

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

HOUSE BILL 2345

5 By: Representatives Ledbetter, Cleveland
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7

For An Act To Be Entitled

9 AN ACT TO CREATE AN ARKANSAS CRIMINAL CODE
10 REVISION COMMISSION; AND FOR OTHER PURPOSES.
11

Subtitle

13 AN ACT TO CREATE AN ARKANSAS CRIMINAL
14 CODE REVISION COMMISSION.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Criminal Code Revision Commission created.

20 (a) There is created the Arkansas Criminal Code Revision Commission.

21 (b) The commission shall consist of the following members:

22 (1) The Governor or the Governor's designee;

23 (2) A member of the House Judiciary Committee selected by the
24 Speaker of the House of Representatives;

25 (3) A member of the Senate Judiciary Committee selected by the
26 President Pro Tempore of the Senate;

27 (4) The Attorney General or the Attorney General's designee;

28 (5) A representative from the Arkansas Sentencing Commission
29 selected by the chair of the commission;

30 (6) A public defender appointed by the Public Defender
31 Commission;

32 (7) The Prosecutor Coordinator or the coordinator's designee;

33 (8) A practicing attorney selected by the President of the
34 Arkansas Bar Association;

35 (9) A circuit judge selected by the Chief Justice of the
36 Arkansas Supreme Court;



1 (10) A Judge of the Arkansas Court of Appeals selected by the
 2 Chief Judge of the Arkansas Court of Appeals;

3 (11) A Supreme Court Justice selected by the Chief Justice of
 4 the Arkansas Supreme Court;

5 (12) The Director of the Department of Correction or the
 6 director's designee;

7 (13) A sheriff selected by the Arkansas Sheriff's Association;

8 (14) The Director of the Department of Arkansas State Police or
 9 the director's designee;

10 (15) The Director of the Department of Community Punishment or
 11 the director's designee;

12 (16) A professor from the University of Arkansas School of Law
 13 selected by the dean of the law school;

14 (17) A professor from the University of Arkansas at Little Rock,
 15 William N. Bowen School of Law, selected by the dean of the law school;

16 (c)(1) The Attorney General or the Attorney General's designee shall
 17 call the first meeting within thirty (30) days of the effective date of this
 18 act and shall serve as chair at the first meeting.

19 (2) At the first meeting, the members of the commission shall
 20 elect from its membership a chair and other officers as needed for the
 21 transaction of its business.

22 (3)(A) The commission shall conduct its meetings in Pulaski
 23 County.

24 (B) Meetings shall be held at least once every three (3)
 25 months, but may occur more often at the call of the chair.

26 (d) If any vacancy occurs on the commission, the vacancy shall be
 27 filled by the same process as the original appointment.

28 (e) The commission shall establish rules and procedures for the
 29 conduct of its business.

30 (f) Members of the commission shall serve without compensation, but
 31 may receive expense reimbursement according to § 25-16-902.

32 (g) A majority of the members of the commission shall constitute a
 33 quorum for transacting any business of the commission.

34 (h) The Attorney General shall provide staff for the commission.

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 36 13-4-405. Duties of the commission.

1 The commission shall:

2 (1) Review all criminal laws and procedure of this state and
3 propose any needed changes or corrections to be made by law or court rules;

4 (2) Prepare draft legislation concerning the needed changes or
5 corrections to the Arkansas Criminal Code and the criminal statutes of
6 Arkansas;

7 (3) Provide a copy of the draft legislation and any recommended
8 changes to the court rules to the House and Senate Committee on Judiciary no
9 later than October 1, 2004; and

10 (4) Recommend to the Arkansas Supreme Court no later than
11 October 1, 2004 any needed changes in court rules.

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13 SECTION 2. The commission expires July 1, 2005.
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