

ARKANSAS SENATE
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of Senate Bill No. 872

"AN ACT CONCERNING REIMBURSEMENT TO THE STATE BY CITIES AND COUNTIES
FOR THE SALARIES OF DISTRICT COURT JUDGES; AND FOR OTHER PURPOSES."

Amendment No. 1 to Senate Bill No. 872.

Amend Senate Bill No. 872 as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 16-10-308 is amended to read as follows:
16-10-308. City administration of justice fund.

(a) There is hereby created in each municipality which operates a police, city, or municipal court a fund in the office of the city treasurer to be known as the "city administration of justice fund".

(b) The city administration of justice fund shall be used to defray a part of the expense of the administration of justice in the city. From the fund, the city shall continue to finance the following city agencies and programs which are currently funded, in whole or in part, by filing fees and/or court costs, at a funding level equal to not less than the greater of the amount which was collected by the city from court costs and/or filing fees for the agency or program in the calendar year ending December 31, 1994, or the amount appropriated by ordinance enacted prior to December 31, 1994, to the agency or program for the calendar year ending December 31, 1995:

(1) The municipal court judge and clerk retirement fund;

(2) The police and fire pension fund;

(3) The intoxication detection equipment fund;

(4) All municipal-level programs and agencies funded in whole or in part by court costs and filing fees assessed and collected by the municipal, city, or police court, notwithstanding the repeal by this act of laws authorizing the collection of court costs and filing fees; and

(5) All county-level programs and agencies funded in whole or in part by court costs and filing fees assessed and collected by the municipal, city, or police court, notwithstanding the repeal by this act of laws authorizing the collection of court costs and filing fees and the disbursement of all or a part thereof to the county.

(c)(1)(A) The city administration of justice fund of each city may retain an amount equal to the amount which was collected by the city from court costs and filing fees for city administration of justice expense in the calendar year ending December 31, 1994, or the amount appropriated from court costs and filing fees by ordinance enacted prior to December 31, 1994, for



city or county administration of justice expense from court costs and filing fees for the calendar year ending December 31, 1995, plus, for calendar years 1995 - 2001, an additional amount based upon the average percentage increase in the Consumer Price Index for All Urban Consumers or its successor, as published by the United States Department of Labor for the two (2) years immediately preceding.

(B) The amount retained during calendar year 2002 and each calendar year thereafter shall be the amount retained during calendar year 2001.

(2) For the calendar year beginning January 1, 1998, the base amount to be retained shall be:

(A) Increased by any increase in the Consumer Price Index, as provided for in subdivision (c)(1) of this section;

(B) Decreased by eighty-five percent (85%) of the total dollar amount which was certified by the city as having been collected during calendar year 1994 for the purpose of funding the office and operation of the public defender and public defender investigator.

(d) Nothing in this act shall prevent the city from funding any additional costs for the administration of justice from other city funds.

~~(e) The city shall, on or before the tenth day of November, 1995, and on or before the tenth day of each month thereafter, remit all sums received in excess of the amounts necessary to fund the expenses enumerated in subsections (b) and (c) of this section during the previous month from the uniform filing fees provided for in §§ 16-10-303 and 16-17-705 and the uniform court costs provided for in § 16-10-305 to the Department of Finance and Administration, Administration of Justice Funds Section, for deposit in the State Administration of Justice Fund.~~

(e) The following cities shall, on or before the tenth day of August 2003, and on or before the tenth day of each month thereafter, remit the following sums by paying one-twelfth (1/12) each month of the amount, to reimburse the general fund of the State of Arkansas a portion of the salaries paid to the judges of the district courts of the state, from the uniform filing fees provided for in §§ 16-10-303 and 16-17-705 and the uniform court costs provided for in § 16-10-305 to the Department of Finance and Administration, for deposit in the Constitutional Officer Fund of the State of Arkansas:

<u>City</u>	<u>District Court</u>	<u>Amount</u>
Ashdown	Ashdown	1,950.48
Augusta	Augusta	666.08
Batesville	Batesville	1,399.50
Beebe	Beebe	2,808.05
Benton	Benton	3,651.93
Decatur	Benton County West	816.67
Gentry	Benton County West	816.67
Bentonville	Bentonville	2,926.16
Berryville	Berryville	1,759.07
Blytheville	Blytheville	2,326.83
Booneville	Booneville	1,492.04
Warren	Bradley County	1,350.71
Brinkley	Brinkley	2,266.50
Bryant	Bryant	2,461.55
Cabot	Cabot	1,255.31

Camden	Camden	4,183.85
Carlisle	Carlisle	963.34
Charleston	Charleston	793.33
Clarendon	Clarendon	483.79
Clarksville	Clarksville	2,763.78
Rector	Clay County	409.68
Piggott	Clay County	568.46
Corning	Clay County	568.46
Clinton	Clinton-Van Buren County	1,012.27
Conway	Conway	6,213.54
Crossett	Crossett	1,100.77
DeQueen	DeQueen	1,753.65
Dermott	Dermott	902.08
Des Arc	Des Arc	975.00
DeValls Bluff	DeValls Bluff	947.19
Dewitt	Dewitt	819.27
Dumas	Dumas	989.50
East Camden	East Camden	325.00
Elkins	Elkins	902.08
England	England	460.00
Eudora	Eudora	1,804.17
Eureka Springs	Eureka Springs	1,623.75
Fayetteville	Fayetteville	3,526.24
Fordyce	Fordyce	1,379.74
Forrest City	Forrest City	1,899.62
Fort Smith	Fort Smith Dept. 1	2,787.06
Fort Smith	Fort Smith Dept. 2	2,787.06
Salem	Fulton County	222.50
Greenwood	Greenwood	395.83
Hamburg	Hamburg	1,095.56
Hampton	Hampton	721.38
Harrisburg	Harrisburg	1,863.71
Harrison	Harrison	5,022.79
Hazen	Hazen	1,432.50
Heber Springs	Heber Springs	1,367.47
Helena	Helena	902.08
Hope	Hope	1,866.41
Hot Springs	Hot Springs Division 1	3,456.81
Hot Springs	Hot Springs Division 2	3,456.81
Huntsville	Huntsville	631.46
Jacksonville	Jacksonville	6,273.96
Jasper	Jasper	112.76
Lake Village	Lake Village	904.00
Lewisville	Lewisville	803.52
Star City	Lincoln County	853.55
Little Rock	Little Rock Division 1	10,534.92
Little Rock	Little Rock Division 2	10,534.92
Little Rock	Little Rock Division 3	10,534.92
Lonoke	Lonoke	1,883.54
Magnolia	Magnolia	1,485.08
Malvern	Malvern	3,507.29
Marianna	Marianna	2,236.31

Marshall	Marshall-Searcy County	818.88
Maumelle	Maumelle	2,731.50
McGehee	McGehee	1,281.04
Melbourne	Melbourne	400.09
Calico Rock	Melbourne	400.09
Mena	Mena	672.09
Grannis	Mena	423.16
Monticello	Monticello	902.08
Morrilton	Morrilton	1,469.49
Mountain Home	Mountain Home	2,194.87
Mount Ida	Mount Ida	321.59
Murfreesboro	Murfreesboro	281.90
Nashville	Nashville	1,696.95
Newport	Newport	1,553.54
North Little Rock	North Little Rock Division 1	7,134.24
North Little Rock	North Little Rock Division 2	7,134.24
Osceola	Osceola	3,880.94
Ozark	Ozark	1,396.42
Paragould	Paragould	2,252.95
Paris	Paris	1,581.65
Adona	Perry County	160.31
Bigelow	Perry County	160.31
Casa	Perry County	160.31
Fourche	Perry County	160.31
Houston	Perry County	160.31
Perry	Perry County	160.31
Perryville	Perry County	160.31
Pine Bluff	Pine Bluff Division 1	5,356.77
Pine Bluff	Pine Bluff Division 2	8,333.44
Pocahontas	Pocahontas	1,475.94
Harrisburg	Poinsett County	756.85
Lepanto	Poinsett County	334.85
Marked Tree	Poinsett County	611.94
Truman	Poinsett County	766.60
Tyronza	Poinsett County	580.65
Russellville	Pope County	2,954.77
Prairie Grove	Prairie Grove	1,217.81
Prescott	Prescott	744.72
Rison	Rison	315.08
Kingsland	Rison	19.69
Rogers	Rogers	6,400.00
Waldron	Scott County	879.30
Searcy	Searcy	5,206.25
Sheridan	Sheridan	377.58
Sherwood	Sherwood	6,567.08
Siloam Springs	Siloam Springs	1,647.28
Springdale	Springdale	2,873.33
Mountain View	Stone County	902.08
Stuttgart	Stuttgart	1,743.65
Texarkana	Texarkana	3,833.61
El Dorado	Union County	2,830.73
Hoxie	Walnut Ridge	761.41

Walnut Ridge	Walnut Ridge	1,493.13
Ward	Ward	347.30
West Fork	West Fork	1,150.00
West Helena	West Helena	1,500.00
West Memphis	West Memphis	2,204.69
Wrightsville	Wrightsville	1,479.42
Wynne	Wynne	2,956.25

~~(e)~~(f) The In addition, the city shall, on or before the tenth day of November, 1995, and on or before the tenth day of each month thereafter, remit all sums received in excess of the amounts necessary to fund the expenses enumerated in subsections (b) and (c) of this section during the previous month from the uniform filing fees provided for in §§ 16-10-303 and 16-17-705 and the uniform court costs provided for in § 16-10-305 to the Department of Finance and Administration, Administration of Justice Funds Section, for deposit in the State Administration of Justice Fund.

SECTION 2. Arkansas Code Annotated § 16-10-307 is amended to read as follows:

16-10-307. County administration of justice fund.

(a) There is hereby created in each county a fund in the office of the county treasurer to be known as the "county administration of justice fund".

(b) The county administration of justice fund shall be used to defray a part of the expenses of the administration of justice in the county. From the fund, the county shall continue to finance the following county agencies and programs which are currently funded, in whole or in part, by filing fees and/or court costs, at a funding level equal to not less than the greater of the amount which was collected by the county from filing fees and/or court costs for the agency or program in the calendar year ending December 31, 1994, or the amount appropriated by ordinance enacted prior to December 31, 1994, or on February 13, 1995, or on February 14, 1995, or by resolution dated February 9, 1995, to the agency or program for the calendar year ending December 31, 1995:

(1) The prosecuting attorney fund, including all grant funds awarded and appropriated for the calendar year ending December 31, 1995;

(2) The prosecuting attorney's victim-witness program fund;

(3) The public defender/indigent defense fund and public defender investigator fund, including all grant funds awarded and appropriated for the calendar year ending December 31, 1995;

(4) The county law library fund;

(5) The county jail fund; and

(6) The intoxication detection equipment fund.

(c)(1)(A) The county administration of justice fund of each county may retain an amount equal to the amount which was collected by the county from court costs and filing fees for county administration of justice expense in the calendar year ending December 31, 1994, or the amount appropriated from court costs and filing fees by ordinance enacted prior to December 31, 1994, or on February 13, 1995, or on February 14, 1995, or by resolution dated February 9, 1995, for county administration of justice expense from court costs and filing fees for the calendar year ending December 31, 1995, plus, for calendar years 1995 - 2001, an additional amount based upon the average percentage increase in the Consumer Price Index for All Urban Consumers or its successor, as published by the United States Department of Labor for the

two (2) years immediately preceding.

(B) The amount retained during calendar year 2002 and each calendar year thereafter shall be the amount retained during calendar year 2001.

(2) For the calendar year beginning January 1, 1998, the base amount to be retained shall be:

(A) Increased by any increase in the Consumer Price Index, as provided for in subdivision (c)(1) of this section; and

(B) Decreased by eighty-five percent (85%) of the total dollar amount which was certified by the county as having been collected during calendar year 1994 and for the purpose of funding the office and operation of the public defender and public defender investigator.

(d) Nothing in this section shall prevent the county from funding any additional costs for the administration of justice from these or other county funds.

~~(e) The county shall, on or before the tenth day of November, 1995, and on or before the tenth day of each month thereafter, remit all sums received in excess of the amounts necessary to fund the expenses enumerated in subsections (b) and (c) of this section during the previous month from the uniform filing fees provided for in §§ 16-14-105 and 21-6-403 and the uniform court costs provided for in § 16-10-305 to the Department of Finance and Administration, Administration of Justice Funds Section, for deposit in the State Administration of Justice Fund.~~

(e) The following counties shall, on or before the tenth day of August 2003, and on or before the tenth day of each month thereafter, remit the following sums by paying one-twelfth (1/12) each month of the amount to reimburse the general fund of the State of Arkansas a portion of the salaries paid to the judges of the district courts of the state, from the uniform filing fees provided for in §§ 16-10-303 and 16-17-705 and the uniform court costs provided for in § 16-10-305 to the Department of Finance and Administration, for deposit in the Constitutional Officer Fund of the State of Arkansas:

<u>County</u>	<u>District Court</u>	<u>Amount</u>
<u>Clark County</u>	<u>Arkadelphia-Clark County</u>	<u>5,311.46</u>
<u>Little River County</u>	<u>Ashdown</u>	<u>1,950.48</u>
<u>Sharp County</u>	<u>Ash Flat</u>	<u>2,846.33</u>
<u>Woodruff County</u>	<u>Augusta</u>	<u>666.08</u>
<u>Independence County</u>	<u>Batesville</u>	<u>2,716.67</u>
<u>Saline County</u>	<u>Benton</u>	<u>3,651.93</u>
<u>Benton County</u>	<u>Benton County West</u>	<u>1,753.65</u>
<u>Benton County</u>	<u>Bentonville</u>	<u>2,926.16</u>
<u>Mississippi County</u>	<u>Blytheville</u>	<u>2,326.83</u>
<u>Logan County</u>	<u>Booneville</u>	<u>1,492.04</u>
<u>Bradley County</u>	<u>Bradley County</u>	<u>1,350.71</u>
<u>Saline County</u>	<u>Bryant</u>	<u>1,782.15</u>
<u>Franklin County</u>	<u>Charleston</u>	<u>793.33</u>
<u>Johnson County</u>	<u>Clarksville</u>	<u>2,763.78</u>
<u>Clay County</u>	<u>Clay County</u>	<u>1,546.62</u>
<u>Van Buren County</u>	<u>Clinton-Van Buren County</u>	<u>2,017.55</u>
<u>Craighead County</u>	<u>Craighead County Dept. 1</u>	<u>7,631.62</u>
<u>Craighead County</u>	<u>Craighead County Dept. 2</u>	<u>7,631.62</u>
<u>Ashley County</u>	<u>Crossett</u>	<u>1,100.77</u>

Sevier County	DeQueen	1,753.65
Chicot County	Dermott	902.08
Prairie County	DeValls Bluff	947.19
Arkansas County	Dewitt	819.27
Desha County	Dumas	989.50
Washington County	Elkins	902.08
Lonoke County	England	460.00
Washington County	Fayetteville	3,526.24
Dallas County	Fordyce	1,379.74
St. Francis County	Forrest City	1,899.62
Sebastian County	Fort Smith Dept. 1	2,130.00
Sebastian County	Fort Smith Dept. 2	2,130.00
Fulton County	Fulton County	2,141.72
Sebastian County	Greenwood	3,562.50
Ashley County	Hamburg	1,095.56
Calhoun County	Hampton	1,261.31
Cleburne County	Heber Springs	1,465.87
Phillips County	Helena	902.08
Hempstead County	Hope	1,866.41
Garland County	Hot Springs Division 1	3,456.81
Garland County	Hot Springs Division 2	3,456.81
Newton County	Jasper	1,014.66
Chicot County	Lake Village	904.00
Lafayette County	Lewisville	1,058.59
Lincoln County	Lincoln County	853.55
Columbia County	Magnolia	1,485.08
Lee County	Marianna	1,686.44
Marion County	Marion County	1,804.17
Searcy County	Marshall-Searcy County	818.88
Desha County	McGehee	1,654.13
Izard County	Melbourne	800.19
Polk County	Mena	1,393.95
Drew County	Monticello	902.08
Conway County	Morrilton	1,469.49
Baxter County	Mountain Home	2,194.87
Montgomery County	Mount Ida	1,286.37
Pike County	Murfreesboro	845.70
Howard County	Nashville	1,696.95
Jackson County	Newport	1,533.54
Mississippi County	Osceola	2,152.19
Franklin County	Ozark	1,396.42
Greene County	Paragould	1,887.25
Logan County	Paris	1,581.65
Perry County	Perry County	1,122.19
Jefferson County	Pine Bluff Division 1	2,884.22
Randolph County	Pocahontas	1,475.94
Poinsett County	Poinsett County	2,965.92
Pope County	Pope County	2,954.77
Washington County	Prairie Grove	1,217.81
Nevada County	Prescott	1,117.09
Pulaski County	Pulaski County	8,793.50
Cleveland County	Rison	1,634.00

Scott County	Scott County	879.26
Grant County	Sheridan	916.73
Benton County	Siloam Springs	1,297.29
Washington County	Springdale	2,873.33
Stone County	Stone County	902.08
Arkansas County	Stuttgart	1,578.65
Miller County	Texarkana	1,967.22
Union County	Union County	2,830.73
Lawrence County	Walnut Ridge	1,493.13
Washington County	West Fork	1,150.00
Phillips County	West Helena	538.66
Crittenden County	West Memphis	2,204.69
Cross County	Wynne	2,706.25
Woodruff County	Woodruff County	949.42
Yell County	Yell County Dept.	2,377.06
Yell County	Yell County Dept. 2	2,377.06

~~(e)~~(f) ~~The~~ In addition, the county shall, on or before the tenth day of November, 1995, and on or before the tenth day of each month thereafter, remit all sums received in excess of the amounts necessary to fund the expenses enumerated in subsection (b) and (c) of this section during the previous month from the uniform filing fees provided for in §§ 16-14-105 and 21-6-403 and the uniform court costs provided for in § 16-10-305 to the Department of Finance and Administration, Administration of Justice Funds Section, for deposit in the State Administration of Justice Fund."

The Amendment was read the first time, rules suspended and read the second time and _____
 By: Senator Salmon
 PBB/RCK - 031320030911
 RCK644 _____ Secretary