

State of Arkansas
83rd General Assembly
Regular Session, 2001

A Bill

HOUSE BILL 2281

By: Representative Cleveland

For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS CODE 9-27-309(a) TO OPEN THE PROCEEDINGS AND RECORDS OF JUVENILE DELINQUENCY ADJUDICATIONS FOR SECOND OFFENSES COMMITTED BY JUVENILES WHICH, IF COMMITTED BY AN ADULT, WOULD BE A FELONY; AND FOR OTHER PURPOSES.

Subtitle

AN ACT TO AMEND ARKANSAS CODE 9-27-309
(a) TO OPEN THE PROCEEDINGS AND RECORDS
OF JUVENILE DELINQUENCY ADJUDICATIONS
FOR SECOND OFFENSES COMMITTED BY
JUVENILES WHICH, IF COMMITTED BY AN
ADULT, WOULD BE A FELONY.

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

SECTION 1. Arkansas Code 9-27-309(a), concerning records of juvenile delinquency adjudications, is amended to read as follows:

(a) All records may be closed and confidential within the discretion of the court, except:

(1) Adoption records shall be closed and confidential as provided in the Revised Uniform Adoption Act, as amended, § 9-9-201 et seq.;

(2) Records of delinquency adjudications for which a juvenile could have been tried as an adult shall be made available to prosecuting attorneys for use at sentencing if the juvenile is subsequently tried as an adult or to determine if the juvenile should be tried as an adult;

(3) Records of delinquency adjudications for a juvenile

1 adjudicated delinquent for any felony or a Class A misdemeanor wherein
2 violence or a weapon was involved shall be made available to the Arkansas
3 Crime Information Center; and

4 (4) Records of all proceedings and delinquency adjudications for
5 a second or subsequent offense committed by a juvenile which, if committed by
6 an adult, would be a felony.