

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

# A Bill

SENATE BILL 51

4  
5 By: Senator Gordon  
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## For An Act To Be Entitled

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9 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 16-56-116  
10 TO REMOVE OUT-OF-STATE IMPRISONMENT AS A DISABILITY  
11 WHICH TOLLS THE RUNNING OF THE STATUTE OF LIMITATIONS  
12 FOR BRINGING A CAUSE OF ACTION; AND FOR OTHER  
13 PURPOSES. "

## Subtitle

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16 "TO AMEND ARKANSAS CODE ANNOTATED § 16-  
17 56-116 TO REMOVE OUT-OF-STATE  
18 IMPRISONMENT AS A DISABILITY WHICH TOLLS  
19 THE RUNNING OF THE STATUTE OF  
20 LIMITATIONS. "

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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code Annotated § 16-56-116 is amended to read as  
26 follows:

27 "16-56-116. Persons under disabilities at time of accrual of action.

28 (a) If any person entitled to bring any action under any law of this  
29 state is, at the time of the accrual of the cause of action, under twenty-one  
30 (21) years of age, or insane, ~~or imprisoned beyond the limits of the state,~~  
31 that person may bring the action within three (3) years next after attaining  
32 full age, or within three (3) years next after the disability is removed.

33 (b) No person shall avail himself of any disability unless the  
34 disability existed at the time the right of action accrued.

35 (c) When two (2) or more disabilities are existing at the time the  
36 right of action or entry accrued, the limitation prescribed shall not attach

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1 until all the disabilities are removed.”

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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.