

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Dowd**

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO AUTHORIZE MUNICIPAL COURTS TO COLLECT A FILING
9 FEE FOR WRITS OF GARNISHMENT; AND FOR OTHER PURPOSES."

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

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13 SECTION 1. The General Assembly finds that due to a recent
14 constitutional amendment and subsequent legislative enactments increasing the
15 jurisdictional limit of municipal courts, case filings have increased
16 substantially. The General Assembly further finds that municipal courts are
17 issuing and filing writs of garnishment, for which no fee is currently
18 authorized, in such numbers that a strain is being placed on the
19 administration of these courts. The General Assembly also finds that circuit
20 courts are authorized to collect ten dollars (\$10.00) for filing similar
21 actions. It is therefore the intent of the General Assembly to authorize
22 municipal courts to collect a fee for filing and issuing writs of
23 garnishments.

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25 SECTION 2. The municipal court clerk shall collect a fee of ten dollars
26 (\$10.00) for filing or issuing writs of garnishment. This fee is in addition
27 to those fees and costs established by law for specific purposes, or where
28 authorized by the county quorum court or municipality.

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30 SECTION 3. All funds derived from such fee shall be used for any
31 permissible use in the administration of the municipal court.

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33 SECTION 4. All provisions of this act of a general and permanent nature
34 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
35 Revision Commission shall incorporate the same in the Code.

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SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 6. All laws and parts of laws in conflict with this act are hereby repealed.

