

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

SENATE BILL 1035

4
5 By: Senator Malone
6
7

For An Act To Be Entitled

8
9 AN ACT TO REORGANIZE THE CLARK COUNTY DISTRICT
10 COURT; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT TO REORGANIZE THE CLARK COUNTY
14 DISTRICT COURT.
15
16

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
18

19 SECTION 1. Arkansas Code § 16-17-108(b), pertaining to the
20 Arkadelphia-Clark County District Court, is amended to read as follows:

21 (b)(1) The ~~Arkadelphia~~-Clark County District Court Judge shall receive
22 an annual salary of not less than fifty-three thousand five hundred dollars
23 (\$53,500) nor more than sixty thousand dollars (\$60,000), and the
24 ~~Arkadelphia~~-Clark County District Court Clerk shall receive an annual salary
25 of not less than twenty-eight thousand dollars (\$28,000) nor more than
26 twenty-nine thousand one hundred twenty dollars (\$29,120), such salaries to
27 be established annually by the Clark County Quorum Court. ~~Upon approval by~~
28 ~~the Clark County Quorum Court, the Arkadelphia Clark County District Court~~
29 ~~Judge may appoint one (1) deputy district clerk to receive a salary as~~
30 ~~established by the Clark County Quorum Court.~~

31 (2) The jurisdiction of the Clark County District Court is
32 coextensive with Arkadelphia District Court and each municipality in Clark
33 County.

34 (3) The Clark County District Court shall consist of the
35 district judge, a district clerk and several deputy clerks appointed by the
36 district judge, which clerks shall each have the authority to issue



1 misdeemeanor warrants of arrest upon approval of a city attorney, deputy
2 prosecuting attorney or the district judge, after receiving a sworn affidavit
3 of a citizen relating an offense having occurred in their respective
4 municipality. Terms of the appointment of these clerks shall run
5 concurrently with the term of the Clark County District Judge.

6 (4) All municipalities located in Clark County currently
7 maintaining a docket on the court agenda, as of the effective date of this
8 subdivision (b)(4), shall be a part of the Clark County District Court System
9 without further action on the part of the municipality. Any Clark County
10 municipality desiring to maintain a docket on the district court agenda may
11 do so by filing a resolution or ordinance with the district court clerk
12 requesting a docket on the court agenda.

13 (5) The annual budget of the Clark County District Court shall
14 be borne by Clark County and the participating municipalities of Clark
15 County. The share of Clark County and each participating municipality shall
16 be proportioned according to a three year average of the number of cases
17 maintained by each on the docket with the Clark County District Court. This
18 percentage shall be the share of the district court budget which Clark County
19 and the municipalities shall pay into the Clark County District Court account
20 maintained by Clark County, Arkansas. No municipality shall be liable for a
21 prorated share of the district court budget unless is shall maintain a docket
22 on the district court agenda.

23 (6) Clark County, Arkansas shall be the financial agent for the
24 payment of salaries, tax withholding, retirement plans, insurance benefits,
25 expenses and other financial management purposes under the district court
26 budget, notwithstanding that the district judge and the district clerk shall
27 also be considered employees of the City of Arkadelphia, Arkansas for the
28 purposes of participation in any retirement plan, insurance benefits, or
29 other beneficial programs allowed by law.

30 (7) The annual budget of the Clark County District Court shall
31 be approved by the district judge, Clark County Judge, the City Manager of
32 Arkadelphia and the mayors or city managers of each participating
33 municipality. The annual budget shall be submitted by the district judge to
34 the participating municipalities and Clark County, Arkansas by November 1 of
35 each calendar year. Upon approval of the budget, each participating
36 municipality and Clark County, Arkansas will pay into the Clark County

District Court account maintained by Clark County, Arkansas, fifty percent (50%) of its prorated share by April 15, and fifty percent (50%) of its prorated share by August 15 of each calendar year.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36