

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Representative M. Wilson

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A Bill

HOUSE BILL

1030

For An Act To Be Entitled

8 "AN ACT TO PROVIDE FOR VENUE AMONG THE MUNICIPAL COURTS
9 WITHIN THE RESPECTIVE COUNTIES OF THIS STATE IN CIVIL AND
10 CRIMINAL MATTERS; PROVIDING FOR THE WAIVER AND CHANGE
11 THEREOF; AND FOR OTHER PURPOSES."

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Subtitle

14 "TO PROVIDE FOR VENUE AMONG MUNICIPAL
15 COURTS"

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

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19 SECTION 1. Venue: Civil and Small Claims. Venue in civil and small
20 claims actions shall lie in any municipal court in the county having
21 jurisdiction over the subject matter and parties to the claim.

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23 SECTION 2. Venue in cases arising from criminal misdemeanor and
24 traffic violations shall lie in the municipal court whose host municipality's
25 geographic boundaries are nearest the place of the offense giving rise to the
26 citation.

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28 SECTION 3. Objection to Venue. Any person charged with an offense in
29 a municipal court within a county may object to venue orally in open court or
30 in a writing. In the event of such objection, the court shall conduct a
31 hearing to determine the proper venue. If the evidence reflects venue to lie
32 in another municipal court within the county, the court shall make an
33 appropriate order of transfer. If the evidence reflects that venue lies in
34 the court in which the hearing is conducted, the court shall set the case for
35 such further proceedings as are appropriate.

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SECTION 4. The provisions of this act shall not apply to municipal courts in counties with a total population exceeding two hundred thousand (200,000).

SECTION 5. 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 6. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 7. All laws and parts of laws in conflict with this act are hereby repealed.

/s/Rep. M. Wilson

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