

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Representative Dawson

# A Bill

HOUSE BILL 1617

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 24-8-303 TO AUTHORIZE  
9 MUNICIPALITIES LOCATED IN COUNTIES WITH A POPULATION  
10 BETWEEN TWENTY-FIVE THOUSAND (25,000) AND TWENTY-SIX  
11 THOUSAND (26,000) ACCORDING TO THE 1990 CENSUS TO INCREASE  
12 THE COURT COSTS PROVIDED BY THAT SECTION; AND FOR OTHER  
13 PURPOSES."

## Subtitle

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15 "TO AUTHORIZE MUNICIPALITIES LOCATED IN  
16 COUNTIES WITH A POPULATION BETWEEN  
17 25,000 AND 26,000 ACCORDING TO THE 1990  
18 CENSUS TO INCREASE CERTAIN COURT COSTS"  
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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 24-8-303 is amended to read as follows:

24 "§ 24-8-303. Source and collection of funds.

25 (a) To provide funds for the retirement benefits provided in this  
26 subchapter, costs, in addition to the costs now provided by law, shall be  
27 assessed as follows:

28 (1) A fee of one dollar (\$1.00) for entering upon the records of  
29 the court each conviction, plea of guilty, plea of nolo contendere, and bond  
30 forfeiture in misdemeanor, traffic violations cases for violation of state  
31 law or local ordinance, and city ordinance violation cases;

32 (2) A fee of twenty cents (\$.20) and, if approved by the local  
33 governing body, up to one dollar (\$1.00), for the issuance of each summons in  
34 a civil action; and

35 (3) The costs set forth in this subsection may be imposed at the

1 conclusion of any criminal case that does not end in an acquittal, dismissal,  
2 or, with the consent of the prosecution, a nolle prosequi, including, but not  
3 limited to, cases involving a suspended or probated sentence that at any time  
4 may be expunged or otherwise removed from the defendant's record.

5       (b)(1) In any municipality located in a county having a population of  
6 at least seventeen thousand five hundred (17,500) but not more than seventeen  
7 thousand nine hundred (17,900) according to the 1980 Federal Decennial  
8 Census, and in any municipality located in a county having a population of at  
9 least twenty-five thousand (25,000) but no more than twenty-six thousand  
10 (26,000) according to the 1990 Federal Decennial Census, the governing body  
11 of the municipality may, in lieu of the levy provided for in subsection (a)  
12 of this section, levy a fee of three dollars (\$3.00) for entering upon the  
13 records of the court each criminal case and each moving traffic violation and  
14 a fee of one dollar (\$1.00) for the issuance of each summons in a civil  
15 action.

16       (2) In any municipality located in a county having a population  
17 of at least twenty-four thousand three hundred (24,300) but not more than  
18 twenty-four thousand three hundred fifty (24,350) according to the 1990  
19 Federal Decennial Census, the governing body of the municipality may, in lieu  
20 of the levy provided for in subsection (a) of this section, levy a fee of  
21 seven dollars (\$7.00) for entering upon the records of the court each  
22 criminal case and each moving traffic violation and a fee of one dollar  
23 (\$1.00) for the issuance of each summons in a civil action.

24       (3) In any municipality located in a county having a population  
25 not to exceed seven thousand (7,000) according to the 1990 Federal Decennial  
26 Census, the governing body of the municipality and/or county may, in lieu of  
27 the levy provided for in subsection (a) of this section, levy a fee of seven  
28 dollars (\$7.00) for entering upon the records of the court each criminal case  
29 and each moving traffic violation and a fee of one dollar (\$1.00) for the  
30 issuance of each summons in a civil action.

31       (c) The costs provided for in this section shall be collected by the  
32 same persons and in the same manner as provided for the collection of costs  
33 in municipal courts. The costs shall be paid to the city treasurer, who shall  
34 place them into an account as provided in this subchapter, for the sole  
35 purpose of payment of retirement benefits as provided by this subchapter."

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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 and parts of laws in conflict with this act are hereby repealed.

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