

1 **State of Arkansas**
2 **79th General Assembly**
3 **Second Extraordinary Session, 1994**
4 **By: *Senators Bradford, Hoofman and Holiman***

Call Item No. 16
ACT 11 OF 1994
SENATE BILL 16

A Bill

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 9-27-303 (11) TO REDEFINE
9 THE TERM DELINQUENT JUVENILE; TO DECLARE AN EMERGENCY; AND
10 FOR OTHER PURPOSES."

Subtitle

13 **"AN ACT TO REDEFINE THE TERM**
14 **DELINQUENT JUVENILE."**

16 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:**

18 **SECTION 1. Arkansas Code 9-27-303 (11) is amended to read as follows:**

19 **"(11) _Delinquent juvenile_ means any juvenile ten (10) years or older who has**
20 **committed an act other than a traffic offense or game and fish violation which, if such act had**
21 **been committed by an adult, would subject such adult to prosecution for a felony,**
22 **misdemeanor, or violation under the applicable criminal laws of this state or has violated**
23 **Arkansas Code 5-73-119."**

25 **SECTION 2. All provisions of this act of a general and permanent nature are**
26 **amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision**
27 **Commission shall incorporate the same in the Code.**

29 **SECTION 3. If any provision of this act or the application thereof to any person or**
30 **circumstance is held invalid, such invalidity shall not affect other provisions or applications of**
31 **the act which can be given effect without the invalid provision or application, and to this end**
32 **the provisions of this act are declared to be severable.**

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 All laws and parts of laws in conflict with this act are hereby repealed.**

36 **SECTION 5. EMERGENCY. It is hereby found and determined by the Seventy-**

1 **Ninth General Assembly of the State of Arkansas, meeting in the Second Extraordinary**
2 **Session of 1994, that the current definition of "delinquent juvenile" in the Juvenile Code does**
3 **not include a juvenile who possesses a handgun and, possession of a handgun being a**
4 **delinquent act, it is necessary immediately to amend the definition. Therefore, in order to**
5 **amend the definition of "delinquent juvenile" to include a juvenile who possesses a handgun, an**
6 **emergency is hereby declared to exist and this act being necessary for the immediate**
7 **preservation of the public peace, health and safety shall be in full force and effect from and**
8 **after its passage and approval.**

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/s/Bradford, et al.

APPROVED: 8-22-94