

2 State of Arkansas  
3 89th General Assembly  
4 Regular Session, 2013

# A Bill

HOUSE BILL 1995

5  
6 By: Representative Steel

7 Filed with: Interim House Committee on Judiciary  
8 pursuant to A.C.A. §10-3-217.

## For An Act To Be Entitled

9  
10 AN ACT CONCERNING THE PORTION OF A DISTRICT COURT'S  
11 EXPENSES THAT ARE PAID BY A COUNTY, CITY, OR TOWN;  
12 AND FOR OTHER PURPOSES.

## Subtitle

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15 CONCERNING THE PORTION OF A DISTRICT  
16 COURT'S EXPENSES THAT ARE PAID BY A  
17 COUNTY, CITY, OR TOWN.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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23 SECTION 1. Arkansas Code § 16-17-115 is amended to read as follows:  
24 16-17-115. County's, town's, and city's portion of district court  
25 expenses – Appropriation. [Effective January 1, 2012.]

26 (a) Except as authorized otherwise or by local agreement, the county  
27 ~~wherein in which~~ a district court is held shall pay ~~one half (1/2) of the~~  
28 ~~salaries of the district judge and each chief court clerk of any district~~  
29 ~~court organized in that county under the provisions of § 16-17-901 et seq., a~~  
30 prorated amount based upon the number of county cases filed in the district  
31 court during the preceding calendar year for all operational expenses of the  
32 court and the quorum court in a county subject to the provisions of § 16-17-  
33 901 et seq. shall, at its annual meeting, make an appropriation of a sum  
34 sufficient to pay the county's proportion of the expenses of any such  
35 district court. These payments shall be made out of the district court cost  
36 fund and general revenues of the county.

1 (b)(1)(A) Except as authorized otherwise or by local agreement, the  
2 town or city in which a district court is held shall pay+

3 ~~(i) One half (1/2) of the salaries of the district~~  
4 ~~judge and the chief court clerk; and~~

5 ~~(ii) The operational expenses of the district court~~  
6 ~~organized in that town or city under the provisions of § 16-17-901 et seq.~~  
7 ~~unless otherwise agreed to by the political subdivisions which contribute to~~  
8 ~~the expenses of the district court.~~

9 ~~(B) The a prorated amount based upon the number of county~~  
10 ~~cases filed in the district court during the preceding calendar year for all~~  
11 ~~operational expenses of the court, and the governing body of the town or city~~  
12 ~~in a town or city subject to the provisions of § 16-17-901 et seq. shall make~~  
13 ~~at its annual meeting an appropriation of a sum sufficient to pay the town's~~  
14 ~~or city's proportion of the salaries and operational expenses of the any such~~  
15 ~~district court.~~

16 (2) These payments shall be made out of the district court cost  
17 fund and general revenues of the town or city.

18 (c)(1) Any town or city operating a city court on December 31, 2011,  
19 that becomes a department of a district court shall continue to pay the  
20 amount paid as the base salary of the city court judge to the district court  
21 judge who has assumed the responsibility of attending the former city court.

22 (2) The base salary to be paid to the district judge under  
23 subdivision (c)(1) of this section in calendar year 2012 and subsequent years  
24 shall be the amount paid by the city or town to the city court judge for the  
25 calendar year 2011.

26 (3) The local salary supplement described in subdivision (c)(1)  
27 of this section shall not be used when calculating any retirement benefit in  
28 the Arkansas District Judge Retirement System, § 24-8-801 et seq. [Repealed].

29 ~~(d)(1) A town or city operating a city court on December 31, 2011,~~  
30 ~~that becomes a department of district court shall continue to pay the salary~~  
31 ~~of the court clerk and provide for the operational expenses of that~~  
32 ~~department of district court unless otherwise agreed to by the political~~  
33 ~~subdivisions which contribute to the expenses of the district court.~~

34 ~~(2) Subdivision (d)(1) of this This section shall not apply to~~  
35 ~~any town or city which has abolished a department of district court pursuant~~  
36 ~~to state law.~~

1           (e) A district court operated solely by the county shall have the  
2 salaries and operational expenses of that court paid solely by the county  
3 unless otherwise agreed to by the political subdivisions which contribute to  
4 the expenses of the district court.

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7 Referred by the Arkansas House of Representatives

8 Prepared by: BPG/VJF  
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