

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Senator Everett

A Bill

SENATE BILL 315

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED §16-13-1003 TO
9 CONVERT THE CIRCUIT JUDGESHIPS IN THE SECOND JUDICIAL
10 DISTRICT TO CIRCUIT-CHANCERY JUDGESHIPS; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "TO CONVERT THE CIRCUIT JUDGESHIPS IN
15 THE SECOND JUDICIAL DISTRICT TO
16 CIRCUIT-CHANCERY JUDGESHIPS"

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

20 SECTION 1. Arkansas Code Annotated § 16-13-1003 is amended to read as
21 follows:

22 "16-13-1003. Judges and chancellors.

23 (a) The qualified electors of the Second Judicial District shall
24 elect:

- 25 (1) Three (3) circuit judges;
- 26 (2) Three (3) chancellors;
- 27 (3) One (1) circuit-chancery judge; and
- 28 (4) One (1) circuit-chancery judgeship.

29 (b)(1) The judge of the judgeship created by subdivision (a)(3) of
30 this section shall be the judge of the juvenile division of chancery court.
31 The judge shall serve as judge of the juvenile division in lieu of the judge
32 who would otherwise be designated as judge of the juvenile division of
33 chancery court in the judicial district.

34 (2) The judge of the additional circuit-chancery judgeship
35 created in subdivision (a)(3) of this section shall devote such time as may

1 be required to perform the duties of judge of the juvenile division, which
2 duties shall be the primary obligation of the judge, and shall sit as judge
3 of the circuit, chancery, or probate court as time permits.

4 (3) The circuit-chancery judgeship created by subdivision (a)(4)
5 of this section shall primarily perform the duties of a judge of the juvenile
6 division of chancery court and conduct hearings for the involuntary admission
7 or commitment of persons to the Arkansas State Hospital or any other public
8 or private hospital with a fully trained psychiatrist on the active or
9 consultant staff and shall sit as judge of the circuit, chancery, and probate
10 courts as time permits.

11 (c) Effective immediately upon passage and approval of this act, *the*
12 *Subdistrict 2.2*, Division 2 and Division 3 circuit judgeships shall become
13 circuit-chancery judgeship which shall have jurisdiction in law, equity, and
14 probate."

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

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

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

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29 SECTION 5. EMERGENCY. It is hereby found and determined by the
30 General Assembly of the State of Arkansas that the separation of the courts
31 of law and equity combined with the amount of travel required of judges in
32 the Second Judicial District creates an inefficient system of justice which
33 can be greatly improved and streamlined by converting the circuit judges of
34 the Second Judicial District into circuit-chancery judges with jurisdiction
35 in law, equity, and probate. Therefore, an emergency is hereby declared to

1 exist and this act being necessary for the immediate preservation of the
2 public peace, health, and safety, shall be in full force and effect from and
3 after its passage and approval.

4 */s/Everett*

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