

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

103

By: Senator Scott

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 9-2-101 AND 102 TO AUTHORIZE CIRCUIT AND CHANCERY COURTS TO CHANGE THE NAME OF PERSONS UNDER THE JURISDICTION OF THE DEPARTMENT OF CORRECTION, BUT THE DEPARTMENT'S RECORDS SHALL BE MAINTAINED UNDER THE NAME THAT APPEARED ON THE COMMITMENT; AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code 9-2-101(a) is hereby amended to read as follows:

"(a) Upon the application of any person within the jurisdiction of the courts, the chancery and circuit courts shall have power, upon good reasons shown, to alter or change the name of the person."

SECTION 2. Arkansas Code 9-2-102 is hereby amended to read as follows:

"9-2-102. Name change - Use of new name. Any person whose name may be so changed by judgment or decree of any of the courts shall afterward be known and designated, sue and be sued, plead and be impleaded, by the name thus conferred, except that records of persons under the jurisdiction and supervision of the Department of Correction shall continue to reflect the name as committed to the Department's jurisdiction and supervision by the various circuit courts of the State of Arkansas."

SECTION 3. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 5. Emergency. It is hereby found and determined by the General Assembly that the circuit and chancery courts should have the power, upon good cause shown, to alter or change the name of any person, even persons in the custody of the Department of Correction; that this Act grants that power; and that this Act should be given effect immediately in order to grant the courts that power as soon as possible. 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.