

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Representative M. Wilson**

# A Bill

**HOUSE BILL 1871**

## For An Act To Be Entitled

8 "AN ACT TO ESTABLISH UNIFORM COURT COSTS AND FILING FEES  
9 TO BE CHARGED IN THE CIRCUIT, CHANCERY, PROBATE,  
10 MUNICIPAL, AND CITY COURTS; AND FOR OTHER PURPOSES."

### Subtitle

13 "TO ESTABLISH UNIFORM COURT COSTS AND FILING FEES"

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

17 SECTION 1. (a) There shall be levied and collected from each defendant  
18 upon each conviction, each plea of guilty or nolo contendere, or forfeiture of  
19 bond the following court costs:

- 20 (1) For misdemeanor or felony violation of state law, excluding violation of  
21 the Omnibus DWI Act, in circuit court ..... \$50.00
- 22 (2) For misdemeanor violation of state law or local ordinance, excluding  
23 violation of the Omnibus DWI Act, in municipal and city court ..... \$50.00
- 24 (3) For traffic violations for violation of state law or local ordinance,  
25 excluding violation of the Omnibus DWI Act, in municipal and city court \$50.00
- 26 (4) For violation of the Omnibus DWI Act in circuit, municipal, and city  
27 court ..... \$300.00

28 (b) The costs set forth in this act shall be imposed at the conclusion  
29 of any criminal case that does not end in an acquittal, dismissal, or, with  
30 the consent of the prosecution, a nolle prosequi. They shall be imposed at  
31 the conclusion of cases involving a suspended or probated sentence even though  
32 that sentence may be expunged or otherwise removed from the defendant's  
33 record.

34 (c) All moneys collected pursuant to this section shall forthwith be  
35 paid over by the collecting officer to the city or county treasurer, who shall

1 credit the moneys on his records to a fund to be designated and known as the  
2 Uniform Court Cost Fund. On or before the fifth working day of each month,  
3 the city and county treasurer shall remit, by check, all of the costs to the  
4 state treasurer, who shall deposit the funds in the Administration of Justice  
5 Account.

6 (d) No county, municipality, or town shall be liable for the payment of  
7 the costs taxed under this section in any instance where they are not  
8 collected, or in any case in which the defendant pays the costs by serving  
9 time in a jail, on a county farm, or at any other official place of detention  
10 or work.

11 (e) No municipality or county shall authorize and no city, municipal,  
12 or circuit court shall assess or collect any other court costs than those  
13 authorized by this act, unless specifically provided by state law.

14

15 SECTION 2. (a) The following court costs shall not be affected by this  
16 act and shall continue to be assessed and collected until such time as the  
17 Arkansas Division of Legislative Audit shall certify in writing that the debt  
18 service for the construction for which the revenues generated by the court  
19 costs have been applied shall have been paid in full:

20 (1) The costs assessed by the city, municipal, and circuit courts  
21 in Garland County pursuant to §12-41-617 for the purpose of building a new  
22 jail;

23 (2) The costs assessed by the city, municipal, and circuit courts  
24 in Lawrence County pursuant to §12-41-617 for the purpose of building a new  
25 jail;

26 (3) The costs assessed by the city and municipal courts of Pulaski  
27 County pursuant to §§16-17-111 and 16-17-113 for the purpose of completing the  
28 *municipal court renovation*.

29 (4) *The costs assessed pursuant to Act 685 as amended by the city*  
30 *and county courts of Pulaski County for the purpose of retiring the*  
31 *indebtedness on the Pulaski County Law Center.*

32 (b) For each court in which a court cost included in paragraph (a) of  
33 this section shall be continued, that cost shall be in addition to the uniform  
34 court costs provided in Section 1 of this act.

35 (c) The additional costs specified in paragraph (a) shall not be

1 remitted to the state treasurer with the uniform court costs provided for in  
2 Section 1 of this act, but shall be remitted to the city or county treasurer  
3 and credited to the fund and for the limited purpose as provided for in ACA  
4 12-41-617, 16-17-111, and 16-17-113 and Act 685 of 1971 as amended.

5

6 SECTION 3. (a) There is created on the books of the State Treasurer,  
7 the State Auditor, and the Chief Fiscal Officer of the State a fund account to  
8 be known as the Administration of Justice Account in which all court costs  
9 assessed and collected by the police, city, municipal, and circuit courts in  
10 this state shall be credited upon their receipt by the State Treasurer, and to  
11 be distributed as provided in this section.

12 (b) At the close of books on the tenth working day of each month, the  
13 State Treasurer shall make the following distribution of the revenue received  
14 in the previous calendar month and credited to the Administration of Justice  
15 Account to the following agencies:

16 (1) Fourteen percent (14%) or two million four hundred thousand  
17 dollars (\$2,400,000), whichever is greater, shall be paid to the Board of  
18 Trustees of the University of Arkansas for the purposes and as regulated by  
19 ACA 6-64-604 - 606;

20 (2) Five percent (5%) shall be paid to the Division of Alcohol and  
21 Drug Abuse Prevention for deposit in the Drug Abuse Prevention and Treatment  
22 Fund;

23 (3) Five and one-half percent (5.5%) shall be paid to the *Judicial*  
24 *Retirement System*;

25 (4) Fourteen percent (14%) shall be paid to the Highway Safety  
26 Special Fund for use to support programs of the Arkansas Highway Safety  
27 Program;

28 (5) Fifteen percent (15%) shall be paid to the Court Reporter's  
29 Fund to be used exclusively to pay such salaries, transcript fees, and  
30 expenses of court reporters as may be provided by law to be paid from state  
31 funds;

32 (6) Seven percent (7%) shall be paid to the State Police  
33 *Retirement System*;

34 (7) Eight and one-half percent (8.5%) shall be paid to the Crime  
35 Victim's Reparations Revolving Fund for the purpose and as regulated by ACA

1 16-90-701 et. seq.;

2           (8) *Four tenths of one percent (.40%) shall be paid to the*  
3 *Prosecutor Coordinator's Office for deposit in the Law Enforcement and*  
4 *Prosecutor Drug Enforcement Training Fund;*

5           (9) *Nine-tenths of one percent (.9%) or one-twelfth (1/12) of the*  
6 *amount appropriated for that fiscal year by the General Assembly from the*  
7 *Arkansas Code Revision Fund for the Arkansas Code Revision Commission,*  
8 *whichever is greater, shall be paid to the Arkansas Code Revision Fund;*

9           (10) *Four tenths of one percent (.40%) shall be paid to the Crime*  
10 *Information System Fund to be used exclusively for the purpose of updating,*  
11 *expending, and improving the Crime Information System;*

12           (11) *One and one-half tenths of one percent (.15%) shall be paid*  
13 *to the Municipal Court Judge and Municipal Court Clerk Education Fund, to be*  
14 *disbursed by the Director of the Administrative Office of the Courts and used*  
15 *exclusively to provide continuing education opportunities to municipal judges*  
16 *and municipal court clerks.*

17           (c) *In the event that funds in the Administration of Justice Account*  
18 *payable to the agencies and funds specified in subsection (b) are less than*  
19 *one-twelfth (1/12) of those funds appropriated to the agencies and funds for*  
20 *that fiscal year by the General Assembly from the Administration of Justice*  
21 *Account, then, at the close of the books on the tenth working day of the*  
22 *month, the State Treasurer, State Auditor, and Chief Fiscal Officer of the*  
23 *State shall transfer to the Administration of Justice Account from the State*  
24 *Central Services Fund funds that when added to the funds already in the*  
25 *Administration of Justice Account will be sufficient to fund one-twelfth*  
26 *(1/12) of the total amount of funds appropriated to the agencies and funds*  
27 *specified in subsection (b) for that fiscal year by the General Assembly.*  
28 *After making this transfer, the State Treasurer shall then make distribution*  
29 *required in subsection (b).*

30           (d) *The residue of the State Administration of Justice Fund shall be*  
31 *used to fund a statewide Public Defender System.*

32

33           SECTION 4. *Arkansas Code Annotated 21-6-403 is amended to read as*  
34 *follows:*

35           "21-6-403. *Circuit and chancery court clerks - Uniform filing fees.*

1 (a) The uniform filing fees to be charged by the clerks of the circuit  
2 and chancery courts for initiating or reopening a cause of action in the  
3 circuit and chancery courts in the state shall be as prescribed in this  
4 section. No portion of the filing fees shall be refunded:

5 (1) For initiating a civil cause of action in the circuit court ..... \$100.00

6 (2) For initiating a cause of action in the chancery court ..... \$100.00

7 (3) For reopening a cause of action in the chancery court ..... \$30.00

8 (b) No fee shall be charged or collected by the clerks of the circuit  
9 and chancery courts for reopening a cause of action in the chancery court  
10 under the following circumstances:

11 (1) (A) An agreed order is presented to be filed; or

12 (B) An order of income withholding is to be filed; and

13 (2) No service of process is required.

14 (c) No county shall authorize and no circuit or chancery court clerk  
15 shall assess or collect any other filing fees than those authorized by this  
16 act, unless specifically provided by state law.

17 (d) The clerks of the circuit and chancery courts shall remit all sums  
18 received from the uniform filing fees to the county treasurer for deposit in  
19 the county\_s Administration of Justice Fund, as provided for in Section 6 of  
20 this act."

21

22 SECTION 5. Arkansas Code Annotated 16-14-105 is amended to read as  
23 follows:

24 "16-14-105. Uniform filing fees - probate courts.

25 (a) The uniform filing fees to be charged by the clerks of the probate  
26 court for initiating a cause of action in probate court in this state shall be  
27 one hundred dollars (\$100.00), and no portion of the advance fees shall be  
28 refunded.

29 (b) Miscellaneous court fees shall be established as follows:

30 (1) Dissolutions of incorporation ..... \$10.00

31 (2) Articles of incorporation ..... 15.00

32 (3) Amendments to articles of incorporation ..... 15.00

33 (4) Filing last will and testament for safekeeping ..... 2.00

34 (5) Authentication certificate ..... 3.50

35 (6) Certify and seal document ..... 3.00

1 (7) Marriage license ..... 20.00  
2 (8) Certified copy of marriage license ..... 5.00  
3 (9) Underage marriages - petition and order ..... 5.00  
4 (10) Small estates ..... 10.00  
5 (11) Assumed names ..... 10.00  
6 (12) Limited partnerships ..... 10.00  
7 (13) Alcoholics and insane persons ..... 10.00  
8 (14) Clerk's tax deed ..... 5.00  
9 (15) Recording doctors' and nurses' credentials ..... 5.00  
10 (16) Recording ministers' credentials ..... 5.00  
11 (17) Filing affidavit of claim against an estate ..... 3.00  
12 (18) Filing power of attorney ..... 10.00  
13 (19) For filing and recording all accounts and settlements ..... 25.00  
14 (20) Certified copies of all letters ..... 3.00  
15 (21) For issuing subpoenas or summons ..... 3.00  
16 (22) For putting up advertisement of settlement of executors, administrators,  
17 and guardians ..... 3.00  
18 (23) For preparing notices of settlements to be published in paper each month  
19 ..... 2.00  
20 (24) For filing exceptions, etc. .... 3.50"

21

22 SECTION 6. (a) The clerks of the circuit, chancery, probate courts and  
23 county municipal courts of each county shall, on or before the fifth day of  
24 the month next following the month of collection, pay over to the county  
25 treasurer all moneys derived from the uniform filing fees provided for in  
26 Sections 4 and 5 of this act and the county treasurer shall credit the moneys  
27 on his records to a fund designated and known as the County Administration of  
28 Justice Fund.

29 (b) The County Administration of Justice Fund shall be used exclusively  
30 for the costs of the administration of justice in the county, including the  
31 operation of the circuit, chancery, and probate courts and their employees,  
32 the operation of the office of the prosecuting attorney and his employees, the  
33 operation of the office of the deputy prosecuting attorney and his employees,  
34 the operation of the prosecuting attorney victim witness program, the  
35 maintenance and operation of the county law library, and the provision of

1 indigent defense services.

2 (c) Nothing in this act shall prevent the county from funding any  
3 additional costs for the administration of justice from other county funds.

4 (d) No county shall decrease its level of funding or *collections*  
5 *whichever is greater* for the prosecuting attorney's victim witness program,  
6 the county law library operation fund, or the county law library facility fund  
7 from that level of funding which was provided by the county in the calendar  
8 year immediately preceding the effective date of this act.

9 (e) *Deputy Prosecuting Attorneys currently paid from court costs on a*  
10 *fee system are hereby converted to being paid a salary which is to be no less*  
11 *than the court costs collected and paid to them in fees the previous year.*

12

13 SECTION 7. Arkansas Code Annotated 16-17-705 is amended to read as  
14 follows:

15 "16-17-705. Filing fees and costs.

16 (a) The uniform filing fee to be charged by the clerks of the municipal  
17 courts for initiating a cause of action in municipal court in this state shall  
18 be as prescribed in this section. No portion of the filing fee shall be  
19 refunded.

20 (1) For initiating a cause of action in the civil division of municipal court  
21 ..... \$35.00

22 (2) For initiating a cause of action in the small claims division of  
23 municipal court ..... \$25.00

24 (b) No municipality shall authorize, and no municipal court clerk shall  
25 assess or collect any other filing fees than those authorized by this act,  
26 unless specifically provided by state law.

27 (c) The clerks of the municipal court shall remit all sums received  
28 from the uniform filing fees to the city treasurer for deposit in the city\_s  
29 Administration of Justice Fund, as provided for in Section 9 of this act."

30

31 SECTION 8. (a) The uniform filing fee to be charged by the clerks of  
32 the city courts for initiating a cause of action in city courts in this state  
33 shall be twenty-five dollars (\$25.00). No portion of the filing fee shall be  
34 refunded.

35 (b) No city shall authorize, and no city court clerk shall assess or

1 collect any other filing fees than those authorized by this act, unless  
2 specifically provided by state law.

3 (c) The clerks of the city court shall remit all sums received from the  
4 uniform filing fees to the city treasurer for deposit in the city's  
5 Administration of Justice Fund, as provided for in Section 9 of this act.

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7 SECTION 9. (a) The clerks of the municipal and city courts shall, on or  
8 before the fifth day of the month next following the month of collection, pay  
9 over to the city treasurer all moneys derived from the uniform filing fees  
10 provided for in Sections 7 and 8 of this act and the city treasurer shall  
11 credit the moneys on his records to a fund designated and known as the  
12 Municipal Administration of Justice Fund.

13 (b) The Municipal Administration of Justice Fund shall be used  
14 exclusively for the costs of the administration of justice in the city,  
15 including but not limited to the operation of the municipal courts, the  
16 salaries of the municipal judges, clerks, and their employees, the municipal  
17 judges and clerks retirement fund, the police pension and benefits fund, and  
18 the provision of indigent defense services in the municipal court.

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

21 (d) No city shall decrease the level of funding for the *Local Police and*  
22 *Fire Retirement System or Local Police and Fire Pension Funds* or the municipal  
23 judges and clerks retirement fund from that level of funding which was  
24 provided by the city in the calendar year immediately preceding the effective  
25 date of this act.

26  
27 SECTION 10. Arkansas Code Annotated 16-17-706 is amended to read as  
28 follows:

29 "16-17-706. Municipal Administration of Justice Fund.

30 The treasurers of the political subdivision shall establish a separate  
31 account to be known as the Municipal Administration of Justice Fund and shall  
32 deposit all moneys received from the clerk which represents that political  
33 subdivision's portion of the filing fees, fines, and bond forfeitures  
34 collected."

35



1 SECTION 11. Arkansas Code Annotated 16-92-113 is amended to read as  
2 follows:

3 "16-92-113. Fines - Disposition.

4 (a) All fines, penalties, and bond forfeitures imposed or collected in  
5 any circuit, chancery, probate, or county municipal court, except those fines  
6 imposed pursuant to ACA 15-41-209, shall be paid into the county treasury for  
7 deposit in the County Administration of Justice Fund.

8 (b) All fines, penalties, and bond forfeitures imposed and collected by  
9 any municipal or city court, except those fines imposed pursuant to ACA 15-41-  
10 209, shall be paid to the city treasurer of the cities or towns wherein such  
11 courts are located for deposit in the Municipal Administration of Justice  
12 Fund."

13

14 SECTION 12. Arkansas Code Annotated 16-17-707 is amended to read as  
15 follows:

16 "16-17-707. Separate accounts of fines, etc. - Disbursements.

17 (a) The municipal court clerk shall keep four (4) separate accounts of  
18 all fines, penalties, bond forfeitures, fees, and costs received by him for  
19 any of the officers of the city, township, or county, as provided in this  
20 subchapter.

21 (1) The first class of accounts shall embrace all fines,  
22 penalties and bond forfeitures collected in the municipal court in all  
23 criminal cases arising out of violations of the city ordinances and cases  
24 arising out of violation of state laws committed within the corporate limits  
25 of the city where the court sits, where the arresting officer was a police  
26 officer or other officer of the city or where the arresting officer was a  
27 state police officer.

28 (2) The second class of accounts shall embrace all fines,  
29 penalties, and bond forfeitures collected in cases arising out of violation of  
30 any of the laws of the state where the arresting officer was not a police  
31 officer or other officer of the municipality, or where the offense was  
32 committed outside the corporate limits of the city and the arrest was made by  
33 a state police officer, and in all other criminal proceedings not specifically  
34 enumerated in this section.

35 (3) The third class of accounts shall embrace all uniform court

1 costs collected in all criminal, traffic, and violation cases in municipal  
2 court.

3           (4) The fourth class shall embrace all sums collected in the  
4 municipal court in all civil cases.

5           (b) After deducting the fees and costs due the sheriff and constables,  
6 the municipal court shall pay to the city treasurer all sums arising from the  
7 first class of accounts for deposit into the Municipal Administration of  
8 Justice Fund, and he shall pay all sums arising out of the second class of  
9 accounts to the county treasurer for deposit, *except those imposed pursuant to*  
10 *Arkansas Code §15-41-209*, into the County Administration of Justice Fund.

11           (c) The municipal court shall pay to the state treasurer all sums  
12 arising from the third class of accounts.

13           (d) The municipal court shall pay to the city treasurer all sums  
14 arising from the fourth class of accounts for deposit into the Municipal  
15 Administration of Justice Fund.

16           (e) All disbursements from all four (4) classes shall be pursuant to  
17 the provisions set forth in §§16-10-201 - 16-10-210."

18

19           SECTION 13. Arkansas Code Annotated 16-10-209(3)(A) is amended to read  
20 as follows:

21           "(3) Minimum Bookkeeping Requirements:

22           (A) The court clerk shall maintain a separate cash receipts and  
23 disbursements journal for city cases and county cases. The journal shall  
24 consist of sufficient columns in order to properly classify all moneys  
25 receipted as to their proper nature, i.e., fines, court costs, filing fees,  
26 etc. The journal shall also contain sufficient columns to properly classify  
27 all moneys disbursed as to their proper nature, i.e., city treasurer, county  
28 treasurer, state treasurer, bond refunds, etc.;"

29

30           SECTION 14. Arkansas Code Annotated 12-14-105 is amended to read as  
31 follows:

32           "12-14-105. Enforcement - Fines.

33           The prosecuting attorney or the city attorney, as may be appropriate,  
34 shall appear and prosecute all actions arising in any court under the  
35 provisions of this chapter."

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SECTION 15. Arkansas Code Annotated 16-10-209(2) (E) is amended to read as follows:

"(E) The court clerk shall make a direct monetary settlement on or before the fifth day of the next following month with each of the following:

- (i) The city treasurer;
- (ii) The county treasurer; and
- (iii) The state treasurer."

SECTION 16. Arkansas Code Annotated 5-65-115 is amended to read as follows:

"5-65-115. Alcohol treatment or education program - Fee.

(a) Any person who pleads guilty or nolo contendere, or is found guilty of violating §5-65-103, shall, in addition to other penalties provided herein, be required to complete an alcohol education program as prescribed and approved by the Arkansas Highway Safety Program or an alcoholism treatment program as approved by the Division of Alcohol and Drug Abuse Prevention. Such alcoholism education program may collect a program fee of up to fifty dollars (\$50.00) per enrollee to offset program costs. A person ordered to complete an alcoholism treatment program under this section may be required to pay, in addition to the costs collected for treatment, a fee of up to twenty-five dollars (\$25.00) to offset the additional costs associated with reporting requirements under this subchapter. The alcoholism education program shall report semiannually to the Arkansas Highway Safety Program all revenue derived from this fee.

(b) Prior to reinstatement of a driver's license suspended or revoked under this act, the driver shall furnish proof of attendance at and completion of the alcoholism treatment or education program.

(c) Within six (6) months of the final adjudication of guilt, the driver shall furnish proof of attendance at and completion of the alcoholism treatment or education program. If such proof is not furnished, the driver may be cited for contempt of court and assessed a maximum fine of two hundred dollars (\$200)."

SECTION 17. Arkansas Code Annotated 16-17-119(a) shall be amended as

1 follows:

2 "16-17-119. Counties with populations over 250,000 - Collection of fees  
3 - Divisions.

4 (a) All funds, penalties, bond forfeitures, and filing fees collected  
5 in municipal courts established under Acts 1915, No. 87, Acts 1927, No. 60, or  
6 §16-18-111 in any county having a population of two hundred fifty thousand  
7 (250,000) or more inhabitants according to the most recent federal census  
8 shall be collected by the clerk of the municipal court and deposited in the  
9 city treasury of the city or municipality in which the court is located and  
10 credited to the Municipal Administration of Justice Fund."

11

12 SECTION 18. Arkansas Code Annotated 6-64-604 is amended to read as  
13 follows:

14 "6-64-604. State Legal Education Fund generally.

15 (a) Each month, the state treasurer shall remit by check from the  
16 Administration of Justice Fund the percentage of all collections allocated by  
17 law for the legal education fund to the \_board,\_ which is the Board of  
18 Trustees of the University of Arkansas, for credit to the following funds:

19 (1) Fifty percent (50%) thereof to the \_University of Arkansas at  
20 Fayetteville Legal Education Fund\_; and

21 (2) Fifty percent (50%) thereof to the \_University of Arkansas at  
22 Little Rock Legal Education Fund.\_

23 (b) As used in this subchapter:

24 (1) \_State Legal Education Fund\_ means the \_University of  
25 Arkansas at Fayetteville Legal Education Fund\_ and the \_University of Arkansas  
26 at Little Rock Legal Education Fund,\_ respectively, and the moneys credited to  
27 each of the funds shall be used in connection with the Legal Education Program  
28 of the School of Law of the University of Arkansas at Fayetteville and the  
29 School of Law of the University of Arkansas at Little Rock;

30 (2) \_University\_ means the School of Law of the University of  
31 Arkansas at Fayetteville and the School of Law of the University of Arkansas  
32 at Little Rock, respectively."

33

34 SECTION 19. Arkansas Code Annotated 6-64-605(a) is amended to read as  
35 follows:

1 "6-64-605. Levy of costs - Cash funds.

2 (a) All funds received from the state treasurer pursuant to this  
3 subchapter are specifically declared to be cash funds, restricted in their use  
4 and dedicated and to be used solely as provided in this subchapter."  
5

6 SECTION 20. Arkansas Code Annotated 6-64-606(a) is amended to read as  
7 follows:

8 "6-64-606. Levy of costs - Use and priorities of funds collected.

9 (a) All funds received pursuant to this subchapter shall be used by the  
10 board solely for purposes of legal education, including academic, clinical,  
11 and continuing education, operated under the auspices and academic  
12 administration of the University of Arkansas School of Law, including, without  
13 limitation, financing the costs of:

14 (1) The construction, expansion, improvement, or equipping of  
15 buildings and facilities for legal education on the sites owned by the board  
16 and located in or near the City of Fayetteville, Arkansas, or the City of  
17 Little Rock, Arkansas; and

18 (2) The operation of legal education programs."  
19

20 SECTION 21. Arkansas Code Annotated 21-6-411(d) is amended to read as  
21 follows:

22 "(d) The fees authorized by this section shall be collected by the  
23 prosecutor and shall not be paid through the registry of the court in the  
24 event an action is filed in the court and shall not be awarded by the court as  
25 a court cost in the action. Fees collected under this section shall be  
26 deposited in a special fund to be administered by the prosecuting attorney."  
27

28 SECTION 22. Arkansas Code Annotated 1-2-306, 2-33-113(b)(1) and (2), 5-  
29 64-416, 5-64-709, 5-65-113, 6-64-603, 12-41-617, 14-20-102(b), 14-42-112(e),  
30 14-20-115, 16-13-511, 16-17-109, 16-17-110, 16-17-112, 16-17-123, 16-17-402(c)  
31 and (d), 16-17-614, 16-19-413, 16-20-107, 16-21-106(b)(2)(B) and (C), 16-23-  
32 103, 16-87-111(b), 16-90-718, 16-92-110, 16-92-111, 16-92-116, 20-7-  
33 123(a)(1)(C) and (F), 21-6-404, 21-6-405, 21-6-410, 22-3-920, 23-13-264, 24-8-  
34 303, 24-8-315(e), 24-8-402, 27-22-103(c), 27-23-118(d) and 27-50-401 are  
35 hereby repealed.

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SECTION 23. Act 311 of 1981, Act 472 of 1981, Act 958 of 1981, Act 972 of 1981, Act 978 of 1981, Act 989 of 1981, Act 300 of 1983, Section 3 of Act 335 of 1983, Section 7 of Act 485 of 1983, Act 576 of 1983, Act 607 of 1983, Act 610 of 1983, Act 682 of 1983, Act 803 of 1983, Act 919 of 1983, Act 442 of 1989, and Act 1149 of 1991 are hereby repealed.

SECTION 24. The effective date of this Act shall be *July 1, 1995*.

SECTION 25. 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 26. 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 27. All laws and parts of laws in conflict with this act are hereby repealed.

*/s/Mike Wilson*

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