

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
4

A Bill

HOUSE BILL 1467

5 By: Representative Everett
6
7

For An Act To Be Entitled

9 AN ACT TO INCREASE THE MINIMUM AND MAXIMUM
10 COMPENSATION FOR ELECTED COUNTY OFFICERS; AND FOR
11 OTHER PURPOSES.
12

Subtitle

13 TO INCREASE THE MINIMUM AND MAXIMUM
14 COMPENSATION FOR ELECTED COUNTY
15 OFFICERS.
16
17
18

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

21 SECTION 1. Arkansas Code § 14-14-1204 is amended to read as follows:
22 14-14-1204. Compensation of elected county officers.

23 (a) The quorum court of each county shall fix by ordinance the annual
24 salaries of the following county officers within the minimums and maximums
25 provided in this section:

- 26 (1) The county judge;
- 27 (2) The sheriff and ex officio collector of taxes;
- 28 (3) The collector of taxes, where established by law;
- 29 (4) The circuit clerk;
- 30 (5) The county clerk, where established by law;
- 31 (6) The assessor;
- 32 (7) The treasurer;
- 33 (8) The coroner; and
- 34 (9) The surveyor.

35 (b) For purposes of determining the salaries of the elected county
36 officers, unless otherwise specifically provided in this section, the



1 counties shall be classified on the basis of population, as determined by the
 2 preceding federal decennial census, according to the following
 3 classifications:

4	5 Classification	6 Population
	7 -----	8 -----
9	Class 1	0 to 9,999
10	Class 2	10,000 to 19,999
11	Class 3	20,000 to 29,999
12	Class 4	30,000 to 49,999
13	Class 5	50,000 to 69,999
14	Class 6	70,000 to 199,999
15	Class 7	200,000 and above

16 (c)(1) The annual salary of a county judge shall be in compensation
 17 for his or her services as the executive and administrator for the county, as
 18 judge of the county court, as judge of the court of common pleas, where
 19 established, as presiding officer of the quorum court, and for all other
 20 services performed as provided by the Arkansas Constitution, by law, or by
 21 county ordinance.

22 (2) The minimum and maximum salaries per annum of the county
 23 judge of a county shall be as follows:

24	25 Classification	26 Salary Per Annum
	27 -----	28 -----
29	Class 1	not less than \$29,000 <u>\$30,000</u>
30		nor more than \$71,640 <u>\$74,640</u>
31	Class 2	not less than \$30,000 <u>\$31,000</u>
32		nor more than \$73,095 <u>\$76,095</u>
33	Class 3	not less than \$31,000 <u>\$32,000</u>
34		nor more than \$74,550 <u>\$77,550</u>
35	Class 4	not less than \$32,000 <u>\$33,000</u>
36		nor more than \$76,005 <u>\$79,005</u>
	Class 5	not less than \$33,000 <u>\$34,000</u>
		nor more than \$77,459 <u>\$80,459</u>
	Class 6	not less than \$34,000 <u>\$35,000</u>
		nor more than \$83,278 <u>\$86,278</u>

1 Class 7 not less than ~~\$35,000~~ \$36,000
 2 nor more than ~~\$96,223~~ \$99,223

3 (d)(1)(A) The annual salary of a sheriff shall be compensation for
 4 services as a law enforcement officer, as the supervisor of the county jail,
 5 as custodian of persons accused or convicted of crimes, as an officer of the
 6 circuit court or county court, as the ex officio county tax collector and
 7 delinquent tax collector in those counties where that office is combined with
 8 the office of sheriff, and for all other services performed as provided by
 9 the Arkansas Constitution, by law, or by county ordinance.

10 (B) In any county in which the offices of sheriff and
 11 collector are combined into a single office, the maximum and minimum salaries
 12 ~~of the county for that office in the appropriate county classification~~ shall
 13 be ~~one thousand three hundred ninety two dollars (\$1,392) greater than those~~
 14 ~~prescribed for the appropriate class of county in subdivision (d)(2) of this~~
 15 ~~section, with the additional sum of one thousand three hundred ninety two~~
 16 ~~dollars (\$1,392) being paid to all combined sheriffs and collectors.~~
 17 increased by the following amounts:

<u>Classification</u>	<u>Additional Salary</u>
-----	-----
21 <u>Class 1</u>	<u>\$1,500</u>
22 <u>Class 2</u>	<u>\$1,500</u>
23 <u>Class 3</u>	<u>\$2,500</u>
24 <u>Class 4</u>	<u>\$2,500</u>
25 <u>Class 5</u>	<u>\$3,000</u>
26 <u>Class 6</u>	<u>\$3,000</u>
27 <u>Class 7</u>	<u>\$4,000</u>

28 (2) The minimum and maximum salaries per annum of the sheriff of
 29 a county shall be as follows:

Classification	Salary Per Annum
-----	-----
33 Class 1	not less than \$29,000 <u>\$30,000</u>
34	nor more than \$71,640 <u>\$74,640</u>
35 Class 2	not less than \$30,000 <u>\$31,000</u>
36	nor more than \$73,095 <u>\$76,095</u>

1	Class 3	not less than \$31,000	<u>\$32,000</u>
2		nor more than \$74,550	<u>\$77,550</u>
3	Class 4	not less than \$32,000	<u>\$33,000</u>
4		nor more than \$76,005	<u>\$79,005</u>
5	Class 5	not less than \$33,000	<u>\$34,000</u>
6		nor more than \$77,459	<u>\$80,459</u>
7	Class 6	not less than \$34,000	<u>\$35,000</u>
8		nor more than \$83,278	<u>\$86,278</u>
9	Class 7	not less than \$35,000	<u>\$36,000</u>
10		nor more than \$96,223	<u>\$99,223</u>

11 (e)(1) In those counties where the office of county tax collector has
 12 been separated from the office of sheriff, the annual salary of a county tax
 13 collector shall be in compensation for services as tax collector and
 14 delinquent tax collector and for all other services performed as provided by
 15 the Arkansas Constitution, by law, or by county ordinance.

16 (2) The minimum and maximum salaries per annum of the county tax
 17 collector in those counties where the office has been separated from the
 18 office of sheriff shall be as follows:

20	Classification	Salary Per Annum	
21	-----	-----	
22	Class 1	not less than \$26,000	<u>\$27,000</u>
23		nor more than \$67,276	<u>\$70,276</u>
24	Class 2	not less than \$27,000	<u>\$28,000</u>
25		nor more than \$68,731	<u>\$71,731</u>
26	Class 3	not less than \$28,000	<u>\$29,000</u>
27		nor more than \$70,186	<u>\$73,186</u>
28	Class 4	not less than \$29,000	<u>\$30,000</u>
29		nor more than \$71,640	<u>\$74,640</u>
30	Class 5	not less than \$30,000	<u>\$31,000</u>
31		nor more than \$73,095	<u>\$76,095</u>
32	Class 6	not less than \$31,000	<u>\$32,000</u>
33		nor more than \$77,459	<u>\$80,459</u>
34	Class 7	not less than \$32,000	<u>\$33,000</u>
35		nor more than \$80,369	<u>\$93,404</u>

36 (f)(1)(A) The annual salary of a county and probate clerk shall be in

1 compensation for his or her services as county clerk, probate clerk, clerk of
 2 the county court, clerk of the quorum court, registrar of voters, and for all
 3 other services performed as provided by the Arkansas Constitution, by law, or
 4 by county ordinance.

5 (B) In those counties where the office of county and
 6 probate clerk is combined with the office of circuit clerk and ex officio
 7 recorder, the salary shall be as provided in this section.

8 (C) In those counties where the office of county and
 9 probate clerk is combined with the office of circuit clerk and ex officio
 10 recorder, the minimum and maximum salaries for that office in the appropriate
 11 county classification shall be ~~one thousand three hundred ninety two dollars~~
 12 ~~(\$1,392) greater than those prescribed for the appropriate class of county in~~
 13 ~~subdivision (f)(2) of this section, with the additional sum of one thousand~~
 14 ~~three hundred ninety two dollars (\$1,392) being paid to all combined county~~
 15 ~~and probate clerks and circuit clerks and ex officio recorders.~~ increased by
 16 the following amounts:

<u>Classification</u>	<u>Additional Salary</u>
-----	-----
<u>Class 1</u>	<u>\$1,500</u>
<u>Class 2</u>	<u>\$1,500</u>
<u>Class 3</u>	<u>\$2,500</u>
<u>Class 4</u>	<u>\$2,500</u>
<u>Class 5</u>	<u>\$3,000</u>
<u>Class 6</u>	<u>\$3,000</u>
<u>Class 7</u>	<u>\$4,000</u>

27 (2) The minimum and maximum salaries per annum of the county and
 28 probate clerk of a county shall be as follows:

<u>Classification</u>	<u>Salary Per Annum</u>
-----	-----
Class 1	not less than \$26,000 <u>\$27,000</u>
	nor more than \$67,276 <u>\$70,276</u>
Class 2	not less than \$27,000 <u>\$28,000</u>
	nor more than \$68,731 <u>\$71,731</u>
Class 3	not less than \$28,000 <u>\$29,000</u>

1		nor more than \$70,186 <u>\$73,186</u>
2	Class 4	not less than \$29,000 <u>\$30,000</u>
3		nor more than \$71,640 <u>\$74,640</u>
4	Class 5	not less than \$30,000 <u>\$31,000</u>
5		nor more than \$73,095 <u>\$76,095</u>
6	Class 6	not less than \$31,000 <u>\$32,000</u>
7		nor more than \$77,459 <u>\$80,459</u>
8	Class 7	not less than \$32,000 <u>\$33,000</u>
9		nor more than \$80,369 <u>\$93,404</u>

10 (g)(1)(A) The annual salary of a circuit clerk and ex officio recorder
 11 shall be in compensation for his or her services as clerk of the circuit
 12 court, as ex officio recorder, and for all other services performed as
 13 provided by the Arkansas Constitution, by law, or by county ordinance.

14 (B) In those counties where the office of circuit clerk and
 15 ex officio recorder is combined with the office of county and probate clerk,
 16 the minimum and maximum salaries for that office in the appropriate county
 17 classification shall be ~~one thousand three hundred ninety two dollars~~
 18 ~~(\$1,392) greater than those prescribed for the appropriate class of county in~~
 19 ~~subdivision (g)(2) of this section, with the additional sum of one thousand~~
 20 ~~three hundred ninety two dollars (\$1,392) being paid to all combined circuit~~
 21 ~~clerks and ex officio recorders and county and probate clerks, increased by~~
 22 the following amounts:

24 <u>Classification</u>	<u>Additional Salary</u>
25 -----	-----
26 <u>Class 1</u>	<u>\$1,500</u>
27 <u>Class 2</u>	<u>\$1,500</u>
28 <u>Class 3</u>	<u>\$2,500</u>
29 <u>Class 4</u>	<u>\$2,500</u>
30 <u>Class 5</u>	<u>\$3,000</u>
31 <u>Class 6</u>	<u>\$3,000</u>
32 <u>Class 7</u>	<u>\$4,000</u>

33 (2) The minimum and maximum salaries per annum of the circuit
 34 clerk and ex officio recorder of a county shall be as follows:

36 Classification	Salary Per Annum
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1	-----	-----
2	Class 1	not less than \$26,000 <u>\$27,000</u>
3		nor more than \$67,276 <u>\$70,276</u>
4	Class 2	not less than \$27,000 <u>\$28,000</u>
5		nor more than \$68,731 <u>\$71,731</u>
6	Class 3	not less than \$28,000 <u>\$29,000</u>
7		nor more than \$70,186 <u>\$73,186</u>
8	Class 4	not less than \$29,000 <u>\$30,000</u>
9		nor more than \$71,640 <u>\$74,640</u>
10	Class 5	not less than \$30,000 <u>\$31,000</u>
11		nor more than \$73,095 <u>\$76,095</u>
12	Class 6	not less than \$31,000 <u>\$32,000</u>
13		nor more than \$77,459 <u>\$80,459</u>
14	Class 7	not less than \$32,000 <u>\$33,000</u>
15		nor more than \$80,369 <u>\$93,404</u>

16 (h)(1)(A) The annual salary of a county assessor shall be in
 17 compensation for all services performed as county assessor, appraiser, and as
 18 provided by the Arkansas Constitution, by law, or by county ordinance.

19 (B) In any county in which the offices of assessor and
 20 collector are combined into a single office, the maximum and minimum salaries
 21 of the county assessor and collector in the appropriate county classification
 22 shall be ~~one thousand three hundred ninety two dollars (\$1,392)~~ greater than
 23 ~~those prescribed for the appropriate class of county in subdivision (h)(2) of~~
 24 ~~this section, with the additional sum of one thousand three hundred ninety-~~
 25 ~~two dollars (\$1,392) being paid to all combined assessors and collectors.~~
 26 increased by the following amounts:

28	<u>Classification</u>	<u>Additional Salary</u>
29	-----	-----
30	<u>Class 1</u>	<u>\$1,500</u>
31	<u>Class 2</u>	<u>\$1,500</u>
32	<u>Class 3</u>	<u>\$2,500</u>
33	<u>Class 4</u>	<u>\$2,500</u>
34	<u>Class 5</u>	<u>\$3,000</u>
35	<u>Class 6</u>	<u>\$3,000</u>
36	<u>Class 7</u>	<u>\$4,000</u>

(2) The minimum and maximum salaries per annum of the county assessor of a county shall be as follows:

Classification	Salary Per Annum
-----	-----
Class 1	not less than \$26,000 <u>\$27,000</u>
	nor more than \$67,276 <u>\$70,276</u>
Class 2	not less than \$27,000 <u>\$28,000</u>
	nor more than \$68,731 <u>\$71,731</u>
Class 3	not less than \$28,000 <u>\$29,000</u>
	nor more than \$70,186 <u>\$73,186</u>
Class 4	not less than \$29,000 <u>\$30,000</u>
	nor more than \$71,640 <u>\$74,640</u>
Class 5	not less than \$30,000 <u>\$31,000</u>
	nor more than \$73,095 <u>\$76,095</u>
Class 6	not less than \$31,000 <u>\$32,000</u>
	nor more than \$77,459 <u>\$80,459</u>
Class 7	not less than \$32,000 <u>\$33,000</u>
	nor more than \$80,369 <u>\$93,404</u>

(i)(1)(A) The annual salary of a county treasurer shall be in compensation for all services performed as provided by the Arkansas Constitution, by law, or by county ordinance.

(B) In any county in which the offices of treasurer and collector are combined into a single office, the maximum and minimum salaries of the county treasurer and collector in the appropriate county classification shall be ~~one thousand three hundred ninety two dollars (\$1,392)~~ greater than those prescribed for the appropriate class of county in subdivision (i)(1) of this section, with the additional sum of one thousand three hundred ninety two dollars (~~\$1,392~~) being paid to all combined ~~treasurers and collectors.~~ increased by the following amounts:

<u>Classification</u>	<u>Additional Salary</u>
-----	-----
<u>Class 1</u>	<u>\$1,500</u>
<u>Class 2</u>	<u>\$1,500</u>
<u>Class 3</u>	<u>\$2,500</u>

1	<u>Class 4</u>	<u>\$2,500</u>
2	<u>Class 5</u>	<u>\$3,000</u>
3	<u>Class 6</u>	<u>\$3,000</u>
4	<u>Class 7</u>	<u>\$4,000</u>

5 (2) The minimum and maximum salaries per annum for the county
 6 treasurer of a county shall be as follows:

8	Classification		Salary Per Annum
9	-----		-----
10	Class 1	not less than \$26,000	<u>\$27,000</u>
11		nor more than \$67,276	<u>\$70,276</u>
12	Class 2	not less than \$27,000	<u>\$28,000</u>
13		nor more than \$68,731	<u>\$71,731</u>
14	Class 3	not less than \$28,000	<u>\$29,000</u>
15		nor more than \$70,186	<u>\$73,186</u>
16	Class 4	not less than \$29,000	<u>\$30,000</u>
17		nor more than \$71,640	<u>\$74,640</u>
18	Class 5	not less than \$30,000	<u>\$31,000</u>
19		nor more than \$73,095	<u>\$76,095</u>
20	Class 6	not less than \$31,000	<u>\$32,000</u>
21		nor more than \$77,459	<u>\$80,459</u>
22	Class 7	not less than \$32,000	<u>\$33,000</u>
23		nor more than \$80,369	<u>\$93,404</u>

24 (j)(1) The compensation of a county coroner shall be for all services
 25 performed as provided by the Arkansas Constitution, by law, or by county
 26 ordinance.

27 (2) The minimum and maximum salaries per annum of the county
 28 coroner of a county shall be as follows:

30	Classification		Salary Per Annum
31	-----		-----
32	Class 1	not less than \$3,472	<u>\$3,802</u>
33		nor more than \$12,000	<u>\$12,990</u>
34	Class 2	not less than \$3,972	<u>\$4,302</u>
35		nor more than \$13,000	<u>\$13,990</u>
36	Class 3	not less than \$4,473	<u>\$4,803</u>

1		nor more than \$16,000 <u>\$16,990</u>
2	Class 4	not less than \$4,973 <u>\$5,303</u>
3		nor more than \$30,000 <u>\$30,990</u>
4	Class 5	not less than \$5,470 <u>\$5,800</u>
5		nor more than \$40,000 <u>\$40,900</u>
6	Class 6	not less than \$5,970 <u>\$6,300</u>
7		nor more than \$48,000 <u>\$48,990</u>
8	Class 7	not less than \$30,000 <u>\$33,000</u>
9		nor more than \$70,000 <u>\$93,404</u>

10 (k) Compensation of the county surveyor shall be fixed by the quorum
11 court.

12
13 SECTION 2. Arkansas Code § 14-14-1205 is amended to read as follows:
14 14-14-1205. Compensation of township officers.

15 (a)(1)(A) The per diem compensation for justices of the peace
16 attending any official, regular, special, or committee meeting of a quorum
17 court shall be fixed by ordinance in each county.

18 (B) The per diem compensation of justices shall ~~be not be~~
19 less than one hundred twenty-five dollars (\$125) per diem for each regular
20 meeting nor exceed:

21 (i) ~~Seven thousand five hundred thirty four dollars~~
22 ~~(\$7,534)~~ Eight thousand seven hundred thirty-four dollars (\$8,734) per
23 calendar year in counties having a population of less than seventy thousand
24 (70,000);

25 (ii) ~~Nine thousand one hundred seventy six dollars~~
26 ~~(\$9,176)~~ Ten thousand three hundred seventy-six dollars (\$10,376) per
27 calendar year in counties having a population of at least seventy thousand
28 (70,000) and less than two hundred thousand (200,000); and

29 (iii) ~~Twelve thousand one hundred nineteen dollars~~
30 ~~(\$12,119)~~ Thirteen thousand three hundred nineteen dollars (\$13,319) per
31 calendar year in counties having a population of two hundred thousand
32 (200,000) or more.

33 (2) Per Diem Compensation Defined. (A) Per diem compensation is
34 defined as a per calendar day allowance, exclusive of allowable expenses,
35 which shall be paid to a justice for attending meetings of the county quorum
36 court. This compensation shall be based on attending meetings of a quorum

1 court during any single calendar day without regard to the duration of the
2 meetings.

3 (B) However, a member of the quorum court may receive per
4 diem compensation for one (1) meeting per year for which the member is absent
5 due to an emergency or for personal reasons.

6 (3) In addition to any other compensation expense reimbursement
7 or expense allowances provided members of the quorum court, counties may
8 provide medical insurance coverage for members of the quorum court.

9 (b) Justices of the Peace Serving in Judicial Capacity. The
10 compensation of all justices of the peace serving in a judicial capacity
11 shall be fixed by ordinance of the quorum court in each county. This basis
12 of compensation shall not be computed on a percentage of the dollar amount of
13 fines levied by a justice of the peace.

14 (c) Justice of the Peace as County Employee or Deputy. ~~No~~ A justice
15 of the peace shall not receive compensation as a county employee or deputy,
16 nor shall any justice receive compensation or expenses from funds
17 appropriated by the quorum court for any services performed within the
18 county, other than as provided by this subchapter.

19 (d) Constables. The compensation of all constables serving in any
20 official capacity established by law shall be fixed by ordinance of the
21 quorum court in each county.

22
23 SECTION 3. Arkansas Code Title 14, Chapter 14, Subchapter 12 is
24 amended to add an additional section to read as follows:

25 14-14-1210. Cost-of-living adjustment.

26 (a) Beginning January 1, 2011, and on each January 1 thereafter, three
27 percent (3%) per annum shall be added to the minimum and maximum salaries and
28 per diems of elected county officers as a cost-of-living adjustment.

29 (b) Beginning September 1, 2010, and on each September 1 thereafter,
30 the Association of Arkansas Counties shall provide each county and the
31 Division of Legislative Audit with a schedule of the minimum and maximum
32 salaries and per diems of elected county officers with the added cost-of-
33 living adjustment for the following year.

34
35
36