

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 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H3/2/07
A Bill

HOUSE BILL 1186

5 By: Representatives Shelby, *Medley*
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8 **For An Act To Be Entitled**

9 AN ACT TO INCREASE THE MINIMUM AND MAXIMUM
10 COMPENSATION FOR ELECTED COUNTY OFFICERS; AND FOR
11 OTHER PURPOSES.
12

13 **Subtitle**

14 TO INCREASE THE MINIMUM AND MAXIMUM
15 COMPENSATION FOR ELECTED COUNTY
16 OFFICERS.
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. Arkansas Code § 14-14-1204 is amended to read as follows:
22 14-14-1204. Compensation of elected county officers.

23 (a) The quorum court of each county shall fix by ordinance the annual
24 salaries of the following county officers within the minimums and maximums
25 provided in this section:

- 26 (1) The county judge;
- 27 (2) The sheriff and ex officio collector of taxes;
- 28 (3) The collector of taxes, where established by law;
- 29 (4) The circuit clerk;
- 30 (5) The county clerk, where established by law;
- 31 (6) The assessor;
- 32 (7) The treasurer;
- 33 (8) The coroner; and
- 34 (9) The surveyor.

35 (b) For purposes of determining the salaries of the elected county
36 officers, unless otherwise specifically provided in this section, the



1 counties shall be classified on the basis of population, as determined by the
 2 preceding federal decennial census, according to the following
 3 classifications:

4 5 Classification	Population
6 -----	-----
7 Class 1	0 to 9,999
8 Class 2	10,000 to 19,999
9 Class 3	20,000 to 29,999
10 Class 4	30,000 to 49,999
11 Class 5	50,000 to 69,999
12 Class 6	70,000 to 199,999
13 Class 7	200,000 and above

14 (c)(1) The annual salary of a county judge shall be in compensation
 15 for his or her services as the executive and administrator for the county, as
 16 judge of the county court, as judge of the court of common pleas, where
 17 established, as presiding officer of the quorum court, and for all other
 18 services performed as provided by the Arkansas Constitution, by law, or by
 19 county ordinance.

20 (2) The minimum and maximum salaries per annum of the county
 21 judge of a county shall be as follows:

23 Classification	Salary Per Annum
24 -----	-----
25 Class 1	not less than \$26,000 <u>\$29,000</u>
26	nor more than \$66,640 <u>\$71,640</u>
27 Class 2	not less than \$27,000 <u>\$30,000</u>
28	nor more than \$68,095 <u>\$73,095</u>
29 Class 3	not less than \$28,000 <u>\$31,000</u>
30	nor more than \$69,550 <u>\$74,550</u>
31 Class 4	not less than \$29,000 <u>\$32,000</u>
32	nor more than \$71,005 <u>\$76,005</u>
33 Class 5	not less than \$30,000 <u>\$33,000</u>
34	nor more than \$72,459 <u>\$77,459</u>
35 Class 6	not less than \$31,000 <u>\$34,000</u>
36	nor more than \$78,278 <u>\$83,278</u>

1 Class 7 not less than ~~\$32,000~~ \$35,000
 2 nor more than ~~\$91,223~~ \$96,223

3 (d)(1)(A) The annual salary of a sheriff shall be compensation for
 4 services as a law enforcement officer, as the supervisor of the county jail,
 5 as custodian of persons accused or convicted of crimes, as an officer of the
 6 circuit court or county court, as the ex officio county tax collector and
 7 delinquent tax collector in those counties where that office is combined with
 8 the office of sheriff, and for all other services performed as provided by
 9 the Arkansas Constitution, by law, or by county ordinance.

10 (B) In any county in which the offices of sheriff and
 11 collector are combined into a single office, the maximum and minimum salaries
 12 of the county shall be one thousand three hundred ninety-two dollars (\$1,392)
 13 greater than those prescribed for the appropriate class of county in
 14 subdivision (d)(2) of this section, with the additional sum of one thousand
 15 three hundred ninety-two dollars (\$1,392) being paid to all combined sheriffs
 16 and collectors.

17 (2) The minimum and maximum salaries per annum of the sheriff of
 18 a county shall be as follows:

20 Classification	Salary Per Annum
21 -----	-----
22 Class 1	not less than \$26,000 <u>\$29,000</u>
	nor more than \$66,640 <u>\$71,640</u>
24 Class 2	not less than \$27,000 <u>\$30,000</u>
	nor more than \$68,095 <u>\$73,095</u>
26 Class 3	not less than \$28,000 <u>\$31,000</u>
	nor more than \$69,550 <u>\$74,550</u>
28 Class 4	not less than \$29,000 <u>\$32,000</u>
	nor more than \$71,005 <u>\$76,005</u>
30 Class 5	not less than \$30,000 <u>\$33,000</u>
	nor more than \$72,459 <u>\$77,459</u>
32 Class 6	not less than \$31,000 <u>\$34,000</u>
	nor more than \$78,278 <u>\$83,278</u>
34 Class 7	not less than \$32,000 <u>\$35,000</u>
	nor more than \$91,223 <u>\$96,223</u>

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(e)(1) In those counties where the office of county tax collector has been separated from the office of sheriff, the annual salary of a county tax collector shall be in compensation for services as tax collector and delinquent tax collector and for all other services performed as provided by the Arkansas Constitution, by law, or by county ordinance.

(2) The minimum and maximum salaries per annum of the county tax collector in those counties where the office has been separated from the office of sheriff shall be as follows:

Classification	Salary Per Annum
-----	-----
Class 1	not less than \$23,000 <u>\$26,000</u>
	nor more than \$62,276 <u>\$67,276</u>
Class 2	not less than \$24,000 <u>\$27,000</u>
	nor more than \$63,731 <u>\$68,731</u>
Class 3	not less than \$25,000 <u>\$28,000</u>
	nor more than \$65,186 <u>\$70,186</u>
Class 4	not less than \$26,000 <u>\$29,000</u>
	nor more than \$66,640 <u>\$71,640</u>
Class 5	not less than \$27,000 <u>\$30,000</u>
	nor more than \$68,095 <u>\$73,095</u>
Class 6	not less than \$28,000 <u>\$31,000</u>
	nor more than \$72,459 <u>\$77,459</u>
Class 7	not less than \$29,000 <u>\$32,000</u>
	nor more than \$75,369 <u>\$80,369</u>

(f)(1)(A) The annual salary of a county and probate clerk shall be in compensation for his or her services as county clerk, probate clerk, clerk of the county court, clerk of the quorum court, registrar of voters, and for all other services performed as provided by the Arkansas Constitution, by law, or by county ordinance.

(B) In those counties where the office of county and probate clerk is combined with the office of circuit clerk and ex officio recorder, the salary shall be as provided in this section.

(C) In those counties where the office of county and probate clerk is combined with the office of circuit clerk and ex officio recorder, the minimum and maximum salaries shall be one thousand three

1 hundred ninety-two dollars (\$1,392) greater than those prescribed for the
 2 appropriate class of county in subdivision (f)(2) of this section, with the
 3 additional sum of one thousand three hundred ninety-two dollars (\$1,392)
 4 being paid to all combined county and probate clerks and circuit clerks and
 5 ex officio recorders.

6 (2) The minimum and maximum salaries per annum of the county and
 7 probate clerk of a county shall be as follows:

9 Classification	Salary Per Annum
10 -----	-----
11 Class 1	not less than \$23,000 <u>\$26,000</u>
12	nor more than \$57,276 <u>\$67,276</u>
13 Class 2	not less than \$24,000 <u>\$27,000</u>
14	nor more than \$63,731 <u>\$68,731</u>
15 Class 3	not less than \$25,000 <u>\$28,000</u>
16	nor more than \$65,186 <u>\$70,186</u>
17 Class 4	not less than \$26,000 <u>\$29,000</u>
18	nor more than \$66,640 <u>\$71,640</u>
19 Class 5	not less than \$27,000 <u>\$30,000</u>
20	nor more than \$68,095 <u>\$73,095</u>
21 Class 6	not less than \$28,000 <u>\$31,000</u>
22	nor more than \$72,459 <u>\$77,459</u>
23 Class 7	not less than \$29,000 <u>\$32,000</u>
24	nor more than \$75,369 <u>\$80,369</u>

25 (g)(1)(A) The annual salary of a circuit clerk and ex officio recorder
 26 shall be in compensation for his or her services as clerk of the circuit
 27 court, as ex officio recorder, and for all other services performed as
 28 provided by the Arkansas Constitution, by law, or by county ordinance.

29 (B) In those counties where the office of circuit clerk
 30 and ex officio recorder is combined with the office of county and probate
 31 clerk, the minimum and maximum salaries shall be one thousand three hundred
 32 ninety-two dollars (\$1,392) greater than those prescribed for the appropriate
 33 class of county in subdivision (g)(2) of this section, with the additional
 34 sum of one thousand three hundred ninety-two dollars (\$1,392) being paid to
 35 all combined circuit clerks and ex officio recorders and county and probate
 36 clerks.

(2) The minimum and maximum salaries per annum of the circuit clerk and ex officio recorder of a county shall be as follows:

Classification	Salary Per Annum
-----	-----
Class 1	not less than \$23,000 <u>\$26,000</u>
	nor more than \$62,276 <u>\$67,276</u>
Class 2	not less than \$24,000 <u>\$27,000</u>
	nor more than \$63,731 <u>\$68,731</u>
Class 3	not less than \$25,000 <u>\$28,000</u>
	nor more than \$65,186 <u>\$70,186</u>
Class 4	not less than \$26,000 <u>\$29,000</u>
	nor more than \$66,640 <u>\$71,640</u>
Class 5	not less than \$27,000 <u>\$30,000</u>
	nor more than \$68,095 <u>\$73,095</u>
Class 6	not less than \$28,000 <u>\$31,000</u>
	nor more than \$72,459 <u>\$77,459</u>
Class 7	not less than \$29,000 <u>\$32,000</u>
	nor more than \$75,369 <u>\$80,369</u>

~~(3) In those counties where the separate office of the clerk of the chancery court shall have been created by law, the minimum and maximum salaries shall be as provided in subdivision (g)(2) of this section.~~

(h)(1)(A) The annual salary of a county assessor shall be in compensation for all services performed as county assessor, appraiser, and as provided by the Arkansas Constitution, by law, or by county ordinance.

(B) In any county in which the offices of assessor and collector are combined into a single office, the maximum and minimum salaries of the county assessor and collector shall be one thousand three hundred ninety-two dollars (\$1,392) greater than those prescribed for the appropriate class of county in subdivision (h)(2) of this section, with the additional sum of one thousand three hundred ninety-two dollars (\$1,392) being paid to all combined assessors and collectors.

(2) The minimum and maximum salaries per annum of the county assessor of a county shall be as follows:

Classification	Salary Per Annum
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1	-----	-----
2	Class 1	not less than \$23,000 <u>\$26,000</u>
3		nor more than \$62,276 <u>\$67,276</u>
4	Class 2	not less than \$24,000 <u>\$27,000</u>
5		nor more than \$63,731 <u>\$68,731</u>
6	Class 3	not less than \$25,000 <u>\$28,000</u>
7		nor more than \$65,186 <u>\$70,186</u>
8	Class 4	not less than \$26,000 <u>\$29,000</u>
9		nor more than \$66,640 <u>\$71,640</u>
10	Class 5	not less than \$27,000 <u>\$30,000</u>
11		nor more than \$68,095 <u>\$73,095</u>
12	Class 6	not less than \$28,000 <u>\$31,000</u>
13		nor more than \$72,459 <u>\$77,459</u>
14	Class 7	not less than \$29,000 <u>\$32,000</u>
15		nor more than \$75,369 <u>\$80,369</u>

16 (i)(1)(A) The annual salary of a county treasurer shall be in
 17 compensation for all services performed as provided by the Arkansas
 18 Constitution, by law, or by county ordinance.

19 (B) In any county in which the offices of treasurer and
 20 collector are combined into a single office, the maximum and minimum salaries
 21 of the county treasurer and collector shall be one thousand three hundred
 22 ninety-two dollars (\$1,392) greater than those prescribed for the appropriate
 23 class of county in subdivision (i)(2) of this section, with the additional
 24 sum of one thousand three hundred ninety-two dollars (\$1,392) being paid to
 25 all combined treasurers and collectors.

26 (2) The minimum and maximum salaries per annum for the county
 27 treasurer of a county shall be as follows:

29	Classification	Salary Per Annum
30	-----	-----
31	Class 1	not less than \$23,000 <u>\$26,000</u>
32		nor more than \$62,276 <u>\$67,276</u>
33	Class 2	not less than \$24,000 <u>\$27,000</u>
34		nor more than \$63,731 <u>\$68,731</u>
35	Class 3	not less than \$25,000 <u>\$28,000</u>
36		nor more than \$65,186 <u>\$70,186</u>

1	Class 4	not less than \$26,000 <u>\$29,000</u>
2		nor more than \$66,640 <u>\$71,640</u>
3	Class 5	not less than \$27,000 <u>\$30,000</u>
4		nor more than \$68,095 <u>\$73,095</u>
5	Class 6	not less than \$28,000 <u>\$31,000</u>
6		nor more than \$72,459 <u>\$77,459</u>
7	Class 7	not less than \$29,000 <u>\$32,000</u>
8		nor more than \$75,369 <u>\$80,369</u>

9 (j)(1) The compensation of a county coroner shall be for all services
 10 performed as provided by the Arkansas Constitution, by law, or by county
 11 ordinance.

12 (2) The minimum and maximum salaries per annum of the county
 13 coroner of a county shall be as follows:

15	Classification	Salary Per Annum
16	-----	-----
17	Class 1	not less than \$2,972 <u>\$3,472</u>
18		nor more than \$13,668 <u>\$12,000</u>
19	Class 2	not less than \$2,972 <u>\$3,972</u>
20		nor more than \$13,668 <u>\$13,000</u>
21	Class 3	not less than \$3,973 <u>\$4,473</u>
22		nor more than \$21,000 <u>\$16,000</u>
23	Class 4	not less than \$3,973 <u>\$4,973</u>
24		nor more than \$21,000 <u>\$30,000</u>
25	Class 5	not less than \$4,970 <u>\$5,470</u>
26		nor more than \$45,379 <u>\$40,000</u>
27	Class 6	not less than \$4,970 <u>\$5,970</u>
28		nor more than \$45,379 <u>\$48,000</u>
29	Class 7	not less than \$5,964 <u>\$30,000</u>
30		nor more than \$51,320 <u>\$70,000</u>

31 (k) Compensation of the county surveyor shall be fixed by the quorum
 32 court ~~of each county at a rate not to exceed thirty six dollars (\$36.00) per~~
 33 ~~hour.~~

35 SECTION 2. Arkansas Code § 14-14-1205 is amended to read as follows:
 36 14-14-1205. Compensation of township officers.

1 (a)(1)(A) The per diem compensation for justices of the peace
2 attending any official, regular, special, or committee meeting of a quorum
3 court shall be fixed by ordinance in each county.

4 (B) The per diem compensation of justices shall be not less than
5 ~~one hundred twenty dollars (\$120)~~ one hundred twenty-five dollars (\$125) per
6 diem for each regular meeting nor exceed:

7 (i) ~~Seven thousand dollars (\$7,000)~~ Seven thousand
8 five hundred thirty-four dollars (\$7,534) per calendar year in counties
9 having a population of less than seventy thousand (70,000);

10 (ii) ~~Eight thousand five hundred ninety-five dollars~~
11 ~~(\$8,595)~~ Nine thousand one hundred seventy-six dollars (\$9,176) per calendar
12 year in counties having a population of at least seventy thousand (70,000)
13 and less than two hundred thousand (200,000); and

14 (iii) ~~Eleven thousand four hundred dollars (\$11,400)~~
15 Twelve thousand one hundred nineteen dollars (\$12,119) per calendar year in
16 counties having a population of two hundred thousand (200,000) or more.

17 (2) Per Diem Compensation Defined. (A) Per diem compensation is
18 defined as a per calendar day allowance, exclusive of allowable expenses,
19 which shall be paid a justice for attending meetings of the county quorum
20 court. This compensation shall be based on attending meetings of a quorum
21 court during any single calendar day without regard to the duration of the
22 meetings.

23 (B) However, a member of the quorum court may receive per
24 diem compensation for one (1) meeting per year for which the member is absent
25 due to an emergency or for personal reasons.

26 (3) In addition to any other compensation expense reimbursement
27 or expense allowances provided members of the quorum court, counties may
28 provide medical insurance coverage for members of the quorum court.

29 (b) Justices of the Peace Serving in Judicial Capacity. The
30 compensation of all justices of the peace serving in a judicial capacity
31 shall be fixed by ordinance of the quorum court in each county. This basis of
32 compensation shall not be computed on a percentage of the dollar amount of
33 fines levied by a justice of the peace.

34 (c) Justice of the Peace as County Employee or Deputy. No justice of
35 the peace shall receive compensation as a county employee or deputy, nor
36 shall any justice receive compensation or expenses from funds appropriated by

1 the quorum court for any services performed within the county, other than as
2 provided by this subchapter.

3 (d) Constables. The compensation of all constables serving in any
4 official capacity established by law shall be fixed by ordinance of the
5 quorum court in each county.

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/s/ Shelby, et al