

State of Arkansas

76th General Assembly

First Extraordinary Session, 1987

HOUSE BILL

1020

By: Representatives B. Wood and D. Wood

"AN ACT TO AMEND SECTION 83 OF ACT 50 OF 1969, AS AMENDED, THE ARKANSAS MILITARY CODE, TO INSERT LANGUAGE WHICH WAS INADVERTENTLY DELETED DURING THE 1987 REGULAR SESSION; AND FOR OTHER PURPOSES."

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

SECTION 1. Section 83 of Act 50 of 1969, as amended, the same being Arkansas Statute 11-638, is hereby amended to read as follows:

"Section 83. Unlawfully influencing action of court. No authority convening a general, special, or summary court-martial nor any other commanding officer, or officer serving on the staff thereof may censure, reprimand, or admonish the court or any member, military judge, or counsel thereof with respect to the findings or sentence adjudged by the court, or with respect to any other exercise of its or his functions in the conduct of the proceeding. No person subject to this code may attempt to coerce or by any unauthorized means influence the action of the court-martial or any other military tribunal or any member thereof, in reaching the findings or sentence in any case, or the action of any convening, approving, or reviewing authority with respect to his judicial acts."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. Emergency. It is hereby found and determined by the General Assembly that in amending the Military Code during the 1987 Regular Session, some wording was unintentionally left out of a portion of the Military Code; that such error should be corrected immediately in order to give proper meaning to the section amended; and that this Act will reinsert such unin-

tentionally deleted language. Therefore, an emergency is hereby declared to exist and this Act being immediately necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

