

PROPOSED ORDINANCE NO. 20-27

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: “**AN ORDINANCE DELEGATING THE RESPONSIBILITY FOR THE COLLECTION OF DELINQUENT CIRCUIT COURT FINES, FEES, AND COURT COSTS.**”

Section 1. Affirmation: WHEREAS, the Quorum Court of FAULKNER County recognizes the challenges facing the county official/agency/department designated to collect circuit court fines, fees, restitution, and court costs under Ark. Code Ann. §16-13-701 (hereafter collectively referred to as “fines”).

Section 2. Legislative Intent: WHEREAS, the Quorum Court deems that additional appropriate and lawful steps are necessary to aide in the collection of circuit court fines under Ark. Code Ann. §16-13-709.

Section 3. Designated Authority: WHEREAS, the Quorum Court is specifically authorized under Ark. Code Ann. §16-13-709 to delegate the responsibility for the collection of delinquent fines assessed in the circuit and/or district court to a private contractor, and the private contractor may collect a commission, under a written contract, from the total amount of fines owed by a defendant who is delinquent.

NOW THEREFORE BE IT ORDAINED by the Quorum Court of FAULKNER County, Arkansas that:

The Quorum Court, under its authority granted under Ark. Code Ann. §16-13-709 hereby delegates the responsibility for the collection of delinquent fines (as defined under Ark. Code Ann. §16-13-701) assessed in circuit court to the Association of Arkansas Counties, a private contractor, properly registered and bonded with the Secretary of State in accordance with Ark. Code Ann. §16-13-709, and its employees, agents, and subcontractors.

The County Judge of FAULKNER County is hereby authorized to enter into a contract with the Association of Arkansas Counties on behalf of FAULKNER County, in accordance with the terms and provisions set forth in Ark. Code Ann. §16-13-709, designating the Association of Arkansas Counties and its employees, agents, and subcontractors as the private contractor responsible for the collection of delinquent circuit court fines.

DATE: _____

APPROVED: _____

COUNTY JUDGE

ATTEST: _____

COUNTY CLERK