

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.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003

# A Bill

SENATE BILL 869

4  
5 By: Senator Salmon  
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## For An Act To Be Entitled

9 AN ACT TO REVISE THE AUTHORITY OF COUNTY  
10 GOVERNMENTS TO CONTRACT WITH INDEPENDENT  
11 CONTRACTORS FOR THE COLLECTION OF DELINQUENT  
12 TAXES AND FINES; AND FOR OTHER PURPOSES.

## Subtitle

14 TO REVISE THE AUTHORITY OF COUNTY  
15 GOVERNMENTS TO CONTRACT WITH INDEPENDENT  
16 CONTRACTORS FOR THE COLLECTION OF  
17 DELINQUENT TAXES AND FINES.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 14-20-113 is amended to read as follows:  
24 14-20-113. Collection of delinquent taxes.

25 (a) The quorum court in each county shall provide for the collection  
26 of delinquent taxes within the county and shall, by ordinance, place the  
27 responsibility therefor in the office of the county collector or the combined  
28 office of sheriff and collector, or may provide for the collection of  
29 delinquent taxes by a person designated by a board composed of the county  
30 judge, an appropriate representative of the public schools in the county, and  
31 the mayor of the county seat or of each county seat in the case of those  
32 counties having two (2) county seats.

33 (b)(1) In addition, the quorum court of each county of the state may  
34 contract with an independent contractor, who is not an officer or employee of  
35 the county, to collect delinquent taxes.

36 (2) If the quorum court delegates this responsibility to a



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1 private contractor, the contractor may receive a portion agreed upon in  
2 advance by the county as commission for the collection of the delinquent  
3 taxes assessed.

4 (3) A private contractor authorized by this section shall act as  
5 an independent contractor subject to the oversight of the official designated  
6 under subsection (a) of this section.

7 (c)(1) If an independent contractor is selected to collect fines, then  
8 to ensure the integrity of the county collector and to protect the county or  
9 city, the contractor shall register with the Secretary of State and shall  
10 file with the Secretary of State a surety bond or certificate of deposit.

11 (2) The amount of the surety bond or certificate of deposit  
12 shall be fifty thousand dollars (\$50,000).

13 (3) The county, city, or any person suffering damage by reason  
14 of the acts or omissions of the contractor may bring action on the bond for  
15 damages.

16 (4) A contractor shall be ineligible to provide collection  
17 services under this section if the owner, operator, partner, or employee has  
18 been convicted of a felony.

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