1 **State of Arkansas**

2 **80th General Assembly**

3 **Regular Session, 1995**

4 **By: Senator Everett**

A Bill

ACT 471 OF 1995

SENATE BILL   315

5

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For An Act To Be Entitled

8   "AN ACT TO AMEND ARKANSAS CODE ANNOTATED §16-13-1003 TO

9   CONVERT THE CIRCUIT JUDGESHIPS IN THE SECOND JUDICIAL

10   DISTRICT TO CIRCUIT-CHANCERY JUDGESHIPS; AND FOR OTHER

11   PURPOSES."

12

Subtitle

14   "TO CONVERT THE CIRCUIT JUDGESHIPS IN

15   THE SECOND JUDICIAL DISTRICT TO

16   CIRCUIT-CHANCERY JUDGESHIPS"

17

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

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20   SECTION 1. Arkansas Code Annotated § 16-13-1003 is amended to read as

21 follows:

22   "16-13-1003. Judges and chancellors.

23   (a) The qualified electors of the Second Judicial District shall elect:

24   (1) Three (3) circuit judges;

25   (2) Three (3) chancellors;

26   (3) One (1) circuit-chancery judge; and

27   (4) One (1) circuit-chancery judgeship.

28   (b)(1) The judge of the judgeship created by subdivision (a)(3) of this

29 section shall be the judge of the juvenile division of chancery court. The

30 judge shall serve as judge of the juvenile division in lieu of the judge who

31 would otherwise be designated as judge of the juvenile division of chancery

32 court in the judicial district.

33   (2) The judge of the additional circuit-chancery judgeship

34 created in subdivision (a)(3) of this section shall devote such time as may be

35 required to perform the duties of judge of the juvenile division, which duties

36 shall be the primary obligation of the judge, and shall sit as judge of the

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1 circuit, chancery, or probate court as time permits.

2   (3) The circuit-chancery judgeship created by subdivision (a)(4)

3 of this section shall primarily perform the duties of a judge of the juvenile

4 division of chancery court and conduct hearings for the involuntary admission

5 or commitment of persons to the Arkansas State Hospital or any other public or

6 private hospital with a fully trained psychiatrist on the active or consultant

7 staff and shall sit as judge of the circuit, chancery, and probate courts as

8 time permits.

9   (c) Effective immediately upon passage and approval of this act, *the*

10 *Subdistrict 2.2,* Division 2 and Division 3 circuit judgeships shall become

11 circuit-chancery judgeship which shall have jurisdiction in law, equity, and

12 probate."

13

14   SECTION 2. All provisions of this act of a general and permanent nature

15 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

16 Revision Commission shall incorporate the same in the Code.

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18   SECTION 3. If any provision of this act or the application thereof to

19 any person or circumstance is held invalid, such invalidity shall not affect

20 other provisions or applications of the act which can be given effect without

21 the invalid provision or application, and to this end the provisions of this

22 act are declared to be severable.

23

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

25 hereby repealed.

26

27   SECTION 5. EMERGENCY. It is hereby found and determined by the General

28 Assembly of the State of Arkansas that the separation of the courts of law and

29 equity combined with the amount of travel required of judges in the Second

30 Judicial District creates an inefficient system of justice which can be

31 greatly improved and streamlined by converting the circuit judges of the

32 Second Judicial District into circuit-chancery judges with jurisdiction in

33 law, equity, and probate. Therefore, an emergency is hereby declared to exist

34 and this act being necessary for the immediate preservation of the public

35 peace, health, and safety, shall be in full force and effect from and after

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1 its passage and approval.

2   */s/Everett*

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4   APPROVED: 2-27-95

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