

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 85th General Assembly
3 Regular Session, 2005
4

A Bill

HOUSE BILL 2672

5 By: Representative Ledbetter
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For An Act To Be Entitled

9 AN ACT CONCERNING PSYCHIATRIC REPORTS ON
10 ACQUITTED DEFENDANTS; AND FOR OTHER PURPOSES.
11

Subtitle

12 AN ACT CONCERNING PSYCHIATRIC REPORTS ON
13 ACQUITTED DEFENDANTS.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 5-2-314(d), concerning psychiatric reports
20 on acquitted defendants, is amended to read as follows:

21 (d)(1)(A) The director shall file the psychiatric or psychological
22 report with the probate clerk of the circuit court having venue within thirty
23 (30) days following entry of order of acquittal.

24 (B) A hearing shall be conducted by the court and shall
25 take place not later than ten (10) days following the filing of the report
26 with the court.

27 (2)(A) If the report is not filed within thirty (30) days
28 following the receipt of an order of acquittal, the circuit court may grant a
29 petition for a writ of habeas corpus ordering the release of the defendant
30 under terms and conditions which are reasonable and just for the defendant
31 and societal concerns about the safety of persons and property of others.

32 (B) If the report is not filed within thirty (30) days
33 following entry of an order of acquittal, the circuit court may grant a
34 petition for a writ of habeas corpus ordering the release of the defendant
35 under terms and conditions which are reasonable and just for the defendant
36 and societal concerns about the safety of persons and property of others.

