Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 1938 of the Regular Session

1	State of Arkansas	As Engrossed: H4/1/05 A D 111			
2	85th General Assembly	A Bill			
3	Regular Session, 2005		HOUSE BILL	2628	
4					
5	By: Representatives T. Huto	chinson, J. Hutchinson, Lamoureux			
6					
7 8		For An Act To Be Entitled			
9	ΔΝ ΔΟΤ	TO PROVIDE THAT COUNTIES MAY EMPLOY			
10		CT COURT JUDGES AS CRIMINAL MAGISTRATES	• TO		
11	ALLOW COUNTIES TO COMPENSATE DISTRICT COURT				
12	JUDGES FOR ACTING AS CRIMINAL MAGISTRATES; AND				
13		HER PURPOSES.	D		
14		III TORTOBIO.			
15		Subtitle			
16	AN A	ACT TO PROVIDE THAT COUNTIES MAY			
17	EMPLOY DISTRICT COURT JUDGES AS CRIMINAL				
18	MAGISTRATES AND TO ALLOW COUNTIES TO				
19	COMPENSATE DISTRICT COURT JUDGES FOR				
20	ACTI	ING AS CRIMINAL MAGISTRATES.			
21					
22					
23	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARKANS	SAS:		
24					
25	SECTION 1. Ark	ansas Code Title 16, Chapter 17, Subcha	apter l is ame	nded	
26	to add an additional	section to read as follows:			
27	<u>16-17-135.</u> Cou	nties authorized to employ and compensa	ate district c	ourt	
28	judges as criminal ma	gistrates.			
29	(a)(1) A count	y may employ one (1) or more district o	court judges t	<u>.o</u>	
30	act as criminal magis	trates in accordance with the provision	ns of Rule 1.8	(a)	
31	of the Arkansas Rules	s of Criminal Procedure or in accordance	e with per cur	iam	
32	orders issued by the	Arkansas Supreme Court.			
33	<u>(2) A di</u>	strict court judge acting as a criminal	l magistrate m	ıay	
34	be authorized to perf	orm any of the duties described in Rule	e 1.8(b) of th	<u>ıe</u>	
35	Arkansas Rules of Cri	minal Procedure.			

As Engrossed: H4/1/05 HB2628

1	(b) A county with a population of over one hundred thousand (100,000)			
2	persons may compensate a district court judge acting as a criminal magistrate			
3	in excess of his or her salary as a district court judge in an annual amount			
4	not to exceed fifty percent (50%) of the district court judge's maximum			
5	annual salary as set forth in § 16-17-108.			
6	(c) A county, city, or town that contributes to the salary of a			
7	district judge may treat the increased payment for magistrate duties as			
8	salary to be calculated for purposes of the Arkansas District Judge			
9	Retirement System.			
10	(d) The compensation for a district court judge acting as criminal			
11	magistrate for a circuit court judge shall be set by the county quorum court			
12	by ordinance and may be paid by the county from the county administration of			
13	justice fund or the county general fund as appropriated by ordinance.			
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15	/s/ T. Hutchinson, et al			
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18	APPROVED: 04/11/2005			
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