

Act 418 of the 1989 Regular Session.

Act 418

SB113

By: Senate Judiciary Committee

"AN ACT TO PROVIDE COURT PERSONNEL FOR THE JUVENILE DIVISION OF CHANCERY COURT; TO AUTHORIZE A JUVENILE PROBATION FEE; AND FOR OTHER PURPOSES."

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

SECTION 1. (a) Each juvenile division shall be provided with not less than one (1) probation officer to manage the probation services and needs of the court. Each probation officer shall be an employee of the juvenile division of chancery court and shall serve at the pleasure of the judge of the juvenile division. The probation officers shall be certified as juvenile probation officers according to the laws of this state and must maintain the certification during the terms of their employment.

(b) The salaries of the probation officers shall be paid by the county or counties in which the probation officer works; except that beginning August 1, 1990, the state shall pay a portion of the salary of a full-time probation officer who is certified according to the laws of this state and whose salary has been paid by the county or counties for a period of one (1) year. The portion to be paid by the state shall be the lesser of either fifteen thousand dollars (\$15,000) a year or one-half (|) the probation officer's average salary as calculated over the last twelve (12) months.

SECTION 2. (a) Each juvenile division shall be provided with not less than one (1) intake officer to manage the intake needs of the court. Each intake officer shall be employed by the juvenile division of chancery court and shall serve at the pleasure of the judge of the juvenile division of chancery court. The intake officers shall be certified as juvenile intake officers according to laws of this state and must maintain the certification during the terms of employment.

(b) The salaries of the intake officers shall be paid by the county or counties in which the intake officers work; except that beginning August 1, 1990, the state shall pay a portion of the salary of a full-time intake officer who is certified according to the laws of this state and whose salary has been paid by the county or counties for a period of one (1) year. The portion to be paid by the state shall be the lesser of either fifteen thousand dollars (\$15,000) a year or one-half (|) the intake officer's average salary as calculated over the last twelve (12) months.

SECTION 3. Provided that intake and probation services deemed necessary by the court may be provided by contract providers by contract between the county or counties in a judicial circuit and the contract provider upon approval of the chancery judge of the juvenile division.

SECTION 4. A person shall not serve as both a probation officer of the juvenile division of chancery court and as an intake officer of the juvenile division.

SECTION 5. The judge of the juvenile division of chancery court may charge a juvenile a fee, not to exceed twenty dollars (\$20.00) per month for

probation services provided by the court. Funds derived from the fee shall be deposited in the county treasury of the county in which probation services are provided. The funds shall be used by the county to provide services to juveniles. The funds shall not be used to defray the cost of probation officers or other court personnel.

SECTION 6. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 7. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 8. EMERGENCY. It is hereby found and determined by the General Assembly that the juvenile division of chancery court is to be created to replace the juvenile court system provided for in Act 14 of 1987 and that the immediate passage of this act is necessary to insure that there is an orderly and efficient administration of the juvenile justice system of this state. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

APPROVED: March 8, 1989

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