

Hall of the House of Representatives
95th General Assembly - Regular Session, 2025
Amendment Form

Subtitle of House Bill 1832

TO AMEND THE RULES OF THE SUPREME COURT AND COURT OF APPEALS OF THE
STATE OF ARKANSAS; AND TO AMEND A RULE OF THE SUPREME COURT AND
COURT OF APPEALS UNDER THE AUTHORITY GRANTED BY THE ARKANSAS
CONSTITUTION.

Amendment No. 1 to House Bill 1832

Amend House Bill 1832 as originally introduced:

Page 1, delete lines 30 through 36, and substitute the following:

"(1)(A) Arkansas Constitution, Amendment 80, § 9, provides that any rules promulgated by the Supreme Court under Arkansas Constitution, Amendment 80, §§ 5, 6(B), 7(B), or 8, may be annulled or amended, in whole or in part, by a two-thirds vote of the membership of each house of the General Assembly.

(B) Arkansas Constitution, Amendment 80, § 5, concerns the Court of Appeals.

(C) Rule 1-2 of the Rules of the Supreme Court and Court of Appeals of the State of Arkansas addresses the jurisdiction of the Court of Appeals; and

(2) Arkansas Constitution, Amendment 80, § 10, provides that the General Assembly shall have the power to establish jurisdiction of all courts and venue of all actions therein, unless otherwise provided in the Arkansas Constitution.

(b) The purpose of this act is to establish the:

(1) Exclusive original jurisdiction of the Court of Appeals under the authority of Arkansas Constitution, Amendment 80, § 9, pertaining



to facial constitutional challenges; and

(2) Exclusive original jurisdiction of the Court of Appeals under Arkansas Constitution, Amendment 80, § 10, pertaining to facial constitutional challenges."

AND

Page 2, delete lines 1 through 7

AND

Page 5, delete lines 15 through 17 and substitute the following:

"(a)(1) Circuit Except as provided in subdivision (a)(2) of this section, circuit courts shall have original jurisdiction of all justiciable matters not otherwise assigned pursuant to the Arkansas Constitution.

(2) The Court of Appeals shall have exclusive original jurisdiction over a facial constitutional challenge in which a party seeks in the party's initial or amended pleading to have a provision of an act of the General Assembly, a provision of the Arkansas Code, or a provision of an administrative rule or regulation declared unconstitutional in all of its applications under the United States Constitution or the Arkansas Constitution."

AND

Page 5, delete lines 19 through 36, and substitute the following:

"SECTION 6. EFFECTIVE DATE. This act shall be effective on and after November 1, 2025."

AND

Page 6, delete lines 1 through 4

The Amendment was read _____
By: Representative M. Shepherd
MBM/MBM - 04-03-2025 08:48:18
MBM223 _____ Chief Clerk