

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 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1324

4  
5 By: Representatives Overbey, T. Baker, Pyle

## For An Act To Be Entitled

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9 AN ACT TO AMEND ARKANSAS CODE § 16-17-707 TO  
10 REMOVE LANGUAGE LIMITING DISBURSEMENT OF FINES  
11 FROM DISTRICT COURTS; AND FOR OTHER PURPOSES.

## Subtitle

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14 AN ACT TO AMEND ARKANSAS CODE § 16-17-  
15 707 TO REMOVE LANGUAGE LIMITING  
16 DISBURSEMENT OF FINES FROM DISTRICT  
17 COURTS.

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

21  
22 SECTION 1. Arkansas Code § 16-17-707(a) [Effective until January 1,  
23 2012], concerning district court accounting records, is amended to read as  
24 follows:

25 (a) The district court clerk shall keep three (3) separate accounting  
26 records of all fines, penalties, forfeitures, fees, and costs received by him  
27 or her for any of the officers of the town, city, or county, as provided in  
28 this subchapter:

29 (1) The first class of accounting records shall embrace all sums  
30 collected in the district court in all nontraffic cases which are  
31 misdemeanors or violations of the town or city ordinances and all cases which  
32 are misdemeanors or violations under state law or traffic offenses which are  
33 misdemeanors or violations under state law or town or city ordinance  
34 committed within the corporate limits of the town or city ~~where the court~~  
35 ~~sits~~, where the arresting officer was a police officer or other officer of  
36 the town or city, a Department of Arkansas State Police officer or other



1 certified law enforcement officer of the state, or an officer of a private or  
 2 public college or university located within the corporate limits of the town  
 3 or city ~~where the court sits~~;

4 (2) The second class of accounting records shall embrace all  
 5 sums collected in the district court in all nontraffic cases which are  
 6 misdemeanors or violations of county ordinances or are misdemeanors or  
 7 violations of any of the laws of the state where the arresting officer was  
 8 the county sheriff or a deputy sheriff or was not a police officer or other  
 9 officer of the town or city ~~where the court sits~~, and the offense was  
 10 committed outside the corporate limits of the town or city ~~where the court~~  
 11 ~~sits~~, and in all other criminal or traffic proceedings not specifically  
 12 enumerated in this section; and

13 (3)(A) The third class of accounting records shall embrace all  
 14 sums collected in the district court in all civil and small claims cases.

15 (B) The uniform filing fee collected under § 16-17-705  
 16 shall be remitted to the city administration of justice fund.

17 (C) The uniform court costs collected under § 16-10-305  
 18 shall be remitted to the city administration of justice fund.

19 (D) All other fees shall be disbursed to the treasurers of  
 20 the political subdivisions which contribute to the expense of the district  
 21 court in accordance with a written agreement ~~between~~ among the political  
 22 subdivisions.

23  
 24 SECTION 2. Arkansas Code § 16-17-707(a) [Effective January 1, 2012],  
 25 concerning district court accounting records, is amended to read as follows:

26 (a) The district court clerk shall keep three (3) separate accounting  
 27 records of all fines, penalties, forfeitures, fees, and costs received by him  
 28 or her for any of the officers of the town, city, or county, as provided in  
 29 this subchapter:

30 (1) The first class of accounting records shall embrace all sums  
 31 collected in the district court in all nontraffic cases which are  
 32 misdemeanors or violations of the town or city ordinances and all cases which  
 33 are misdemeanors or violations under state law or traffic offenses which are  
 34 misdemeanors or violations under state law or town or city ordinance  
 35 committed within the corporate limits of the town or city ~~where the court~~  
 36 ~~sits~~, where the arresting officer was a police officer or other officer of

1 the town or city, a Department of Arkansas State Police officer or other  
2 certified law enforcement officer of the state, or an officer of a private or  
3 public college or university located within the corporate limits of the town  
4 or city ~~where the court sits~~;

5 (2) The second class of accounting records shall embrace all  
6 sums collected in the district court in all nontraffic cases which are  
7 misdemeanors or violations of county ordinances or are misdemeanors or  
8 violations of any of the laws of the state where the arresting officer was  
9 the county sheriff or a deputy sheriff or was not a police officer or other  
10 officer of the town or city ~~where the court sits~~, and the offense was  
11 committed outside the corporate limits of the town or city ~~where the court~~  
12 ~~sits~~, and in all other criminal or traffic proceedings not specifically  
13 enumerated in this section; and

14 (3)(A) The third class of accounting records shall embrace all  
15 sums collected in the district court in all civil and small claims cases.

16 (B) The uniform filing fee collected under § 16-17-705  
17 shall be remitted to the city administration of justice fund.

18 (C) The uniform court costs collected under § 16-10-305  
19 shall be remitted to the city administration of justice fund.

20 (D) All other fees shall be disbursed to the treasurers of  
21 the political subdivisions which contribute to the expense of the district  
22 court in accordance with a written agreement between the political  
23 subdivisions.

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