

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

*As Engrossed: S2/1/11*  
**A Bill**

SENATE BILL 156

5 By: Senator Burnett  
6

7 **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.

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11  
12 **Subtitle**

13 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;



1 (ii) Court of Appeals; or

2 (iii) Circuit court;

3 (B) The county clerk; or

4 (C) The clerk of the circuit court.

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

9 (A) The Governor;

10 (B) A justice or judge of the:

11 (i) Supreme Court;

12 (ii) Court of Appeals; or

13 (iii) Circuit court;

14 (C) The clerk of the county court; or

15 (D) The clerk of the circuit court.

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

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

20 (B) A justice or judge of the:

21 (i) Supreme Court;

22 (ii) Court of Appeals;

23 (iii) Circuit court; or

24 (iv) District court;

25 (C) The clerk of the county court;

26 (D) The clerk of the circuit court; or

27 (E) A justice of the peace.

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29 /s/Burnett

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