

State of Arkansas
85th General Assembly
Regular Session, 2005

A Bill

HOUSE BILL 1115

By: Representative Thyer

For An Act To Be Entitled

AN ACT TO REPEAL ARKANSAS CODE § 10-2-124(c)
CONCERNING SENATE OR HOUSE JUDICIARY COMMITTEE
ACTION ON BILLS INTRODUCED TO CHANGE EXISTING
CIRCUIT COURT DISTRICTS PRIOR TO CRITERIA
CERTIFICATION FROM THE ARKANSAS JUDICIAL COUNCIL;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT TO REPEAL ARKANSAS CODE § 10-2-
124(c) CONCERNING LEGISLATIVE ACTION ON
BILLS INTRODUCED TO CHANGE EXISTING
CIRCUIT COURT DISTRICTS.

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

SECTION 1. Arkansas Code § 10-2-124(c) is repealed.

10-2-124. Bills introduced to change existing circuit court districts.

(a) All bills introduced in either house of the General Assembly to change any of the existing circuit court districts through redistricting or by providing additional judgeships shall be referred to the Senate Judiciary Committee if the bill is from the Senate or the House Judiciary Committee if the bill is from the House of Representatives.

(b) The Senate Judiciary Committee or House Judiciary Committee shall request a letter certifying whether or not the proposed change meets the criteria of the Arkansas Judicial Council which shall be certified by the secretary-treasurer of the Arkansas Judicial Council.

~~(c) No bill to change any of the existing circuit court districts~~



~~through redistricting or providing additional judgeships shall be acted upon in either committee until a letter certifying that the proposed change meets the criteria has been attached to the bill. Upon suspension of the Joint Rules of the House and Senate, a bill may be withdrawn from the House Judiciary Committee or Senate Judiciary Committee and acted upon without the certification of the council attached thereto.~~

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that Amendment 80 to the Arkansas Constitution grants the power to establish judicial circuits and districts and the number of judges for circuit courts to the General Assembly; that this act is necessary for the General Assembly to effectively fulfill the requirements of section 10 of Amendment 80 during the 2005 regular legislative session. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto.