

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 2778

5 By: Representative Thyer
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For An Act To Be Entitled

9 AN ACT TO CLARIFY THAT VENUE FOR CRIMINAL CASES
10 IN A COUNTY WITH TWO (2) COUNTY SEATS IS PROPER
11 AT THE LOCATION OF EITHER COUNTY SEAT; AND FOR
12 OTHER PURPOSES.
13

Subtitle

14 AN ACT TO CLARIFY THAT VENUE FOR
15 CRIMINAL CASES IN A COUNTY WITH TWO (2)
16 COUNTY SEATS IS PROPER AT THE LOCATION
17 OF EITHER COUNTY SEAT.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 16-88-108 is amended to read as follows:
24 16-88-108. Jurisdiction of counties - Offenses generally.

25 (a) When any offense may be committed on the boundary of two (2)
26 counties, or where the person committing the offense may be on one side and
27 the injury is done on the other side of the boundary, the indictment may be
28 found and the trial and conviction thereon had in either of the counties. If
29 it is uncertain where the boundary is, the indictment may be found, and a
30 trial had, in either county.

31 (b) Where a river is the boundary between two (2) counties, the
32 criminal jurisdiction of each county shall embrace offenses committed on the
33 river, or any island thereof.

34 (c) Where the offense is committed partly in one county and partly in
35 another, or the acts, or effects thereof, requisite to the consummation of
36 the offense occur in two (2) or more counties, the jurisdiction is in either



1 county.

2 (d) Where the offense is committed in a county having two (2) county
3 seats, the jurisdiction is proper at the location of either county seat.

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