

State of Arkansas
86th General Assembly
Regular Session, 2007

A Bill

HOUSE BILL 2684

By: Representative T. Bradford

For An Act To Be Entitled

AN ACT TO AMEND ARKNASAS CODE § 12-41-505 TO
PROVIDE FOR COLLECTION OF POST-CONVICTION
EXPENSES OF INCARCERATION FOR MISDEMEANORS AND
VIOLATIONS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND ARKNASAS CODE § 12-41-505 TO
PROVIDE FOR COLLECTION OF POST-
CONVICTION EXPENSES OF INCARCERATION FOR
MISDEMEANORS AND VIOLATIONS.

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

SECTION 1. Arkansas Code § 12-41-505, as amended by Act 117 of 2007,
is amended to add an additional subsection to read as follows:

12-41-505. Expenses and support.

(a)(1) Every person who may be committed to the common jail of the
county by lawful authority for any criminal offense or misdemeanor, if he or
she shall be convicted, shall pay the expenses in carrying him or her to jail
and also for his or her support from the day of his or her initial
incarceration for the whole time he or she remains there.

(2) The expenses which accrue shall be paid as directed in the
act regulating criminal proceedings.

(b)(1) A person convicted of a felony or a Class A misdemeanor shall
be assessed a booking and administration fee of twenty dollars (\$20.00).

(2)(A) The booking and administration fee described in
subdivision (b)(1) of this section shall be assessed upon the conviction of a



1 defendant and included in the judgment of conviction entered by the court.

2 (B) If a court suspends imposition of sentence on a
3 defendant or places him or her on probation and does not enter a judgment of
4 conviction, the court shall impose the booking and administration fee as a
5 cost.

6 (3) The booking and administration fee assessed under
7 subdivision (b)(1) of this section shall be deposited into a special fund
8 within the county treasury to be used exclusively for the maintenance,
9 operation, and capital expenditures of a county jail or regional detention
10 facility.

11 (c) The property of the person shall be subject to the payment of the
12 expenses and the booking and administration fee.

13 (d) Every person who is committed to the common jail of the county by
14 lawful authority for failure to comply with an order of a court constituting
15 willful nonpayment of a fine or for any other offense constituting failure to
16 comply with an order of a court is liable for the expenses in carrying him or
17 her to jail and also for his or her support from the day of his or her
18 initial incarceration for the whole time he or she remains there.

19 (e)(1) In order to collect the expenses described in subsection (d) of
20 this section, a city or county shall file documentation of the expenses with
21 the court that issued the order described in subsection (d) of this section.

22 (2) Upon filing with the court, the documentation of the
23 expenses described in subdivision (e)(1) of this section constitutes a
24 judgment against the person and may be collected by any means that a civil
25 judgment may be collected.