

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Representatives DeLay and McJunkin

# A Bill

HOUSE BILL 1748

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 5-1-109 TO PROVIDE THAT THE  
9 STATUTE OF LIMITATION FOR PROSECUTING FOR MISDEMEANOR HOT  
10 CHECK VIOLATIONS SHALL BE THREE (3) YEARS AFTER COMMISSION  
11 OF THE CRIME; AND FOR OTHER PURPOSES."

## Subtitle

14 "TO PROVIDE THAT THE STATUTE OF  
15 LIMITATION FOR PROSECUTING FOR  
16 MISDEMEANOR HOT CHECK VIOLATIONS SHALL  
17 BE THREE (3) YEARS AFTER COMMISSION OF  
18 THE CRIME."

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

22 SECTION 1. Arkansas code 5-1-109(b) is amended to read as follows:

23 "(b) Except as otherwise provided in this section, prosecutions for  
24 other offenses must be commenced within the following periods of limitation  
25 after their commission:

26 (1) Class Y and Class A felonies, six (6) years;

27 (2) Class B, C, or D, or unclassified felonies, three (3) years;

28 (3) Misdemeanors or violations, one (1) year except that the  
29 *prosecutions for misdemeanor violations of Arkansas Code 5-37-302 must be*  
30 *commenced within three (3) years after the commission of the crime.*

32 SECTION 2. All provisions of this act of a general and permanent  
33 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
34 Code Revision Commission shall incorporate the same in the Code.

1 SECTION 3. If any provision of this act or the application thereof to  
2 any person or circumstance is held invalid, such invalidity shall not affect  
3 other provisions or applications of the act which can be given effect without  
4 the invalid provision or application, and to this end the provisions of this  
5 act are declared to be severable.

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7 SECTION 4. All laws and parts of laws in conflict with this act are  
8 hereby repealed.

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10 /s/Rep. Delay, et al

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