

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4
5 By: Senator J. Woods
6 By: Representative Neal
7

A Bill

SENATE BILL 58

For An Act To Be Entitled

9 AN ACT REGARDING JUVENILE TRANSFER HEARINGS AND
10 JUVENILE JURISDICTION IN THE CIRCUIT COURTS; AND FOR
11 OTHER PURPOSES.
12
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Subtitle

15 REGARDING JUVENILE TRANSFER HEARINGS AND
16 JUVENILE JURISDICTION IN THE CIRCUIT
17 COURTS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 9-27-318, concerning filing and transfer to the
23 criminal division of circuit court, is amended to add an additional
24 subsection to read as follows:

25 (N) After a transfer hearing under subsection (f) and a case has been
26 transferred upon its own motion to another division of circuit court, the
27 court may transfer the case back to the original transferring court if the
28 court finds the evidence to be clear and convincing and that:

- 29 (1) The reason or reasons for the transfer no longer exists;
30 (2) The reason or reasons for the transfer have been thwarted;
31 (3) The transfer was based on a misrepresentation of fact; or
32 (4) Erroneous information led to the original transfer.
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