

**Hall of the House of Representatives**  
87th General Assembly - Regular Session, 2009  
**Amendment Form**

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**Subtitle of House Bill No. 1353**

"AN ACT TO PROVIDE A STRUCTURE, SELF-SUPPORT, AND FUNDING FOR THE  
PERPETUAL STAFFING AND OPERATION OF THE AUTOMATED COURT  
MANAGEMENT SYSTEM."

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**Amendment No. 1 to House Bill No. 1353.**

Amend House Bill No. 1353 as originally introduced:

Amend House Bill No. 1353 as originally introduced:

Page 2, lines 33 and 34, delete "designated state agency" and substitute  
"Administrative Office of the Courts or the Information Network of Arkansas"

AND

Page 3, line 11, delete "designated state agency" and substitute  
"Administrative Office of the Courts or the Information Network of Arkansas"

AND

Page 3, line 16, delete "designated state agency" and substitute  
"Administrative Office of the Courts or the Information Network of Arkansas"

AND

Page 3, line 22, delete "designated state agency" and substitute  
"Administrative Office of the Courts or the Information Network of Arkansas"

AND

Page 3, delete lines 33 through 36, and substitute

"The quorum court of each county may establish an access fee not to exceed ten dollars (\$10.00) to be charged by the county official, agency, or department designated under § 16-13-709 as primarily responsible for the collection of fines assessed in a circuit court within that county for any electronic payment of a court-ordered fine by an approved credit card or debit card."



(3) The governing body or, if applicable and by mutual agreement, each governing body of a political subdivision that contributes to the expenses of a district court or the governing body of the city in which a city court is located, may establish an access fee not to exceed ten dollars (\$10.00) to be charged by the city or county official, agency, or department designated under § 16-13-709 as primarily responsible for the collection of fines assessed in that district court or city court for any electronic payment of a court-ordered fine by an approved credit card or debit card."

AND

Page 4, line 1, delete "(3) The fee provided for in subdivision (e)(2) of this section" and substitute "(4) The fee provided for in subdivisions (e)(2) and (e)(3) of this section"

AND

Delete Section 7 and substitute the following:

"SECTION 7. Arkansas Code Title 21, Chapter 6, Subchapter 4 is amended to add an additional section to read as follows:

21-6-416. Court clerks – Technology fees.

(a)(1) The court technology fee to be charged by the clerks of the Supreme Court, circuit courts, and district courts of this state shall be as prescribed in this section.

(2) No portion of the court technology fee shall be refunded.

(b) The court technology fee is as follows:

(1) For all civil actions and misdemeanors filed in either the Supreme Court or the Court of Appeals . . . . . \$15.00

(2) For initiating a cause of action in the civil, domestic relations, or probate division of circuit court, including appeals . . . 15.00

(3) For initiating a cause of action in the civil or small claims division of district court . . . . . 15.00

(c)(1) The fee provided under subsection (b)(1) of this section collected in the Supreme Court or the Court of Appeals shall be remitted by the clerk of the Supreme Court on or before the fifteenth day of each month to the Administration of Justice Funds Section of the Office of Administrative Services of the Department of Finance and Administration on a form provided by that office for deposit in the Judicial Fine Collection Enhancement Fund established by § 16-13-712.

(2) The fee provided under subsection (b)(2) and (b)(3) of this section collected in circuit court or district court shall be remitted by the county or city official, agency, or department designated under § 16-13-709 as primarily responsible for the collection of fines assessed in circuit court or district court on or before the fifteenth day of each month to the Administration of Justice Fund Section of the Office of Administrative Services of the Department of Finance and Administration, on a form provided by that office, for deposit in the Judicial Fine Collection Enhancement Fund established by § 16-13-712.

(d) No fee shall be charged or collected by the clerks of the circuit or district courts when the court by order, under Rule 72 of the Arkansas Rules of Civil Procedure, allows an indigent person to prosecute a cause of

action in forma pauperis.

(e) Prosecuting attorneys filing actions on behalf of the state, with the exception of child support cases, are exempt from paying fees under this section.

(f) Fees under this section shall not be charged or collected in cases brought in the circuit court under § 9-27-301 et seq. by a governmental entity or nonprofit corporation, including without limitation an attorney ad litem appointed in a dependency-neglect case or the Department of Human Services.

(g) As used in this section, "circuit court clerk" means the circuit clerk and with respect to probate matters any county clerk who serves as ex officio clerk of the probate division of the circuit court."

The Amendment was read \_\_\_\_\_  
By: Representative Wells  
BPG/BCS - 02-09-2009 16:25  
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Chief Clerk