

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

SENATE BILL 367

5 By: Senator B. King
6

For An Act To Be Entitled

8 AN ACT CONCERNING ACCOUNTING PRACTICES IN CIRCUIT
9 COURT AND THE OFFICE OF A CIRCUIT COURT CLERK; TO
10 CREATE THE CIRCUIT COURT ACCOUNTING AND FINE
11 COLLECTION COMMITTEE; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 CONCERNING ACCOUNTING PRACTICES IN
15 CIRCUIT COURT AND THE OFFICE OF A CIRCUIT
16 COURT CLERK; AND TO CREATE THE CIRCUIT
17 COURT ACCOUNTING AND FINE COLLECTION
18 COMMITTEE.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. DO NOT CODIFY. Temporary legislation. Committee
25 established – Sunset provision.

26 (a)(1) There is created a Circuit Court Accounting and Fine Collection
27 Committee.

28 (2) The Administrative Office of the Courts shall provide staff
29 support for the committee.

30 (b) The committee shall be composed of the following nine (9) members,
31 as follows:

32 (1) Two (2) at-large members appointed by the Governor;

33 (2) Three (3) members appointed by the President Pro Tempore of
34 the Senate upon a recommendation by the Association of Arkansas Counties;

35 (3) Three (3) members appointed by the Speaker of the House of
36 Representatives upon a recommendation by the Arkansas Sheriffs' Association;



1 and

2 (4) One (1) member appointed by the Governor upon a
3 recommendation by the Arkansas Prosecuting Attorneys Association.

4 (c)(1) The first meeting shall be held within sixty (60) days after
5 the effective date of this act and shall be called by the Director of the
6 Administrative Office of the Courts.

7 (2) The chair of the committee shall be elected by majority vote
8 of the membership at the first meeting.

9 (d)(1) The committee shall conduct its meetings at the State Capitol
10 Building or at any place designated by the chair or the chair's designee.

11 (2) Meetings shall be held at least one (1) time every three (3)
12 months but may occur more often at the call of the chair.

13 (e) If a vacancy occurs on the committee, the vacancy shall be filled
14 by the same process as the original appointment.

15 (f) The committee shall establish rules and procedures for conducting
16 its business.

17 (g) Members of the committee shall serve without compensation.

18 (h) A majority of the members of the committee shall constitute a
19 quorum for transacting any business of the committee.

20 (i) The committee is established to:

21 (1) Promote collaboration and provide recommendations to the
22 General Assembly on issues involving circuit court clerk accounting practices
23 and the assessment and collection of circuit court fines; and

24 (2) Study the use, effectiveness, and cost of various automated
25 fine, fee, and restitution systems used by different judicial districts.

26 (j) The committee shall submit a report of any of the committee's
27 findings to the Chair of the House Committee on City, County, and Local
28 Affairs, to the Chair of the Senate Committee on City, County, and Local
29 Affairs, and to the Legislative Council no later than December 31, 2018.

30 (k) The committee shall cease to exist on April 1, 2019.

31
32 SECTION 2. DO NOT CODIFY. Entry of data.

33 A circuit court clerk or other person authorized to collect the fines
34 under § 16-13-709(a)(1)(A)(i) who does not already record fine assessment and
35 collection data in an electronic database on the effective date of this act
36 shall by March 1, 2019, have established an operational fine assessment and

1 collection electronic database for all circuit court cases filed after March
2 1, 2019, in which the circuit court assesses a fine as a condition of a
3 person's sentence.

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36