

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

SENATE BILL 58

By: Senator J. Woods
By: Representative Neal

For An Act To Be Entitled

AN ACT REGARDING JUVENILE TRANSFER HEARINGS AND
JUVENILE JURISDICTION IN THE CIRCUIT COURTS; AND FOR
OTHER PURPOSES.

Subtitle

REGARDING JUVENILE TRANSFER HEARINGS AND
JUVENILE JURISDICTION IN THE CIRCUIT
COURTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 9-27-318, concerning filing and transfer to the criminal division of circuit court, is amended to add an additional subsection to read as follows:

(N) After a transfer hearing under subsection (f) and a case has been transferred upon its own motion to another division of circuit court, the court may transfer the case back to the original transferring court if the court finds the evidence to be clear and convincing and that:

- (1) The reason or reasons for the transfer no longer exists;
- (2) The reason or reasons for the transfer have been thwarted;
- (3) The transfer was based on a misrepresentation of fact; or
- (4) Erroneous information led to the original transfer.

