
- 22 (3) One (1) circuit-chancery judge.

23 (b)(1) Each judge of the judgeship created by subdivision (a)(3) of this  
24 section shall be the judge of the juvenile division of chancery court. The  
25 judge shall serve as judge of the juvenile division in lieu of the judge who  
26 would otherwise be designated as judge of the juvenile division of chancery  
27 court in the chancery district.

28 (2) The judges of the additional circuit-chancery judgeship  
29 created in subdivision (a)(3) of this section shall devote such time as may be  
30 required to perform the duties of judge of the juvenile division, which duties  
31 shall be the primary obligation of the judge, and shall sit as judge of the  
32 circuit, chancery, or probate court as time permits.

33 (c) The circuit-chancery judge provided for in subsection (a)(3) shall  
34 be elected at the 1994 general election. The term of office for the circuit-  
35 chancery judge shall be four (4) years.

1 (d) The prosecuting attorney for the Twenty-first District shall be  
2 elected at the 1994 general election and at every general election  
3 thereafter."

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5 SECTION 3. Arkansas Code 16-21-117(b) (1) is amended to read as follows:

6 "(b) (1) Until January 1, 1995 the Division A Judicial Districts are the  
7 First, Second, Third, Fourth, Sixth, Seventh, Eighth, Tenth, Eleventh-West,  
8 Twelfth, Fourteenth, Sixteenth, Eighteenth-East, Nineteenth, and Twentieth.  
9 Beginning January 1, 1995 the Division A Judicial Districts are the First,  
10 Second, Third, Fourth, Sixth, Seventh, Eighth, Tenth, Eleventh-West, Twelfth,  
11 Fourteenth, Sixteenth, Eighteenth-East, Nineteenth, Twentieth, and Twenty-  
12 first. The provisions of §16-87-106(b) shall not apply to the Eighteenth-East  
13 Judicial District."

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15 SECTION 4. Arkansas Code 16-21-601 is amended to read as follows:

16 "§16-21-601. Contingent expense allowance.

17 (a) Until January 1, 1995, in lieu of any other contingent expense  
18 allowance provided by law for the Prosecuting Attorney of the First Judicial  
19 District, the prosecuting attorney shall receive an expense allowance to be  
20 borne by the respective counties of the First Judicial District as follows:

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22 Cross County           Such amount as may be approved by the Quorum Court of  
23                           Cross County, not to exceed one thousand dollars  
24                           (\$1,000) per annum;

25 Lee County             Such amount as may be approved by the Quorum Court of Lee  
26                           County, not to exceed one thousand dollars (\$1,000)  
27                           per annum;

28 Monroe County         Such amount as may be approved by the Quorum Court of  
29                           Monroe County, not to exceed one thousand eight  
30                           hundred dollars (\$1,800) per annum;

31 Phillips County        Such amount as may be approved by the Quorum Court of  
32                           Phillips County, not to exceed one thousand eight  
33                           hundred dollars (\$1,800) per annum;

34 St. Francis County     Such amount as may be approved by the Quorum Court of  
35                           St. Francis County, not to exceed one thousand eight

1                                    hundred dollars (\$1,800) per annum;  
2 Woodruff County                Such amount as may be approved by the Quorum Court of  
3                                    Woodruff County, not to exceed one thousand four  
4                                    hundred dollars (\$1,400) per annum.

5            (b) Beginning January 1, 1995, in lieu of any other contingent expense  
6 allowance provided by law for the Prosecuting Attorney of the First Judicial  
7 District, the prosecuting attorney shall receive an expense allowance to be  
8 borne by the respective counties of the First Judicial District as follows:

9 Lee County    Such amount as may be approved by the Quorum Court of Lee County,  
10                                    not to exceed one thousand dollars (\$1,000) per annum;

11 Monroe County    Such amount as may be approved by the Quorum Court of Monroe  
12                                    County, not to exceed one thousand eight hundred  
13                                    dollars (\$1,800) per annum;

14 Phillips County    Such amount as may be approved by the Quorum Court of  
15                                    Phillips County, not to exceed one thousand eight  
16                                    hundred dollars (\$1,800) per annum;"

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18            SECTION 5. Chapter 21 of Title 16 of the Arkansas Code is amended by  
19 inserting an additional subchapter at the end thereof to read as follows:

20            "§16-21-2501. Beginning January 1, 1995, in lieu of any other  
21 contingent expense allowance provided by law for the Prosecuting Attorney of  
22 the Twenty-first Judicial District, the prosecuting attorney shall receive an  
23 expense allowance to be borne by the respective counties of the Twenty-first  
24 Judicial District as follows:

25 Cross County            Such amount as may be approved by the Quorum Court of Cross  
26                                    County, not to exceed one thousand dollars (\$1,000)  
27                                    per annum;

28 St. Francis CountySuch amount as may be approved by the Quorum Court of St.  
29                                    Francis County, not to exceed one thousand eight  
30                                    hundred dollars (\$1,800) per annum;

31 Woodruff County    Such amount as may be approved by the Quorum Court of  
32                                    Woodruff County, not to exceed one thousand four  
33                                    hundred dollars (\$1,400) per annum."

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35            SECTION 6. All provisions of this act of a general and permanent nature

1 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
2 Revision Commission shall incorporate the same in the Code.

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4       SECTION 7. If any provision of this act or the application thereof to  
5 any person or circumstance is held invalid, such invalidity shall not affect  
6 other provisions or applications of the act which can be given effect without  
7 the invalid provision or application, and to this end the provisions of this  
8 act are declared to be severable.

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

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