

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.  
Act 348 of the Regular Session

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

HOUSE BILL 1469

5 By: Representative Slinkard  
6  
7

## For An Act To Be Entitled

9 AN ACT CONCERNING THE COUNTY CLERKS' COST FUND;  
10 AND FOR OTHER PURPOSES.  
11

### Subtitle

12 CONCERNING THE COUNTY CLERKS' COST FUND.  
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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18 SECTION 1. Arkansas Code § 21-6-413(e), concerning the county clerk's  
19 cost fund, is amended to read as follows:

20 (e)(1)(A) Fees collected under this section shall be paid into the  
21 county treasury to the credit of the fund to be known as the "county clerk's  
22 cost fund".

23 (B) With the exception of those funds referred to in  
24 subdivision (e)(2) of this section, all funds deposited into the county  
25 clerk's cost fund are general revenues of the county and may be used for any  
26 legitimate county purpose.

27 (2)(A) At least thirty-five percent (35%) of the moneys  
28 collected annually shall be used to purchase, maintain, and operate an  
29 automated records system.

30 (B) The acquisition and update of software for the  
31 automated records system shall be a permitted use of these funds.

32 (C) Funds set aside for automation may be allowed to  
33 accumulate from year to year or at the discretion of the clerk may be  
34 transferred to the county general fund by a budgeted appropriated transfer.

35 (3)(A)(i) In those counties having combined offices of circuit



1 clerk and county clerk, the clerk shall elect to use the automation fund  
2 authorized by this section or the automation fund allowed by the county  
3 recorder's cost fund, § 21-6-306.

4 (ii) In those counties having combined offices of  
5 county clerk and recorder, the clerk shall elect to use the automation fund  
6 authorized by this section or the automation fund allowed by the county  
7 recorder's cost fund, § 21-6-306.

8 (B) The clerk's election shall be made in writing and  
9 filed in the office of the circuit clerk.

10 (C) Under no circumstances shall the clerk be allowed to  
11 ~~utilize~~ use both the automation fund as authorized by § 21-6-306 and the  
12 county clerk's cost fund as authorized in this subchapter, except for the  
13 revenue generated under § 16-20-407(b).

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15 **APPROVED: 3/10/2009**  
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