

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Senator Malone**

# A Bill

**ACT 822 OF 1993**  
**SENATE BILL 591**

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 21-6-401 TO INCREASE THE  
9 FEES FOR COPIES OF RECORDS FROM THE SUPREME COURT CLERK\_S  
10 OFFICE AND TO PERMIT THE SUPREME COURT TO ESTABLISH A  
11 SYSTEM FOR ELECTRONIC ACCESS TO COURT RECORDS AND  
12 DECISIONS; AND FOR OTHER PURPOSES."

## Subtitle

15 "AN ACT TO INCREASE FEES FOR COPIES OF RECORDS FROM THE  
16 SUPREME COURT CLERK\_S OFFICE AND TO CREATE A SYSTEM FOR  
17 ELECTRONIC ACCESS TO COURT DECISIONS."

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

21 SECTION 1. Arkansas Code § 21-6-401 is hereby amended to read as  
22 follows:

23 "21-6-401. Clerk of Supreme Court.

24 (a) (1) The Clerk of the Supreme Court shall be allowed and paid by the  
25 appellant or petitioner, in advance, in all civil actions and misdemeanors  
26 filed in either the Supreme Court or Court of Appeals a fee of one hundred  
27 dollars (\$100) which shall be full payment of all the costs in the  
28 proceedings.

29 (2) If the judgment of the Supreme Court or Court of Appeals is  
30 in favor of the appellant or petitioner, the clerk shall tax the fee provided  
31 in this subsection in favor of the appellant or petitioner.

32 (b) (1) The Clerk of the Supreme Court shall be allowed and paid by the  
33 petitioner, in advance, for each petition for review of a decision of the  
34 Court of Appeals filed in the Supreme Court a fee of twenty-five dollars  
35 (\$25.00), which shall be full payment of all the costs in the proceedings.

36 (2) If the decision of the Court of Appeals is reversed by the

1 Supreme Court, the clerk shall tax the fee provided in this subsection in  
2 favor of the petitioner.

3 (c) The clerk shall also be allowed:

4 (1) For each certificate and seal ..... \$ 1.00

5 (2) For acknowledging each deed ..... .50

6 (3) For copies of papers and records per page..... .50

7 (4) For enrolling and recording the license of each attorney  
8 permitted to practice in the Supreme Court, and the certified transcript  
9 thereof furnished the attorney ..... 20.00

10 (5) For other services, the same fees allowed clerks of the  
11 circuit court.

12 (d) The clerk shall have the authority to implement a system whereby  
13 members of the public may be afforded electronic access to court decisions and  
14 other court records and the Supreme Court may, by court rule, establish a  
15 reasonable fee for the access.

16 (e) All of the fees provided for in subsections (a), (b), (c) and (d)  
17 of this section shall be deposited in a bank to the account of Supreme Court  
18 Library Fund, to be used by the Supreme Court for the maintenance and  
19 improvement of the Supreme Court Library."  
20

21 SECTION 2. All provisions of this act of general and permanent nature  
22 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
23 Revision Commission shall incorporate the same in the Code.  
24

25 SECTION 3. If any provisions of this act or the application thereof to  
26 any person or circumstance is held invalid, the invalidity shall not affect  
27 other provisions or applications of the act which can be given effect without  
28 the invalid provisions or application, and to this end the provisions of this  
29 act are declared to be severable.  
30

31 SECTION 4. All laws and parts of laws in conflict with this act are  
32 hereby repealed.  
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35 APPROVED: 4/1/93