

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

A Bill

SENATE BILL 684

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 9-13-101 TO
10 PROHIBIT THE AWARDING OF CHILD CUSTODY TO A PARENT WHO HAS
11 BEEN FOUND GUILTY OF THE MURDER OF THE OTHER PARENT; AND
12 FOR OTHER PURPOSES."

Subtitle

15 "TO PROHIBIT THE AWARDING OF CHILD
16 CUSTODY TO A PARENT WHO HAS BEEN FOUND
17 GUILTY OF THE MURDER OF THE OTHER
18 PARENT"

19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code Annotated § 9-13-101 is amended to read as
23 follows:

24 "(a) In an action for divorce, the award of custody of the children of
25 the marriage shall be made without regard to the sex of the parent, but solely
26 in accordance with the welfare and best interests of the children.

27 (b) No parent shall be granted joint custody or sole custody of a child
28 if:

29 (1) The parent has pled guilty, nolo contendere, or has been found
30 guilty of the murder of the other parent; or

31 (2) The parent has been found liable in a civil action for the
32 wrongful death of the other parent."

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

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SECTION 3. 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 4. All laws and parts of laws in conflict with this act are hereby repealed.