

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.

Act 117 of the Regular Session

1 State of Arkansas

As Engrossed: H1/19/07 S2/5/07

2 86th General Assembly

A Bill

3 Regular Session, 2007

HOUSE BILL 1022

4
5 By: Representatives Sample, *Dunn, Hall, Saunders, Shelby, Allen, T. Bradford, E. Brown, J. Brown,*
6 *Burkes, Burris, Cheatham, Cook, Cornwell, L. Cowling, Davis, Dickinson, L. Evans, Flowers, Gaskill,*
7 *George, Glidewell, Hoyt, D. Hutchinson, Jeffrey, King, Lovell, Moore, Norton, Overbey, Pate, Patterson,*
8 *Pennartz, Powers, S. Prater, Pyle, Ragland, Reep, Reynolds, J. Roebuck, Stewart, Wagner, Walters,*
9 *Webb, Wells, Woods, Wyatt*

10 By: Senator T. Smith

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13 **For An Act To Be Entitled**

14 AN ACT TO IMPOSE A BOOKING AND ADMINISTRATION FEE
15 IN CERTAIN CASES FOR THE SUPPORT OF COUNTY JAILS
16 OR REGIONAL DETENTION FACILITIES; AND FOR OTHER
17 PURPOSES.

18
19 **Subtitle**

20 AN ACT TO IMPOSE A BOOKING AND
21 ADMINISTRATION FEE IN CERTAIN CASES FOR
22 THE SUPPORT OF COUNTY JAILS OR REGIONAL
23 DETENTION FACILITIES.

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

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28 SECTION 1. Arkansas Code § 12-41-505 is amended to read as follows:

29 12-41-505. Expenses and support.

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

35 ~~(b)~~(2) The expenses which accrue shall be paid as directed in



1 the act regulating criminal proceedings.

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

4 (2)(A) The booking and administration fee described in
5 subdivision (b)(1) of this section shall be assessed upon the conviction of a
6 defendant and included in the judgment of conviction entered by the court.

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

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

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

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19 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
20 General Assembly of the State of Arkansas that county jails and regional
21 detention facilities in this state lack sufficient operating funds; that the
22 revenue derived as a result of this act will be used exclusively for the
23 maintenance, operation, and capital expenditures of county jails and regional
24 detention facilities, and that this act is necessary because the immediate
25 collection of booking and administration fees will enable county jails and
26 regional detention facilities to expedite efforts to increase the efficient
27 administration of justice. Therefore, an emergency is declared to exist and
28 this act being necessary for the preservation of the public peace, health,
29 and safety shall become effective on:

30 (1) The date of its approval by the Governor;

31 (2) If the bill is neither approved nor vetoed by the Governor,
32 the expiration of the period of time during which the Governor may veto the
33 bill; or

34 (3) If the bill is vetoed by the Governor and the veto is
35 overridden, the date the last house overrides the veto.

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/s/ Samp

APPROVED: 2/16/2007e