

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

As Engrossed: H3/18/05

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.
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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~~ receipt of an order of acquittal.*

24 *(B) If, before thirty (30) days, the director makes*
25 *application to the court for an extension of time to file the report, and the*
26 *court finds there is good cause for the delay, the court may order that*
27 *additional time be allowed for the director to file the report.*

28 *(C) A hearing shall be conducted by the court and shall*
29 *take place not later than ten (10) days following the filing of the report*
30 *with the court.*

31 *(2) If the report is not filed within thirty (30) days following*
32 *the director's receipt of an order of acquittal, or within such additional*
33 *time as authorized by the circuit court, the court may grant a petition for a*
34 *writ of habeas corpus ordering the release of the defendant under terms and*
35 *conditions which are reasonable and just for the defendant and societal*
36 *concerns about the safety of persons and property of others.*



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/s/ Ledbetter