

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
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H1/21/03

A Bill

HOUSE BILL 1111

5 By: Representatives Walters, Blair, Penix, Medley
6 By: Senators Wilkinson, Altes
7

For An Act To Be Entitled

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9
10 AN ACT PROVIDING A CHANGE OF VENUE FROM LOWER
11 COURTS TO DISTRICT COURT; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT PROVIDING FOR A CHANGE OF VENUE
15 FROM LOWER COURTS TO DISTRICT COURT.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code § 16-17-218 is amended to read as follows:

21 16-17-218. Change of venue ~~from justice of the peace~~ to municipal
22 district court.

23 (a) In any case, either civil or criminal, brought before a any
24 justice of the peace in any township, police court, city court, corporation
25 court, or any court of common pleas in the county wherein a ~~municipal~~
26 district court exists, the judge ~~may~~ shall grant a change of venue to the
27 ~~municipal~~ district court, upon defendant's motion ~~and a showing of good~~
28 ~~cause~~, without the prepayment or tender of any fees. Upon ~~granting~~ filing of
29 the motion, the ~~justice of the peace~~ court shall have no further jurisdiction
30 in the case, except for the purpose of preparing a transcript for the
31 ~~municipal~~ district court.

32 (b) In the event of any change of venue from a justice of the peace,
33 police court, city court, or corporation court, or any court of common pleas
34 to a ~~municipal~~ district court in the counties where more than one (1)
35 ~~municipal~~ district court exists, the case shall be transferred to the nearest
36 ~~municipal~~ district court geographically in the county.



1 (c) In no event shall any change of venue lie from any ~~municipal~~
2 district court to any justice of the peace, police court, city court, or
3 corporation court, or court of common pleas in either civil or criminal
4 cases.

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6 SECTION 2. Arkansas Code § 16-19-409 is amended to read as follows:

7 16-19-409. Change of venue ~~from justice of peace~~ to ~~municipal~~ district
8 court.

9 (a) In any case, either civil or criminal, brought before a justice of
10 the peace in any township, police court, city court, or corporation court, or
11 any court of common pleas in the county wherein a ~~municipal~~ district court
12 exists, the judge ~~may~~ shall grant a change of venue to the ~~municipal~~ district
13 court, upon defendant's motion ~~and a showing of good cause~~, without the
14 prepayment or tender of any fees. Upon ~~granting~~ filing of the motion, the
15 ~~justice of the peace~~ court shall have no further jurisdiction in the case,
16 except for the purpose of preparing a transcript for the ~~municipal~~ district
17 court.

18 (b) In the event of any change of venue from a justice of the peace,
19 police court, city court, or corporation court, or any court of common pleas
20 to a ~~municipal~~ district court in the counties where more than one (1)
21 ~~municipal~~ district court exists, the case shall be transferred to the nearest
22 ~~municipal~~ district court geographically in the county.

23 (c) In no event shall any change of venue lie from any ~~municipal~~
24 district court to any justice of the peace, police court, city court, or
25 corporation court, or any court of common pleas in either civil or criminal
26 cases.

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28 /s/ Walters
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