

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4
5 By: Senator Mahony

A Bill

SENATE BILL 388

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 16-13-1505 TO
10 PROVIDE BAILIFFS FOR THE CIRCUIT JUDGE AND CIRCUIT-
11 CHANCERY JUDGE SECOND DIVISION OF THE SEVENTH JUDICIAL
12 DISTRICT; AND FOR OTHER PURPOSES."

Subtitle

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14 "TO PROVIDE BAILIFFS FOR THE CIRCUIT
15 JUDGE AND CIRCUIT-CHANCERY JUDGE SECOND
16 DIVISION OF THE SEVENTH JUDICIAL
17 DISTRICT"
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code Annotated § 16-13-1505 is amended to read as
23 follows:

24 "16-13-1505. Bailiffs.

25 (a) The circuit judge and circuit-chancery judge, Second Division, of
26 the Seventh Judicial District may each appoint so many court bailiffs as the
27 quorum courts of the district shall fund.

28 (b)(1) The duties of the bailiffs shall include their attendance in
29 their respective courts when court is in session and the supervision and
30 maintenance of order in their respective courtrooms, providing security for
31 criminal defendants, juries, and judges, and other incidental and related
32 duties at the direction of the respective judges.

33 (2) When acting within the scope of their duties as court
34 bailiffs, the bailiffs shall exercise all the powers of a deputy sheriff,
35 which shall include the power to make arrests, carry a weapon, and serve
36 summonses, ~~and may maintain law enforcement certification existing or acquired~~

1 ~~during their service as bailiffs."~~

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

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

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

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16 SECTION 5. EMERGENCY. It is found and determined by the General
17 Assembly of the State of Arkansas that the Seventh Judicial District Circuit
18 Court and Circuit-Chancery Court - Division 2, should be provided bailiffs as
19 are other courts in the state, to maintain order and provide security for the
20 judge, jury, witnesses, and defendants, and that this act is immediately
21 necessary. Therefore an emergency is declared to exist and this act being
22 immediately necessary for the preservation of the public peace, health and
23 safety shall become effective on the date of its approval by the Governor. If
24 the bill is neither approved nor vetoed by the Governor, it shall become
25 effective on the expiration of the period of time during which the Governor
26 may veto the bill. If the bill is vetoed by the Governor and the veto is
27 overridden, it shall become effective on the date the last house overrides the
28 veto.

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