

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011

A Bill

SENATE BILL 156

4
5 By: Senator Burnett

For An Act To Be Entitled

8 AN ACT TO CLARIFY WHO IS ELIGIBLE TO ADMINISTER AN
9 OATH OF OFFICE; AND FOR OTHER PURPOSES.

Subtitle

12 TO CLARIFY WHO IS ELIGIBLE TO ADMINISTER
14 AN OATH OF OFFICE.

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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 § 21-2-105(a), regarding who is eligible to
20 administer an oath of office, is amended to read as follows:

21 ~~(a)(1) The Governor shall take the oath of office before one (1) of~~
22 ~~the justices of the Supreme Court or one (1) of the judges of the circuit~~
23 ~~courts, the county clerk, or the clerk of the circuit court.~~

24 ~~(2) The justices of the Supreme Court, judges of the Court of~~
25 ~~Appeals, judges of the circuit courts, judges of the district courts,~~
26 ~~Secretary of State, Treasurer of State, and Auditor of State shall take their~~
27 ~~oaths before the Governor or any of the justices of the Supreme Court or one~~
28 ~~(1) of the judges of the circuit courts, the clerk of the county court, or~~
29 ~~the clerk of the circuit court.~~

30 ~~(3) All other officers, both civil and military, shall take~~
31 ~~their oaths before the Secretary of State or his or her official designee, a~~
32 ~~justice or judge, clerk of the county court, clerk of the circuit court, or~~
33 ~~justice of the peace.~~

34 (a)(1) The Governor shall take the oath of office before:

35 (A) A justice or judge of the:

36 (i) Supreme Court; or



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(ii) Circuit court;

(B) The county clerk; or

(C) The clerk of the circuit court.

(2) The justices of the Supreme Court, judges of the Court of Appeals, judges of the circuit courts, judges of the district court, Secretary of State, Treasurer of State, and Auditor of State shall take their oaths before:

(A) The Governor;

(B) A justice or judge of the:

(i) Supreme Court;

(ii) Court of Appeals; or

(iii) Circuit Court;

(C) The clerk of the county court; or

(D) The clerk of the circuit court.

(3) All other officers, both civil and military, shall take their oaths before:

(A) The Secretary of State or his or her official designee;

(B) A justice or judge of the:

(i) Supreme Court;

(ii) Court of Appeals;

(iii) Circuit Court; or

(iv) District Court;

(C) The clerk of the county court;

(D) The clerk of the circuit court; or

(E) A justice of the peace.