

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas As Engrossed: H1/18/01 H2/2/01 S3/26/01 S4/11/01

2 83rd General Assembly

A Bill

3 Regular Session, 2001

HOUSE BILL 1012

4

5 By: Representatives Milum, Altes, Bond, Bradford, Creekmore, Fite, Glover, Hausam, Lowery, Minton,
6 Rackley, Rodgers, Stovall, C. Taylor, Willis, Scroggin, Files, Bright, Schall, M. Smith, Adams, Parks,
7 Hutchinson

8 By: Senators Wilkinson, Hunter, Webb, DeLay

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For An Act To Be Entitled

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11 AN ACT CONCERNING ELECTED OFFICIALS WHO COMMIT A
12 FELONY; AND FOR OTHER PURPOSES.

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12

13

Subtitle

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15 AN ACT CONCERNING ELECTED OFFICIALS WHO
16 COMMIT A FELONY.

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

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21 SECTION 1. (a) If, after the effective date of this act, a person
22 pleads guilty or nolo contendere to, or is found guilty of, a felony for an
23 offense that was committed during the person's term of elective office and in
24 the person's official capacity and the plea or finding occurred in a court of
25 record of this state or a federal court and the plea or finding occurred
26 during that same term of office, and all state and federal appeals have been
27 exhausted, the elected official shall be deemed to have forfeited the elective
28 office currently held by the person.

29 (b)(1) An office forfeited under this section is deemed vacant beginning
30 the day following the plea or finding.

31 (2) The vacancy shall be filled as prescribed by law.

32 (c) For the purpose of this section "elected official" means a person
33 who holds an elective state, county, city, township or district office in this
34 state.

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/s/ Milum

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