

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S3/19/99 S4/8/99
A Bill

SENATE BILL 292

5 By: Senator B. Lewellen
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8 **For An Act To Be Entitled**

9 "AN ACT TO CREATE A NEW CIRCUIT-CHANCERY JUDGESHIP IN
10 THE FIRST JUDICIAL DISTRICT; AND FOR OTHER PURPOSES."

11 **Subtitle**

12 "TO CREATE A NEW CIRCUIT-CHANCERY
13 JUDGESHIP IN THE FIRST JUDICIAL
14 DISTRICT."
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. (a) There is created in the First Judicial District an
21 additional circuit-chancery judgeship, which shall have jurisdiction in law,
22 equity, and probate.

23 (b) As soon as possible after the effective date of this act, the
24 Governor shall appoint a qualified person to temporarily fill the First
25 Judicial District circuit-chancery judgeship created by this act, and the
26 appointed person shall serve until December 31, 2000, or until a successor has
27 been elected and qualified, whichever occurs last.

28 (c) The qualified electors of the district shall elect the additional
29 circuit-chancery judge created by this act at the November 2000 general
30 election to take office on January 1, 2001. The additional judge shall be
31 elected from the district and shall satisfy the same qualifications for
32 holding office and shall receive the same salary, expenses, and other
33 allowances as provided by law for judges of the circuit-chancery courts. The
34 judge shall serve for elected terms of four (4) years.

35 (d) The counties which comprise the First Judicial District shall
36 provide courtroom and office facilities and supplies for the judge of the

1 circuit-chancery judgeship created by this act, which shall be paid out of the
2 county treasuries in the same manner as other demands against the counties,
3 out of funds appropriated by the respective quorum courts of the counties for
4 such purposes.

5 (e) There shall be provided for the judge of the circuit-chancery
6 judgeship created by this act a court reporter and a trial court
7 administrative assistant whose salaries shall be fixed and paid in the manner
8 provided by law for court reporters and trial court administrative assistants
9 of the circuit-chancery courts of this state.

10 (f) The Attorney General shall, if it is determined to be necessary,
11 present the provisions of this act to the United States District Court for the
12 Eastern District of Arkansas pursuant to the decision in Eugene Hunt, et al.
13 V. State of Arkansas et al. No. PB-C-89-406.

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15 SECTION 2. (a) The provisions of this act shall be effective only if
16 approved by the Arkansas Judicial Council which said approval shall be in
17 writing to the chairmen of the Senate and House Judiciary Committees.

18 (b) The Arkansas Judicial Council is hereby directed to review the
19 provisions of this act together with all other acts passed and approved by the
20 82nd General Assembly regarding the division of, or the adding of judgeships
21 to the First Judicial Circuit, and approve the plan which the Arkansas
22 Judicial Council determines to be the best solution to the problems facing the
23 First Judicial Circuit.

24 (c) If it is determined by the Arkansas Judicial Council that none of
25 the acts passed regarding the First Judicial Circuit is meritorious, then none
26 of the acts should be approved by the Arkansas Judicial Council and none of
27 the acts shall take effect even after passage and approval by the 82nd General
28 Assembly.

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

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34 SECTION 4. If any provision of this act or the application thereof to
35 any person or circumstance is held invalid, such invalidity shall not affect
36 other provisions or applications of the act which can be given effect without

1 the invalid provision or application, and to this end the provisions of this
2 act are declared to be severable.

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4 SECTION 5. All laws and parts of laws in conflict with this act are
5 hereby repealed.

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/s/ Lewellen