

**ARKANSAS SENATE**  
85th General Assembly - Regular Session, 2005  
**Amendment Form**

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**Subtitle of Senate Bill No. 989**

"AN ACT TO PROVIDE FOR MORE COURTROOM SECURITY."

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**Amendment No. 1 to Senate Bill No. 989.**

Amend Senate Bill No. 989 as originally introduced:

Delete SECTION 1 in its entirety and substitute the following:

"SECTION 1. Arkansas Code Title 16, Chapter 10 is amended to add an additional subchapter to read as follows:

16-10-1001. Findings and determination.

The General Assembly finds that:

(1) While the construction, maintenance, and operation of county courthouses, county courtrooms, and other county court facilities are county government responsibilities, the state recognizes the importance of the need to provide adequate security for judges, court employees, jurors, and members of the public who utilize the facilities; and

(2) The purpose of this subchapter is to create a partnership between the state and local governments to ensure that all reasonable steps are taken to provide safe and secure court facilities.

16-10-1002. Guidelines and standards for courtroom security.

(a) The Administrative Office of the Courts shall establish guidelines and standards for courtroom security for the courts of the State of Arkansas.

(b) The Administrative Office of the Courts shall establish a Task Force on Courtroom Security.

(c) The Chief Justice of the Arkansas Supreme Court shall appoint the members of the Task Force on Courtroom Security and a chairperson.

(d) The Task Force on Courtroom Security shall include a representative from:

(1) The Arkansas Judicial Council;

(2) The Arkansas Sheriffs' Association;

(3) The Arkansas County Judges' Association;

(4) The Arkansas Prosecuting Attorneys' Association;

(5) The Arkansas Circuit and County Clerks Association; and

(6) The Arkansas Bar Association.

(e) The members of the Task Force on Courtroom Security shall serve without compensation.

(f) The Task Force on Courtroom Security shall assist the Administrative Office of the Courts in the development of state guidelines,



standards, and procedures for courthouse and courtroom security, including, but not limited to, the following:

(1) Standard operating procedures to be used by court security personnel;

(2) Facility security planning;

(3) Emergency preparedness and continuity of operations;

(4) Disaster recovery;

(5) Threat assessment;

(6) Central incident reporting and evaluations;

(7) Security equipment and technology;

(8) Local planning and cooperation; and

(9) New courthouse design.

(g) The Chief Justice shall request the administrative circuit judge in each judicial district to create a local court security task force to evaluate the current state of courtroom security within the district and to create a local court security plan.

(h) The Administrative Office of the Courts may solicit funds from federal and private agencies to assist and support county governments with the study, installation, and operation of courthouse security measures on behalf of the state and county governments.

SECTION 2. Arkansas Code § 21-6-306 is amended to add additional subsections to read as follows:

(d)(1) In order to provide local funds to assist the county with the provision of adequate courtroom security, an alternative to the schedule of fees in subsection (a) of this section may be used by the county.

(2) The alternate fee schedule shall be used only if:

(A) Requested by the administrative circuit judge;

(B) Approved by the recorder; and

(C) Adopted by quorum court ordinance.

(3)(A) If the alternative fee schedule is adopted, fifteen percent (15%) of the funds collected annually shall be appropriated and expended by the quorum court at the direction of the administrative circuit judge to implement the local court security plan.

(B) Authorized uses of the funds shall include the:

(i) Purchase, installation, and maintenance of security equipment and technology;

(ii) Design and modification of facilities; and

(iii) Employment of bailiffs or other security personnel.

(4)(A) Upon agreement of more than one (1) county in a judicial district, a single county may be designated as the depository of all security funds collected in the district.

(B) The treasurer in the designated county shall maintain a separate account of the security funds received from each county in the district.

(e) The alternate schedule of fees, if adopted pursuant to subsection (d) of this section, shall be as follows:

(1) For recording deeds, deeds of trusts, mortgages, release deeds, powers of attorney, and other recordable instruments, except as otherwise prescribed in subdivision (e)(2) of this section, ten dollars (\$10.00) for one (1) page, one (1) side only, and four dollars (\$4.00) for

each additional page; and

(2) For filing or recording all instruments other than those prescribed in subdivision (e)(1) of this section that are normally placed on record in the recorder's office:

(A) Plats: when measurements exceed 8 1/2" x 14" ...\$14.00

(B) Survey plats: 8 1/2" x 14" or smaller...10.00

(C) Materialman's lien and certificate of assessment...10.00

(D) Notary bond...10.00

(E) Foreign judgments...10.00

(F) Writs of garnishment or execution of garnishment...12.00

(G) For entering satisfaction of record, marginal...1.00"

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator Broadway

KLL/MEM - 03-29-2005 16:06

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Secretary