

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Goodwin**
5
6

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO ESTABLISH STANDARDS FOR A PERSON CONTRACTING TO
9 PROVIDE CERTAIN SERVICES TO A MUNICIPAL COURT; AND FOR
10 OTHER PURPOSES."

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12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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14 SECTION 1. (a) If a municipal court, upon approval of the governing
15 body or governing bodies exercising control over the municipal court,
16 contracts with a person for the person to provide any of the following
17 services:

18 (1) probation services,

19 (2) pretrial supervised release programs,

20 (3) alternate sentencing programs, or

21 (4) the collection and enforcement of fines and costs,

22 then to insure the integrity of the court and to protect the city and county
23 officials, before services regulated by this section are rendered, the person
24 shall register with the Secretary of State and shall file with the Secretary
25 of State a surety bond or certificate of deposit.

26 (b) The amount of the surety bond or certificate of deposit shall be
27 fifty thousand dollars (\$50,000). The city or county or any person suffering
28 damage by reason of the acts or omissions of the person or an employee of the
29 person in the performance of services subject to this act may bring action on
30 the bond for damages.

31 (c) A person shall be ineligible to provide services subject to this
32 act if the person or an owner, operator, or any stockholder has been convicted
33 of a felony.

34 (d) For the purposes of this section "person" means any individual
35 corporation, partnership, firm, association or other business entity.

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SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4. All laws or parts of laws in conflict with this act are hereby repealed.

