## 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	As Engrossed: S3/17/03	
2	84th General Assembly	A Bill	
3	Regular Session, 2003		SENATE BILL 872
4			
5	By: Senator Salmon		
6			
7			
8		For An Act To Be Entitled	
9	AN ACT CON	ICERNING REIMBURSEMENT TO THE S	TATE BY
10	CITIES AND	O COUNTIES FOR THE SALARIES OF	DISTRICT
11	COURT JUDG	GES; AND FOR OTHER PURPOSES.	
12			
13		Subtitle	
14	AN ACT	CONCERNING REIMBURSEMENT TO TH	Е
15	STATE B	BY CITIES AND COUNTIES FOR THE	
16	SALARIE	S OF DISTRICT COURT JUDGES; AN	D
17	FOR OTH	HER PURPOSES.	
18			
19			
20	BE IT ENACTED BY THE GEN	ERAL ASSEMBLY OF THE STATE OF A	ARKANSAS:
21			
22	SECTION 1. Arkans	as Code § 16-10-308 is amended	to read as follows:
23	16-10-308. City a	dministration of justice fund.	
24	(a) There is here	by created in each municipality	y which operates a
25	police, city, or municip	al court a fund in the office of	of the city treasurer
26	to be known as the "city	administration of justice fund	d <b>".</b>
27	(b) The city admi	nistration of justice fund shall	ll be used to defray a
28	part of the expense of t	he administration of justice in	n the city. From the
29	fund, the city shall con	tinue to finance the following	city agencies and
30	programs which are curre	ntly funded, in whole or in par	rt, by filing fees
31	and/or court costs, at a	funding level equal to not les	ss than the greater of
32	the amount which was col	lected by the city from court of	costs and/or filing
33	fees for the agency or p	rogram in the calendar year end	ding December 31, 1994,
34	or the amount appropriat	ed by ordinance enacted prior t	to December 31, 1994,
35	to the agency or program	for the calendar year ending l	December 31, 1995:
36	(1) The mun	icipal court judge and clerk re	etirement fund;

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- 1 (2) The police and fire pension fund;
- 2 (3) The intoxication detection equipment fund;
- 3 (4) All municipal-level programs and agencies funded in whole or
- 4 in part by court costs and filing fees assessed and collected by the
- 5 municipal, city, or police court, notwithstanding the repeal by this act of
- 6 laws authorizing the collection of court costs and filing fees; and
- 7 (5) All county-level programs and agencies funded in whole or in
- 8 part by court costs and filing fees assessed and collected by the municipal,
- 9 city, or police court, notwithstanding the repeal by this act of laws
- 10 authorizing the collection of court costs and filing fees and the
- 11 disbursement of all or a part thereof to the county.
- 12 (c)(1)(A) The city administration of justice fund of each city may
- 13 retain an amount equal to the amount which was collected by the city from
- 14 court costs and filing fees for city administration of justice expense in the
- 15 calendar year ending December 31, 1994, or the amount appropriated from court
- 16 costs and filing fees by ordinance enacted prior to December 31, 1994, for
- 17 city or county administration of justice expense from court costs and filing
- 18 fees for the calendar year ending December 31, 1995, plus, for calendar years
- 19 1995 2001, an additional amount based upon the average percentage increase
- 20 in the Consumer Price Index for All Urban Consumers or its successor, as
- 21 published by the United States Department of Labor for the two (2) years
- 22 immediately preceding.
- 23 (B) The amount retained during calendar year 2002 and each
- 24 calendar year thereafter shall be the amount retained during calendar year
- 25 2001.
- 26 (2) For the calendar year beginning January 1, 1998, the base
- 27 amount to be retained shall be:
- 28 (A) Increased by any increase in the Consumer Price Index,
- 29 as provided for in subdivision (c)(1) of this section;
- 30 (B) Decreased by eighty-five percent (85%) of the total
- 31 dollar amount which was certified by the city as having been collected during
- 32 calendar year 1994 for the purpose of funding the office and operation of the
- 33 public defender and public defender investigator.
- 34 (d) Nothing in this act shall prevent the city from funding any
- 35 additional costs for the administration of justice from other city funds.
- 36 (e) The city shall, on or before the tenth day of November, 1995, and

1 on or before the tenth day of each month thereafter, remit all sums received

- 2 in excess of the amounts necessary to fund the expenses enumerated in
- 3 subsections (b) and (c) of this section during the previous month from the
- 4 uniform filing fees provided for in §§ 16-10-303 and 16-17-705 and the
- 5 uniform court costs provided for in § 16-10-305 to the Department of Finance
- 6 and Administration, Administration of Justice Funds Section, for deposit in
- 7 the State Administration of Justice Fund.
- 8 <u>(e) The following cities shall, on or before the tenth day of August</u>
- 9 2003, and on or before the tenth day of each month thereafter, remit the
- 10 <u>following sums by paying one-twelfth (1/12) each month of the amount, to</u>
- 11 reimburse the general fund of the State of Arkansas a portion of the salaries
- 12 paid to the judges of the district courts of the state, from the uniform
- 13 <u>filing fees provided for in §§ 16-10-303 and 16-17-705 and the uniform court</u>
- 14 costs provided for in § 16-10-305 to the Department of Finance and

District Court

- 15 Administration, for deposit in the Constitutional Officer Fund of the State
- 16 of Arkansas:

17	<u>City</u>	District Court	Amount
18	Ashdown	Ashdown	1,950.48
19	Augusta	Augusta	666.08
20	<i>Batesville</i>	${\it Batesville}$	1,399.50
21	Beebe	Beebe	2,808.05
22	Benton	Benton	3,651.93
23	Decatur	Benton County West	816.67
24	Gentry	Benton County West	816.67
25	Bentonville	Bentonville	2,926.16
26	Berryville	Berryville	1.759.07
27	Blytheville	Blytheville	2,326.83
28	Booneville	${\it Booneville}$	1,492.04
29	Warren	Bradley County	1,350.71
30	Brinkley	Brinkley	2,266.50
31	Bryant	Bryant	2,461.55
32	Cabot	Cabot	1,255.31
33	Camden	Camden	4,183.85
34	Carlisle	Carlisle	963.34
35	Charleston	Charleston	793.33
36	Clarendon	Clarendon	483.79

1	Clarksville	Clarksville	2,763.78
2	Rector	Clay County	409.68
3	Piggott	Clay County	568.46
4	Corning	Clay County	568.46
5	Clinton	Clinton-Van Buren County	1,012.27
6	Conway	Conway	6,213.54
7	Crossett	Crossett	1,100.77
8	DeQueen	DeQueen	1,753.65
9	Dermott	Dermott	902.08
10	Des Arc	Des Arc	975.00
11	DeValls Bluff	DeValls Bluff	947.19
12	Dewitt	Dewitt	819.27
13	Dumas	Dumas	989.50
14	East Camden	East Camden	325.00
15	Elkins	Elkins	902.08
16	England	England	460.00
17	Eudora	Eudora	1,804.17
18	Eureka Springs	Eureka Springs	1,623.75
19	<u>Fayetteville</u>	Fayetteville	3,526.24
20	Fordyce	Fordyce	1,379.74
21	Forrest City	Forrest City	1,899.62
22	Fort Smith	Fort Smith Dept. 1	2,787.06
23	Fort Smith	Fort Smith Dept. 2	2,787.06
24	Salem	Fulton County	222.50
25	Greenwood	Greenwood	<i>395.83</i>
26	Hamburg	Hamburg	1,095.56
27	Hampton	Hampton	721.38
28	Harrisburg	Harrisburg	1,863.71
29	Harrison	Harrison	5,022.79
30	Hazen	Hazen	1,432.50
31	Heber Springs	Heber Springs	1,367.47
32	<u>Helena</u>	Helena	902.08
33	Норе	Норе	1,866.41
34	Hot Springs	Hot Springs Division l	3,456.81
35	Hot Springs	Hot Springs Division 2	3,456.81
36	<u>Huntsville</u>	Huntsville	631.46

1	<u>Jacksonville</u>	Jacksonville	6,273.96
2	<u>Jasper</u>	Jasper	112.76
3	Lake Village	Lake Village	904.00
4	<u>Lewisville</u>	<i>Lewisville</i>	803.52
5	Star City	Lincoln County	<i>853.55</i>
6	Little Rock	Little Rock Division 1	10,534.92
7	Little Rock	Little Rock Division 2	10,534.92
8	Little Rock	Little Rock Division 3	10,534.92
9	Lonoke	Lonoke	1,883.54
10	Magnolia	Magnolia	1,485.08
11	Malvern	Malvern	3,507.29
12	Marianna	Marianna	2,236.31
13	<u>Marshall</u>	Marshall-Searcy County	818.88
14	<u>Maumelle</u>	Maumelle	2,731.50
15	McGehee	McGehee	1,281.04
16	Melbourne	Melbourne	400.09
17	Calico Rock	Melbourne	400.09
18	<u>Mena</u>	Mena	672.09
19	Grannis	Mena	423.16
20	Monticello	Monticello	902.08
21	Morrilton	Morrilton	1,469.49
22	Mountain Home	Mountain Home	2,194.87
23	Mount Ida	Mount Ida	<i>321.59</i>
24	Murfreesboro	Murfreesboro	281.90
25	Nashville	<i>Nashville</i>	1,696.95
26	Newport	Newport	1,553.54
27	North Little Rock	North Little Rock Division 1	7,134.24
28	North Little Rock	North Little Rock Division 2	7,134.24
29	<u>Osceola</u>	Osceola	3,880.94
30	0zark	Ozark	1,396.42
31	<u>Paragould</u>	Paragould	2,252.95
32	<u>Paris</u>	Paris	1,581.65
33	Adona	Perry County	160.31
34	Bigelow	Perry County	160.31
35	Casa	Perry County	160.31
36	Fourche	Perry County	160.31

1	Houston	Perry County	160.31
2	Perry	Perry County	160.31
3	<u>Perryville</u>	Perry County	160.31
4	Pine Bluff	Pine Bluff Division l	5,356.77
5	Pine Bluff	Pine Bluff Division 2	8,333.44
6	<u>Pocahontas</u>	Pocahontas	1,475.94
7	Harrisburg	Poinsett County	756 <b>.</b> 85
8	Lepanto	Poinsett County	<i>334.85</i>
9	Marked Tree	Poinsett County	611.94
10	Truman	Poinsett County	766.60
11	Tyronza	Poinsett County	580 <b>.</b> 65
12	Russellville	Pope County	2,954.77
13	Prairie Grove	Prairie Grove	1,217.81
14	Prescott	Prescott	744.72
15	Rison	Rison	315.08
16	Kingsland	Rison	19.69
17	Rogers	Rogers	6,400.00
18	Waldron	Scott County	<i>879.30</i>
19	Searcy	Searcy	5,206.25
20	Sheridan	Sheridan	<i>377.58</i>
21	Sherwood	Sherwood	6,567.08
22	Siloam Springs	Siloam Springs	1,647.28
23	Springdale	Springdale	2,873.33
24	Mountain View	Stone County	902.08
25	Stuttgart	Stuttgart	1,743.65
26	Texarkana	Texarkana	3,833.61
27	El Dorado	Union County	2,830.73
28	Hoxie	Walnut Ridge	761.41
29	Walnut Ridge	Walnut Ridge	1,493.13
30	Ward	Ward	<i>347.30</i>
31	West Fork	West Fork	1,150.00
32	West Helena	West Helena	1,500.00
33	West Memphis	West Memphis	2,204.69
34	Wrightsville	Wrightsville	1,479.42
35	Wynne	Wynne	2,956.25

36 (e)(f) The In addition, the city shall, on or before the tenth day of

- 1 November, 1995, and on or before the tenth day of each month thereafter,
- 2 remit all sums received in excess of the amounts necessary to fund the
- 3 expenses enumerated in subsections (b) and (c) of this section during the
- 4 previous month from the uniform filing fees provided for in §§ 16-10-303 and
- 5 16-17-705 and the uniform court costs provided for in § 16-10-305 to the
- 6 Department of Finance and Administration, Administration of Justice Funds
- 7 Section, for deposit in the State Administration of Justice Fund.

8

- 9 SECTION 2. Arkansas Code Annotated § 16-10-307 is amended to read as 10 follows:
- 11 16-10-307. County administration of justice fund.
- 12 (a) There is hereby created in each county a fund in the office of the 13 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
- 16 the fund, the county shall continue to finance the following county agencies
- 17 and programs which are currently funded, in whole or in part, by filing fees
- 18 and/or court costs, at a funding level equal to not less than the greater of
- 19 the amount which was collected by the county from filing fees and/or court
- 20 costs for the agency or program in the calendar year ending December 31,
- 21 1994, or the amount appropriated by ordinance enacted prior to December 31,
- 22 1994, or on February 13, 1995, or on February 14, 1995, or by resolution
- 23 dated February 9, 1995, to the agency or program for the calendar year ending
- 24 December 31, 1995:
- 25 (1) The prosecuting attorney fund, including all grant funds
- 26 awarded and appropriated for the calendar year ending December 31, 1995;
- 27 (2) The prosecuting attorney's victim-witness program fund;
- 28 (3) The public defender/indigent defense fund and public 29 defender investigator fund, including all grant funds awarded and
- 30 appropriated for the calendar year ending December 31, 1995;
- 31 (4) The county law library fund;
- 32 (5) The county jail fund; and
- 33 (6) The intoxication detection equipment fund.
- 34 (c)(1)(A) The county administration of justice fund of each county may 35 retain an amount equal to the amount which was collected by the county from 36 court costs and filing fees for county administration of justice expense in

1 the calendar year ending December 31, 1994, or the amount appropriated from

- 2 court costs and filing fees by ordinance enacted prior to December 31, 1994,
- 3 or on February 13, 1995, or on February 14, 1995, or by resolution dated
- 4 February 9, 1995, for county administration of justice expense from court
- 5 costs and filing fees for the calendar year ending December 31, 1995, plus,
- 6 for calendar years 1995 2001, an additional amount based upon the average
- 7 percentage increase in the Consumer Price Index for All Urban Consumers or
- 8 its successor, as published by the United States Department of Labor for the
- 9 two (2) years immediately preceding.
- 10 (B) The amount retained during calendar year 2002 and each
- 11 calendar year thereafter shall be the amount retained during calendar year
- 12 *2001*.
- 13 (2) For the calendar year beginning January 1, 1998, the base
- 14 amount to be retained shall be:
- 15 (A) Increased by any increase in the Consumer Price Index,
- 16 as provided for in subdivision (c)(1) of this section; and
- 17 (B) Decreased by eighty-five percent (85%) of the total
- 18 dollar amount which was certified by the county as having been collected
- 19 during calendar year 1994 and for the purpose of funding the office and
- 20 operation of the public defender and public defender investigator.
- 21 (d) Nothing in this section shall prevent the county from funding any
- 22 additional costs for the administration of justice from these or other county
- 23 funds.
- 24 (e) The county shall, on or before the tenth day of November, 1995,
- 25 and on or before the tenth day of each month thereafter, remit all sums
- 26 received in excess of the amounts necessary to fund the expenses enumerated
- 27 in subsections (b) and (c) of this section during the previous month from the
- 28 uniform filing fees provided for in §§ 16-14-105 and 21-6-403 and the uniform
- 29 court costs provided for in § 16-10-305 to the Department of Finance and
- 30 Administration, Administration of Justice Funds Section, for deposit in the
- 31 State Administration of Justice Fund.
- 32 (e) The following counties shall, on or before the tenth day of August
- 33 2003, and on or before the tenth day of each month thereafter, remit the
- 34 following sums by paying one-twelfth (1/12) each month of the amount to
- 35 reimburse the general fund of the State of Arkansas a portion of the salaries
- 36 paid to the judges of the district courts of the state, from the uniform

1 <u>filing fees provided for in §§ 16-10-303 and 16-17-705 and the uniform court</u>

- 2 costs provided for in § 16-10-305 to the Department of Finance and
- 3 Administration, for deposit in the Constitutional Officer Fund of the State
- 4 of Arkansas:

4	of Arkansas:		
5	County	District Court	Amount
6	Clark County	Arkadelphia-Clark County	5,311.46
7	Little River County	Ashdown	1,950.48
8	Sharp County	Ash Flat	2,846.33
9	Woodruff County	Augusta	666.08
10	Independence County	Batesville	2,716.67
11	Saline County	Benton	3,651.93
12	Benton County	Benton County West	1,753.65
13	Benton County	Bentonville	2,926.16
14	Mississippi County	${\it Blytheville}$	2,326.83
15	Logan County	Booneville	1,492.04
16	Bradley County	Bradley County	1,350.71
17	Saline County	Bryant	1,782.15
18	Franklin County	Charleston	793.33
19	Johnson County	Clarksville	2,763.78
20	Clay County	Clay County	1,546.62
21	Van Buren County	Clinton-Van Buren County	2,017.55
22	Craighead County	Craighead County Dept. 1	7,631.62
23	Craighead County	Craighead County Dept. 2	7,631.62
24	Ashley County	Crossett	1,100.77
25	Sevier County	DeQueen	1,753.65
26	Chicot County	Dermott	902.08
27	Prairie County	DeValls Bluff	947.19
28	Arkansas County	Dewitt	819.27
29	Desha County	Dumas	989.50
30	Washington County	Elkins	902.08
31	Lonoke County	England	460.00
32	Washington County	<i>Fayetteville</i>	3,526.24
33	Dallas County	Fordyce	1,379.74
34	St. Francis County	Forrest City	1,899.62
35	Sebastian County	Fort Smith Dept. 1	2,130.00
36	Sebastian County	Fort Smith Dept. 2	2,130.00

1	Fulton County	Fulton County	2,141.72
2	Sebastian County	Greenwood	3,562.50
3	Ashley County	Hamburg	1,095.56
4	Calhoun County	Hampton	1,261.31
5	Cleburne County	Heber Springs	1,465.87
6	Phillips County	Helena	902.08
7	Hempstead County	Норе	1,866.41
8	Garland County	Hot Springs Division l	3,456.81
9	Garland County	Hot Springs Division 2	3,456.81
10	Newton County	Jasper	1,014.66
11	Chicot County	Lake Village	904.00
12	Lafayette County	Lewisville	1,058.59
13	Lincoln County	Lincoln County	<i>853.55</i>
14	Columbia County	Magnolia	1,485.08
15	Lee County	Marianna	1,686.44
16	Marion County	Marion County	1,804.17
17	Searcy County	Marshall-Searcy County	818.88
18	Desha County	McGehee	1,654.13
19	Izard County	Melbourne	800.19
20	Polk County	Mena	1,393.95
21	Drew County	Monticello	902.08
22	Conway County	Morrilton	1,469.49
23	Baxter County	Mountain Home	2,194.87
24	Montgomery County	Mount Ida	1,286.37
25	Pike County	Murfreesboro	845.70
26	Howard County	Nashville	1,696.95
27	Jackson County	Newport	1,533.54
28	Mississippi County	Osceola	2,152.19
29	Franklin County	0zark	1,396.42
30	Greene County	Paragould	1,887.25
31	Logan County	Paris	1,581.65
32	Perry County	Perry County	1,122.19
33	Jefferson County	Pine Bluff Division l	2,884.22
34	Randolph County	Pocahontas	1,475.94
35	Poinsett County	Poinsett County	2,965.92
36	Pope County	Pope County	2,954.77

1	Washington County	Prairie Grove	1,217.81
2	Nevada County	Prescott	1,117.09
3	Pulaski County	Pulaski County	8,793.50
4	Cleveland County	Rison	1,634.00
5	Scott County	Scott County	879.26
6	Grant County	Sheridan	916.73
7	Benton County	Siloam Springs	1,297.29
8	Washington County	Springdale	2,873.33
9	Stone County	Stone County	902.08
10	Arkansas County	Stuttgart	1,578.65
11	Miller County	Texarkana	1,967.22
12	Union County	Union County	2,830.73
13	Lawrence County	Walnut Ridge	1,493.13
14	Washington County	West Fork	1,150.00
15	Phillips County	West Helena	<i>538.66</i>
16	Crittenden County	West Memphis	2,204.69
17	Cross County	Wynne	2,706.25
18	Woodruff County	Woodruff County	949.42
19	Yell County	Yell County Dept.	2,377.06
20	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.

31 /s/ Salmon