

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H3/1/99

A Bill

Act 1451 of 1999
HOUSE BILL 1423

5 By: Representative Hale
6
7

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE § 9-27-309(a) TO PERMIT
10 THE ARKANSAS CRIME INFORMATION CENTER ACCESS TO
11 RECORDS OF DELINQUENCY ADJUDICATIONS; AND FOR OTHER
12 PURPOSES. "

Subtitle

15 "TO AMEND ARKANSAS CODE § 9-27-309(a) TO
16 PERMIT THE ARKANSAS CRIME INFORMATION
17 CENTER ACCESS TO RECORDS OF DELINQUENCY
18 ADJUDICATIONS. "

19
20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. Arkansas Code 9-27-309(a) is amended to read as follows:

24 "(a) All records may be closed and confidential within the discretion
25 of the court, except:

26 (1) Adoption records shall be closed and confidential as provided
27 in the Revised Uniform Adoption Act, as amended, § 9-9-201 et seq.; ~~and~~

28 (2) Records of delinquency adjudications for which a juvenile
29 could have been tried as an adult shall be made available to prosecuting
30 attorneys for use at sentencing if the juvenile is subsequently tried as an
31 adult or to determine if the juvenile should be tried as an adult; and

32 (3) Records of delinquency adjudications for juvenile adjudicated
33 delinquent for any felony or a Class A misdemeanor wherein violence or a
34 weapon was involved shall be made available to the Arkansas Crime Information
35 Center."
36

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

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

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

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 All laws and parts of laws in conflict with this act are hereby repealed.

/s/ Hale

APPROVED: 4/15/1999