

State of Arkansas

82nd General Assembly

Regular Session, 1999

# A Bill

HOUSE BILL 1884

By: Representative Vess

## For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE § 17-19-209(g) TO  
REMOVE THE DE NOVO APPEAL FROM ORDERS OF THE  
PROFESSIONAL BAIL BOND COMPANY AND PROFESSIONAL BAIL  
BONDSMAN LICENSING BOARD; AND FOR OTHER PURPOSES."

## Subtitle

"TO AMEND ARKANSAS CODE § 17-19-209(g) TO  
REMOVE THE DE NOVO APPEAL FROM ORDERS OF  
THE PROFESSIONAL BAIL BOND COMPANY AND  
PROFESSIONAL BAIL BONDSMAN LICENSING  
BOARD. "

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

SECTION 1. Arkansas Code 17-19-209(g) is amended to read as follows:

"17-19-209(g). (1) A party may appeal from any order of the board as a  
matter of right and shall be taken to the Circuit Court of Pulaski County by  
filing written notice of appeal to the court and by filing a copy of the  
notice with the board.

(2) Upon filing of the notice of appeal therein, the court shall  
have full jurisdiction, and shall operate as a stay of the order or action  
appealed from, unless otherwise ordered by the court.

(3) Within thirty (30) days after filing of the copy of a notice  
of appeal with the board, the board shall make, certify, and deposit in the  
office of the clerk of the court in which the appeal is pending a full and  
complete transcript of all proceedings had before the board and all evidence

1 before the board and all evidence before the board in the matter, including  
2 all of the board's files therein.

3 ~~(4) The appeal shall be de novo and additional evidence may be~~  
4 ~~presented by the parties."~~

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

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

15  
16 SECTION 4. All laws and parts of laws in conflict with this act are  
17 hereby repealed.