

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

HCR 1010

4
5 By: Representative Maloch
6 By: Senator D. Johnson

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9 **HOUSE CONCURRENT RESOLUTION**

10 REQUESTING THE CONGRESS OF THE UNITED STATES TO
11 IMMEDIATELY INTRODUCE AND PASS LEGISLATION TO
12 IMPLEMENT A COURT FEE INTERCEPT PROGRAM SIMILAR
13 TO THAT PROPOSED IN H.R. 6172 AND S.1287 IN THE
14 110TH CONGRESS.

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17 **Subtitle**

18 REQUESTING THE CONGRESS OF THE UNITED
19 STATES TO IMMEDIATELY INTRODUCE AND PASS
20 LEGISLATION TO IMPLEMENT A COURT FEE
21 INTERCEPT PROGRAM SIMILAR TO THAT
22 PROPOSED IN H.R. 6172 AND S.1287 IN THE
23 110TH CONGRESS.

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26 WHEREAS, there are millions of dollars in unpaid restitution, fines,
27 fees, and penalties ordered by Arkansas state courts; and

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29 WHEREAS, significant amounts of these court-ordered financial
30 obligations are willfully ignored; and

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32 WHEREAS, a United States Treasury Offset Program allows the federal
33 income tax refund interception of federal and state tax debt, Temporary
34 Assistance to Needy Families (TANF) and non-TANF child support debt, and
35 Federal agency non-tax debt; and



1 WHEREAS, providing federal authorization to intercept federal tax
2 refunds to pay overdue state court-ordered financial obligations will
3 increase the enforcement of court orders and by doing so increase the
4 collections of court-ordered fines, fees, and victim restitution; and
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6 WHEREAS, authorizing these intercepts would not affect the federal
7 budget, because it would authorize intercepts on refunds that would otherwise
8 be returned to individuals who owe these obligations; and
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10 WHEREAS, the increased collection of court-ordered fines will benefit
11 victims of crime, first responder public safety training programs, criminal
12 investigations, local court programs, and Arkansas's counties and cities
13 during these extraordinary challenging economic times; and
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15 WHEREAS, the collection of court-imposed penalties, fines, fees, and
16 restitution surcharges through a tax refund offset mechanism will contribute
17 positively to the public trust and confidence in the judicial system,
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19 NOW THEREFORE,

20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE EIGHTY-
21 SEVENTH GENERAL ASSEMBLY OF THE STATES OF ARKANSAS:
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23 That the Congress of the United States is respectfully urged to
24 immediately introduce and pass legislation to implement a court fee intercept
25 program similar to that proposed in H.R. 6172 and S.1287 in the 110th
26 Congress.
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28 BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to
29 the President of the United States, the leadership of the United States
30 Congress, and the Secretary of the Treasury.
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