

ARKANSAS SENATE

91st General Assembly - Second Extraordinary Session, 2018 Amendment Form

Subtitle of Senate Bill No. 5

CONCERNING THE WAIVER OF A PERSON'S OR ENTITY'S RIGHT TO A JURY TRIAL THAT IS
CONDITIONED ON A CONTRACTUAL AGREEMENT OF THE PARTIES; AND TO DECLARE AN
EMERGENCY.

Amendment No. 1 to Senate Bill 5

Amend Senate Bill No. 5 as originally introduced:

Delete Section 1 and substitute the following:

"SECTION 1. As authorized by Article 2, § 7, of the Arkansas
Constitution, Arkansas Code Title 16, Chapter 30, is amended to add an
additional section to read as follows:

16-30-104. Contractual waiver of jury trial.

A written provision in a contract to borrow money or to lend money in
which the parties agree to waive their respective rights to a trial by jury
under Arkansas Constitution, Article 2, § 7, is valid and enforceable except
upon those grounds that exist at law or in equity for the revocation of any
contract."



The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator J. Hutchinson

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Secretary