

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Everett**

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO ELIMINATE SENTENCING BY A JURY; AND FOR OTHER
9 PURPOSES."

Subtitle

12 "TO ELIMINATE SENTENCING BY A JURY."

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

16 SECTION 1. A defendant in a criminal proceeding who is convicted of or
17 enters a plea of guilty or nolo contendere to an offense shall not be
18 sentenced by a jury but shall be sentenced by the judge.

20 SECTION 2. All provisions of this act of a general and permanent nature
21 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
22 Revision Commission shall incorporate the same in the Code.

24 SECTION 3. If any provision of this act or the application thereof to
25 any person or circumstance is held invalid, such invalidity shall not affect
26 other provisions or applications of the act which can be given effect without
27 the invalid provision or application, and to this end the provisions of this
28 act are declared to be severable.

30 SECTION 4. All laws and parts of laws in conflict with this act are
31 hereby repealed.