

State of Arkansas  
95th General Assembly  
Regular Session, 2025

## A Bill

SENATE BILL 549

By: Senator G. Leding  
By: Representative Womack

Filed with: Senate Committee on Judiciary  
pursuant to A.C.A. §10-3-217.

### For An Act To Be Entitled

AN ACT TO ENSURE THAT MANDATED COSTS AND FEES PAID BY  
A DEFENDANT IN A CRIMINAL CASE SHALL BE REFUNDED UPON  
AN ACQUITTAL, A DISMISSAL, OR AN ORDER OF NOLLE  
PROSEQUI; AND FOR OTHER PURPOSES.

### Subtitle

TO ENSURE THAT MANDATED COSTS AND FEES  
PAID BY A DEFENDANT IN A CRIMINAL CASE  
SHALL BE REFUNDED UPON AN ACQUITTAL, A  
DISMISSAL, OR AN ORDER OF NOLLE  
PROSEQUI.

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

SECTION 1. Arkansas Code Title 16, Chapter 92, Subchapter 1, is  
amended to add an additional section to read as follows:

16-92-107. Mandated costs and fees – Defendant refunded – Definition.

(a) As used in this section, "mandated costs and fees" includes  
without limitation any sum that is required to be paid by the defendant that  
is associated with being subject to a prosecution, including without  
limitation court filing costs and fees, service costs and fees, ignition  
interlock device costs and fees, pretrial supervision costs and fees, and  
ankle monitor costs and fees.

(b) Any mandated costs and fees paid by a defendant in a criminal case

1 shall be refunded to the defendant if:

2 (1) He or she is acquitted of the charge or charges; or

3 (2) The charge or charges are otherwise dismissed or an order of  
4 nolle prosequi is entered.

5 (c) If a defendant is acquitted of one (1) or more charges or if an  
6 order of dismissal or nolle prosequi is entered for one (1) or more charges  
7 but he or she is convicted of the remaining charge or charges in the case,  
8 only the mandated costs and fees paid by the defendant that are specifically  
9 associated with the charge or charges described in subsection (b) of this  
10 section shall be refunded to the defendant.

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13 Referred requested by the Arkansas Senate

14 Prepared by: CEB/AMS