

AGENDA
House Committee on Judiciary
89th General Assembly
Regular Session, 2013

Tuesday, March 12, 2013
10:00 AM
Room 149, State Capitol
Little Rock, Arkansas

Rep. Marshall Wright, Chair
Rep. John T. Vines, Vice Chair
Rep. Darrin Williams
Rep. Jim Nickels
Rep. Mary L. Slinkard
Rep. Nate Steel

Rep. Matthew J. Shepherd
Rep. Jeremy Gillam
Rep. John W. Walker
Rep. Sue Scott
Rep. Mark D. McElroy
Rep. David Kizzia
Rep. Stephen Magie

Rep. Charlene Fite
Rep. Bob Ballinger
Rep. John Baine
Rep. Wes Wagner
Rep. Micah S. Neal
Rep. Mary Broadway
Rep. Monte Hodges

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| SPECIAL ORDER OF BUSINESS |
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| Number | Sponsor | Subtitle |
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| HB1470 | Williams | TO ESTABLISH PRE-ADJUDICATION PROBATION PROGRAMS. |

REGULAR AGENDA

| Number | Sponsor | Subtitle |
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| HB1263 | Steel | TO CEASE THE TRANSFER OF SOME DISTRICT COURTS TO THE STATE DISTRICT COURT SYSTEM; TO PRESERVE THE ADMINISTRATION OF JUSTICE FUND; TO PROTECT STATE TRIAL COURT ASSISTANTS BY REPEALING JUDICIAL POSITIONS NOT YET FILLED. |
| HB1366 | Hammer | TO AMEND THE LAW REGARDING THE PRIORITY OF DISTRIBUTIONS FROM THE STATE ADMINISTRATION OF JUSTICE FUND; AND TO MAKE TECHNICAL CORRECTIONS TO CLARIFY THE FUND. |
| HB1282 | J. Edwards | TO MODIFY CERTAIN EMINENT DOMAIN LAWS THAT ARISE OUT OF PROPERTY RIGHTS SECURED UNDER ARTICLE 2, § 22 OF THE ARKANSAS CONSTITUTION. |
| HB1447 | Fite | TO AMEND THE CHILD MALTREATMENT ACT. |
| HB1448 | Fite | TO PROVIDE FOR PERMANENT NO CONTACT ORDERS UPON A CONVICTION FOR CERTAIN CRIMINAL OFFENSES. |
| HB1474 | Lowery | TO ESTABLISH MURDER IN THE SECOND DEGREE AS A SEVENTY-PERCENT CRIME. |
| SB171 | J. Key | TO AMEND THE OFFENSE OF CRIMINAL IMPERSONATION. |
| SB259 | D. Sanders | TO INCLUDE SEXUAL OFFENSES AND OTHER SERIOUS FELONIES AS OFFENSES NOT ELIGIBLE FOR MANDATORY PAROLE. |
| SB260 | D. Sanders | CONCERNING THE DEFINITION OF RECIDIVISM FOR CERTAIN LAW ENFORCEMENT AGENCIES AND OTHER STATE AGENCIES TASKED WITH INCARCERATING OR MONITORING INMATES, PAROLEES, OR PROBATIONERS; AND TO REQUIRE A REPORT. |
| HB1498 | H. Wilkins | TO CLARIFY DEFINITIONS AND LAWSUITS CONCERNING THE CRIMINAL DEFENSE OF MENTAL DISEASE OR DEFECT AND CONDITIONAL RELEASES OF MENTALLY ILL DEFENDANTS. |
| HB1501 | H. Wilkins | TO AUTHORIZE THE DISMISSAL OF FRIVOLOUS OR REPETITIVE LAWSUIT REGARDING CONDITIONAL RELEASE OF AN INDIVIDUAL WITH A MENTAL ILLNESS. |
| HB1503 | Harris | CREATING THE OFFENSE OF UNLAWFUL PROCUREMENT OF A FIREARM OR AMMUNITION. |
| HB1514 | Kizzia | TO ABOLISH ANY COMMON LAW PRESUMPTION THAT A FIRE WAS CAUSED BY AN |

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| | | ACCIDENT OR NATURAL CAUSES. |
| HB1515 | Kizzia | CONCERNING EVIDENCE OF A DEFENDANT'S CONFESSION. |
| HB1521 | Hammer | TO ALLOW A VICTIM OF CERTAIN SEXUAL CRIMINAL OFFENSES TO REQUIRE TESTING OF A DEFENDANT FOR SEXUALLY TRANSMITTED DISEASES. |
| HB1525 | Gossage | REGARDING SEX OFFENDER REGISTRATION LAWS AND PARTIAL COMPLIANCE WITH THE ADAM WALSH CHILD PROTECTION AND SAFETY ACT OF 2006. |
| HB1555 | Hickerson | TO CREATE A MECHANISM FOR TRANSFERRING BACK TO ARKANSAS ANY ARKANSAS CITIZEN WHO HAS BEEN ADMITTED TO A PRIVATE HOSPITAL IN ANOTHER STATE FOR THE TREATMENT OF MENTAL ILLNESS. |
| HB1567 | Gillam | TO CLARIFY THE AMOUNT AND PAYMENT OF FEES FOR SHERIFFS IN CONNECTION WITH CIVIL AND CRIMINAL CASES. |
| HB1414 | Hammer | CONCERNING THE CRIMINAL OFFENSE OF THEFT OF SCRAP METAL; CONCERNING REGULATIONS GOVERNING SCRAP METAL TRANSACTIONS; AND TO DECLARE AN EMERGENCY. |
| HB1638 | Williams | TO ESTABLISH THE COMPREHENSIVE CRIMINAL RECORD SEALING ACT OF 2013; AND TO AMEND, CONSOLIDATE, CLARIFY, AND SIMPLIFY THE PROCESS FOR SEALING A PERSON'S CRIMINAL RECORD UNDER CERTAIN CIRCUMSTANCES. |
| HB1408 | Scott | TO BE KNOWN AS THE PERMITTED OPEN CARRY ACT. |
| HB1700 | D. Altes | MAKING TECHNICAL CORRECTIONS CONCERNING THE POSSESSION OF A HANDGUN AND OTHER WEAPONS IN CERTAIN PLACES. |
| HB1708 | Hickerson | CONCERNING THE CRIMINAL OFFENSE OF CRIMINAL POSSESSION OF BODY ARMOR. |
| HB1713 | Wright | REGARDING THE SALARIES OF PERSONNEL AND OTHER REQUIREMENTS OF VARIOUS DISTRICT COURTS. |
| HB1715 | Williams | TO REPEAL OBSOLETE PROVISIONS IN AND MAKE OTHER TECHNICAL CORRECTIONS TO TITLE 27 OF THE ARKANSAS CODE CONCERNING HIGHWAYS AND TRANSPORTATION. |
| HB1716 | Williams | TO REPEAL OBSOLETE LAWS IN TITLE 26 OF THE ARKANSAS CODE. |
| HB1717 | Williams | TO REPEAL CERTAIN OBSOLETE LAWS CONCERNING PUBLIC UTILITIES AND REGULATED INDUSTRIES UNDER TITLE 23 OF THE ARKANSAS CODE. |
| HB1718 | Williams | TO AMEND OBSOLETE PROVISIONS OF TITLE 25 OF THE ARKANSAS CODE. |
| HB1719 | Williams | TO REPEAL PROVISIONS OF TITLE 22 OF THE ARKANSAS CODE CONCERNING PUBLIC PROPERTY. |
| HB1720 | Williams | AN ACT TO REPEAL OBSOLETE LAWS CONCERNING PUBLIC HEALTH IN TITLE 20 OF THE ARKANSAS CODE. |
| HB1721 | Williams | TO REPEAL OBSOLETE PROVISIONS CONCERNING PUBLIC FINANCE IN TITLE 19 OF THE ARKANSAS CODE. |
| HB1722 | Williams | TO REPEAL CERTAIN OBSOLETE LAWS CONTAINED IN TITLE 18 OF THE ARKANSAS CODE. |
| HB1723 | Williams | TO AMEND ARKANSAS LAW TO REPEAL OBSOLETE PROVISIONS OF TITLE 17 OF THE ARKANSAS CODE CONCERNING PROFESSIONS, OCCUPATIONS, AND BUSINESSES. |
| HB1724 | Williams | TO REPEAL OBSOLETE STATUTES IN TITLE 16; AND TO AMEND OTHER STATUTES AFFECTED BY THE OBSOLETE STATUTES IN TITLE 16. |
| HB1725 | Williams | TO REPEAL OBSOLETE PROVISIONS CONCERNING NATURAL RESOURCES AND ECONOMIC DEVELOPMENT IN TITLE 15 OF THE ARKANSAS CODE. |
| HB1726 | Williams | TO REPEAL OBSOLETE LAWS CONCERNING LOCAL GOVERNMENT UNDER TITLE 14 OF THE ARKANSAS CODE. |
| HB1727 | Williams | TO REPEAL CERTAIN OBSOLETE LAWS CONCERNING LIBRARIES, ARCHIVES, AND CULTURAL RESOURCES UNDER TITLE 13 OF THE ARKANSAS CODE. |
| HB1728 | Williams | TO REPEAL OBSOLETE PROVISIONS IN AND MAKE OTHER TECHNICAL CORRECTIONS TO TITLE 12 OF THE ARKANSAS CODE CONCERNING LAW ENFORCEMENT, CORRECTIONS, EMERGENCY MANAGEMENT, AND MILITARY AFFAIRS. |
| HB1729 | Williams | AN ACT TO REPEAL OBSOLETE LAWS CONCERNING LABOR AND EMPLOYMENT IN TITLE 11 OF THE ARKANSAS CODE OF 1987. |
| HB1730 | Williams | TO REPEAL VARIOUS OBSOLETE PROVISIONS IN TITLE 10 OF THE ARKANSAS CODE REGARDING THE GENERAL ASSEMBLY. |
| HB1731 | Williams | TO REPEAL PROVISIONS OF TITLE 9 OF THE ARKANSAS CODE CONCERNING FAMILY |

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| HB1732 | Williams | TO REPEAL OBSOLETE PROVISIONS CONCERNING ENVIRONMENTAL LAW IN TITLE 8 OF THE ARKANSAS CODE. |
| HB1733 | Williams | TO REPEAL AN OBSOLETE SECTION OF TITLE 7 OF THE ARKANSAS CODE CONCERNING BOARDS OF ELECTION COMMISSIONERS. |
| HB1734 | Williams | TO REPEAL OR AMEND OBSOLETE LANGUAGE IN ARKANSAS CODE TITLE 6 CONCERNING PUBLIC EDUCATION. |
| HB1735 | Williams | TO REPEAL OBSOLETE STATUTES IN THE CRIMINAL CODE, TITLE 5, AND TO AMEND STATUTES AFFECTED BY THE OBSOLETE STATUTES BEING REPEALED. |
| HB1736 | Williams | TO REPEAL OR AMEND CERTAIN OBSOLETE LAWS CONCERNING BUSINESS AND COMMERCIAL LAW CONTAINED IN TITLE 4 OF THE ARKANSAS CODE. |
| HB1752 | Ballinger | THE ARKANSAS SECOND AMENDMENT LIBERTIES SAFEGUARDS ACT. |
| SB367 | J. Hendren | TO ADDRESS THE PROTECTION OF PRIVATE PROPERTY. |
| HB1784 | Fite | CONCERNING CENTRAL REGISTRY CHECKS, DISQUALIFYING OFFENSES, AND OTHER CRIMINAL RECORDS CHECKS REQUIRED UNDER SOME EMPLOYMENT TERMS. |
| HB1826 | D. Whitaker | TO AMEND THE LAW CONCERNING APPEALS TO CIRCUIT COURT IN CERTAIN MUNICIPAL PLANNING MATTERS. |
| SB258 | D. Sanders | REQUIRING THE PAROLE BOARD TO ISSUE A WARRANT FOR THE ARREST OF A PAROLEE WHO HAS COMMITTED A VIOLENT OR SEXUAL FELONY WHILE ON PAROLE. |
| SB433 | R. Thompson | CONCERNING PERMANENCY PLANNING HEARINGS. |
| SB654 | J. Woods | CONCERNING THE DISCHARGE AND RELEASE OF AN INMATE FROM THE CUSTODY OF THE DEPARTMENT OF CORRECTION. |
| SB705 | Irvin | REQUIRING THE CORONER TO NOTIFY THE ARKANSAS CHILD DEATH REVIEW PANEL OF THE ARKANSAS CHILD ABUSE/RAPE/DOMESTIC VIOLENCE COMMISSION OF AN INFANT DEATH OR DEATH OF A MINOR CHILD. |
| SB766 | Hester | CONCERNING VARIOUS AMOUNT THRESHOLDS IN THE CONTROLLED SUBSTANCES CRIMINAL OFFENSE STATUTES; CONCERNING THE OFFENSES OF TRAFFICKING A CONTROLLED SUBSTANCE AND POSSESSION OF A COUNTERFEIT SUBSTANCE. |
| HB1851 | Love | TO ALLOW ATTORNEY'S FEES IN ACTIONS ARISING FROM CIVIL SERVICE EMPLOYMENT. |
| HB1847 | Nickels | TO REFORM MORTGAGE FORECLOSURE PROCEDURES AND PRACTICES; TO REQUIRE CIRCUIT CLERKS TO CONDUCT JUDICIAL SALES; AND TO ABOLISH THE AUTHORITY AND PROCEDURES TO PERFORM STATUTORY FORECLOSURES. |
| HB1354 | Branscum | TO DEFINE THE TERM "INFAMOUS CRIME" FOR THE PURPOSES OF WHO SHALL NOT BE A CANDIDATE FOR OR HOLD PUBLIC OFFICE. |

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| Number | Sponsor | Subtitle |
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| HB1012 | Payton | TO PROVIDE FOR JURISDICTIONAL COOPERATION REGARDING ARRESTS, SEARCHES, AND SEIZURES BY FEDERAL EMPLOYEES. |
| HB1014 | Harris | TO EXTEND THE CONCEALED HANDGUN LICENSE EXEMPTION TO FORMER CERTIFIED LAW ENFORCEMENT OFFICERS. |
| HB1026 | B. Wilkins | TO INCREASE THE PENALTIES FOR AGGRAVATED ASSAULT AND MISDEMEANOR ASSAULT IF COMMITTED AGAINST CERTAIN PERSONS. |
| HB1030 | D. Altes | CONCERNING THE USE OF A MOTOR VEHICLE ACCIDENT REPORT FOR COMMERCIAL PURPOSES; TO REGULATE THE RELEASE OF MOTOR VEHICLE ACCIDENT REPORTS. |
| HB1042 | Bell | TO AMEND THE LAWS CONCERNING EMINENT DOMAIN. |
| HB1114 | Hickerson | AN ACT TO EXEMPT CERTIFIED LAW ENFORCEMENT OFFICERS FROM JURY DUTY; AND FOR OTHER PURPOSES. |
| HB1258 | Dale | TO INCREASE THE PERCENTAGE OF A CHILD SUPPORT PAYMENT THAT CAN BE WITHHELD FOR THE PURPOSE OF LIQUIDATING CHILD SUPPORT ARREARAGES. |
| HB1361 | Talley | TO ADD THE EXECUTIVE DIRECTOR OF THE STATE CRIME LABORATORY TO THE STATE CRIME LABORATORY BOARD; AND TO PROHIBIT THE EXECUTIVE DIRECTOR FROM PARTICIPATING IN CERTAIN ACTIONS OF THE STATE CRIME LABORATORY BOARD. |
| HB1391 | Sabin | TO PROHIBIT THE IMPORT, POSSESSION, SALE, TRANSFER, AND BREEDING OF |

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| | | NONHUMAN PRIMATES, EXCEPT BY QUALIFIED FACILITIES; AND TO PROTECT PUBLIC SAFETY AND PROHIBIT MISTREATMENT OF NONHUMAN PRIMATES. |
| HB1394 | Fielding | TO MAKE OUR ROADS SAFER BY PROVIDING FOR EDUCATION AND TESTING CONCERNING DISTRACTED DRIVING; AND TO ENSURE DETERRENCE FROM TEXTING WHILE DRIVING BY INCREASING THE RELATED PENALTIES. |
| HB1367 | Vines | CONCERNING A GARNISHMENT AGAINST THE STATE OR POLITICAL SUBDIVISION AFTER A JUDGMENT. |
| HB1348 | Alexander | TO PROTECT RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES CONSTITUTION AND THE ARKANSAS CONSTITUTION. |
| SB52 | Hester | REGARDING VICTIMS' RIGHTS IN CAPITAL PUNISHMENT CASES. |
| HB1269 | Catlett | TO ALLOW A CONCEALED HANDGUN LICENSEE TO KEEP A HANDGUN IN HIS OR HER LOCKED VEHICLE ON HIS OR HER EMPLOYER'S PARKING LOT. |
| HB1284 | Murdock | TO AMEND THE LAWS CONCERNING THE CARRYING OF A CONCEALED HANDGUN IN A CHURCH OR OTHER PLACE OF WORSHIP; TO EXTEND STATUTORY CHARITABLE IMMUNITY TO A CHURCH OR OTHER PLACE OF WORSHIP; AND TO DECLARE AN EMERGENCY. |
| HB1833 | Williams | REVISING THE CURRENT LAWS GOVERNING SCRAP METAL TRANSACTIONS AND CONCERNING THE THEFT OF SCRAP METAL. |
| HB1740 | Word | TO REFORM LANDLORD AND TENANT LAWS; AND TO IMPLEMENT THE RECOMMENDATIONS OF THE NON-LEGISLATIVE COMMISSION ON THE STUDY OF LANDLORD-TENANT LAWS CREATED BY ACT 1198 OF 2011. |
| HB1763 | Nickels | TO ESTABLISH A CAUSE OF ACTION AGAINST THIRD PARTIES WHO CONDUCT BACKGROUND CHECKS AND RELEASE ERRONEOUS INFORMATION. |
| HB1764 | Nickels | CONCERNING THE ELIGIBILITY, APPLICATION, PROCESS, AND EFFECT OF THE EXPUNGEMENT OR SEALING OF A PERSON'S RECORD OF A CRIMINAL CONVICTION. |
| HB1795 | McCrary | CONCERNING THE POSSESSION OF, TRANSPORTATION OF, SALE, PURCHASE, OR TRANSACTION OF SCRAP METAL; CONCERNING CRIMINAL OFFENSES INVOLVING SCRAP METAL. |
| HB1798 | Nickels | TO REGULATE PLATS THE AMENDMENT OF AND BILLS OF ASSURANCE AND THE FILING OF PLATS AND BILLS OF ASSURANCE. |
| HB1844 | Nickels | AN ACT TO REFORM RESIDENTIAL MORTGAGE FORECLOSURE PROCEDURES AND PRACTICES; AND TO REQUIRE THAT CIRCUIT CLERKS AS PART OF THEIR OFFICIAL DUTIES CONDUCT JUDICIAL SALES AND STATUTORY FORECLOSURE SALES. |