

LOGAN COUNTY CODE OF ORDINANCES
Chapter 3 - Law Enforcement

Chapter 3: LAW ENFORCEMENT

Article

I. COUNTY POLICIES

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Article I. COUNTY POLICIES

Section

Reserved.

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Article II. COUNTY JAILS

A.C.A. § 12-41-502. Supervision.

The county sheriff of each county in this state shall have the custody, rule, and charge of the jail within his or her county and all prisoners committed in his or her county, and he or she may appoint a jailer for whose conduct he or she is responsible.

A.C.A § 12-41-503(a)-(b). Management of local jail populations.

- (a) County sheriffs and other keepers or administrators of jails within the State of Arkansas are responsible for managing the populations and operations of their respective facilities in compliance with the laws and the Arkansas Constitution and within the requirements of the United States Constitution.

- (b) Neither a county sheriff nor another keeper or administrator of a jail shall refuse to accept any prisoner lawfully arrested or committed within the jurisdiction of the supporting agency of the jail except as necessary to limit prisoner population in compliance with subsection (a) of this section.

A.C.A. § 12-41-506(a). Municipal prisoners; expenses.

- (a) (1) In the absence of an agreement on jail costs between a county and all municipalities having law enforcement agencies in the county, the quorum court in a county in this state may by Ordinance establish a daily fee to be charged municipalities for keeping prisoners of municipalities in the county jail.

- (2) The fee shall be based upon the reasonable expenses which the county incurs in keeping such prisoners in the county jail.

Section

- 310.00 Prisoners meal allowance.

- 310.01 Levy of an additional five dollar fine to help defray expense of incarceration of prisoners.

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§ 310.00 PRISONERS MEAL ALLOWANCE.

- 1) The Logan County Sheriff or any one of his deputies may purchase one meal at each mealtime for each prisoner or patient in his custody at such mealtime. Reimbursement may be made, not to exceed five dollars (\$5.00) per meal, for each prisoner or patient; provided that claim for reimbursement shall be substantiated by a receipted guest check showing the name of the restaurant, date of guest check, name of person to whom reimbursement is to be made, amount of bill and name of prisoner for whom meal was purchased.

- 2) The Logan County Sheriff and his deputies are authorized an allowance not to exceed five dollars (\$5.00) per meal for personal consumption only while traveling outside Logan County for the purpose of transporting prisoners to or from confinement facilities. ([Ord. 1982-017](#), passed 05-10-1982)

§ 310.01 LEVY OF AN ADDITIONAL FIVE DOLLAR FINE TO HELP DEFRAY EXPENSE OF INCARCERATION OF PRISONERS.

- 1) Pursuant to Act 1188 of 2003, an addition fine of five dollars (\$5.00) shall be levied and collected from each defendant who pleads guilty or nolo contendere to, is found guilty of, or forfeits bond for any misdemeanor or traffic violation in the District Court(s) or City Court(s) within Logan County, Arkansas, to be deposited into a Special Detention Center Fund.

- 2) County Detention Center Fund is hereby established.

- 3) Due to unanticipated receipt of \$12,000.00 – Act 1188 fines, Account Code 19-2498 Capital Outlay is hereby created and \$10,800.00 is appropriated thereto. ([Ord. 2003-008](#), passed 05-12-2003)

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Article III. COURT COSTS

A.C.A. § 16-10-305(a), (c)-(d). Court costs.

(a) There shall be levied and collected the following court costs from each defendant upon conviction, each plea of guilty or nolo contendere, or each forfeiture of bond:

(1) In circuit court, one hundred fifty dollars (\$150) for a misdemeanor or felony violation of State Law, excluding a violation of:

(A) The Omnibus DWI or BWI Act, § 5-65-101 et seq.;

(B) The Underage DUI or BUI Law, § 5-65-301 et seq.;

(C) Section 5-75-101 et seq.;

(D) Section 27-23-114;

(E) Section 15-42-127; or

(F) Section 27-37-701 et seq.;

(2) In district court, one hundred dollars (\$100) for an offense that is a misdemeanor or violation of state law, excluding a violation of:

(A) The Omnibus DWI or BWI Act, § 5-65-101 et seq.;

(B) The Underage DUI or BUI Law, § 5-65-301 et seq.;

(C) Section 5-75-101 et seq.;

(D) Section 27-23-114;

(E) Section 15-42-127; or

(F) Section 27-37-701 et seq.;

(3) In circuit court or district court, seventy-five dollars (\$75.00) for a traffic offense that is a misdemeanor or violation under state law or local Ordinance, excluding a violation of:

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- (A) The Omnibus DWI or BWI Act, § 5-65-101 et seq.;
 - (B) The Underage DUI or BUI Law, § 5-65-301 et seq.;
 - (C) Section 5-75-101 et seq.;
 - (D) Section 27-23-114;
 - (E) Section 15-42-127; or
 - (F) Section 27-37-701 et seq.;
- (4) In district court, for a nontraffic offense that is a misdemeanor or violation under local Ordinance, twenty-five dollars (\$25.00);
- (5) In circuit court or district court, three hundred dollars (\$300) for violations of:
- (A) The Omnibus DWI or BWI Act, § 5-65-101 et seq.;
 - (B) The Underage DUI or BUI Law, § 5-65-301 et seq.;
 - (C) Section 5-75-101 et seq.;
 - (D) Section 27-23-114;
 - (E) Section 15-42-127; or
 - (F) Section 27-37-701 et seq.;
- (6)
- (A) In circuit court or district court, twenty-five dollars (\$25.00) for a violation of the mandatory seat belt use law, § 27-37-701 et seq.
 - (B) A defendant is not required to pay the court costs under subdivision (a)(6)(A) of this section if he or she pays the applicable fines under §§ 27-37-706 and 16-17-129 before his or her first appearance and shall not be assessed any additional court costs associated with the violation; and

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- (7) In circuit court or district court, twenty-five dollars (\$25.00) for failure to present proof of insurance at the time of a traffic stop, §§ 27-22-103, 27-22-104, and 27-22-111.
- (b)
- (1) The costs set forth in this section shall be imposed at the conclusion of any criminal case enumerated in subsection (a) of this section that does not end in an acquittal, dismissal, or, with the consent of the prosecution, an order nolle prosequi.
- (2) The costs shall be imposed at the conclusion of cases involving a suspended or probated sentence even though that sentence may be expunged or otherwise removed from the defendant's record.
- (c) No county, city, or town shall be liable for the payment of the costs taxed under this section in any instance where they are not collected, or in any case in which the defendant pays the costs by serving time in a jail, on a county farm, or at any other official place of detention or work.
- (d) No town, city, or county shall authorize and no district court or circuit court shall assess or collect any other court costs other than those authorized by this act, unless specifically provided by state law.

Section

- 320.00 Daily fee for prisoners of municipalities housed in the county jail.
- 320.01 Fees for carrying to the jail and pay for stay.
- 320.02 Additional \$20.00 in District Court.
- 320.03 Additional \$3.00 court cost on cases in Municipal Court of Paris.

§ 320.00 DAILY FEE FOR PRISONERS OF MUNICIPALITIES HOUSED IN THE COUNTY JAIL.

- 1) Each municipality having a law enforcement agency or department shall pay unto Logan County, Arkansas, a fee equal to \$25.00 per twenty-four (24) hour period or part thereof, plus reasonable medical, dental, hospitalization and transportation charges, for each

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municipal prisoner kept in the Logan County Jail. To avoid charges for transportation of prisoners for purposes of receiving medical, dental, or hospital treatment or for attending court, the Logan County Sheriff's Office shall call upon the municipality for such transportation, if available, and allow an opportunity for such transportation by the municipality.

- 2) For purposes of this Ordinance, the twenty-four (24) hour period shall commence upon delivery of the prisoner to the jailer on duty and shall run for twenty-four hours without respect to calendar days.
- 3) Once each month, the Sheriff of Logan County, Arkansas, shall prepare an itemized statement reflecting charges for each such municipal prisoner and shall deliver the same unto the municipality responsible therefore, in accordance with A.C.A. § 12-41-506(c)(1). No preference shall be given any municipality having a law enforcement agency or department, concerning rate or availability.
- 4) The Sheriff of Logan County shall remit all remittances for jail use unto the Logan County Treasurer pursuant to A.C.A. § 12-41-506(c)(2).
- 5) For purposes of this Ordinance, all persons arrested by any such municipality for a felony shall be considered a prisoner of the municipality while incarcerated in the Logan County Jail, until such time as a felony arrest warrant is issued for such prisoner and received by the Logan County Sheriff's Office, after which time, such prisoner shall be considered a prisoner of the County.
- 6) EMERGENCY CLAUSE. This Ordinance being necessary for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist, and it shall be effective immediately upon passage.

([Ord. 1989-044](#), passed 08-16-1989; Am. [Ord. 1998-020](#), passed 09-14-1998)

§ 320.01 FEES FOR CARRYING TO THE JAIL AND PAY FOR STAY.

- 1) FEE FOR WARRANTLESS ARREST. Based on the expense incurred by the County for the arrest-without-a-warrant portion of "carrying...to jail," the "arrest fee" to be charged an arrestee as a "cost of carrying to jail" upon arrest without a warrant shall be, if convicted, \$30.00.
- 2) FEE FOR WARRANT ARREST. Based on the expenses incurred by the County for the arrest-with-a-warrant portion of "carrying...to jail," "the arrest fee" to be charged with a warrant shall be, if convicted \$50.00.

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- 3) **BOOKING FEE.** Based upon the expenses incurred by the County for the booking-into-the-jail portion of “carrying...to jail,” the “booking fee” to be charged a jail detainee as a “cost of carrying to jail” (which fee is different from and in addition to the A.C.A. § 21-6-307(15) (Bail Bond Fee).
- 4) **DAILY HOUSING FEE.** Based upon the “daily average jail housing cost” incurred by the County for housing a person in the County Jail, the “jail housing fee” that will be charged as a part of the “expenses...for...support from the day of... initial incarceration for the whole time he (or she) remains there” for all persons booked into the jail (which does not include any out-of-pocket expenses directly related to the treatment of a particular jail detainee nor the capital cost of the jail facility itself but includes all other jail (operating costs).
- 5) **BILLING THE DETAINEE.** The Sheriff may provide, when each jail detainee is delivered to court, an invoice for that “expense in carrying him to jail and also for his support from the date of his initial incarceration for the whole time he (or she) remains there” (daily room and board + out-of-pocket medical or other extraordinary expenses) so the Judge can hear the detainee’s side of the story regarding the imposition of A.C.A. § 12-41-505(a) expenses as an additional element of costs assessed as a part of the judgment upon conviction and can enter an order reducing the amount of A.C.A. § 12-41-505(a) costs of judgment per A.C.A. § 12-41-505(b).
- 6) **COLLECTING FROM THE DETAINEE.** Once the collectible A.C.A. § 12-41-505(b) expenses have been reduced to judgment in accord with A.C.A. § 12-41-505(b), they shall be collected in the same manner as fines and court costs are collected and the property of the detainee shall be subject to payment of such expenses, in accord with A.C.A. § 12-41-505(c).
- 7) **REIMBURSING A CITY.** If the detainee was a “Prisoner of a Municipality” during part of the time he (or she) was a prisoner in the county jail, and city has paid the County for the cost of holding that municipal prisoner, then the city shall be reimbursed-but only after the County’s A.C.A. § 12-41-505 expenses have been reimbursed to the county in full.
- 8) **EMERGENCY CLAUSE.** An emergency is hereby declared to exist and this Ordinance being necessary for the immediate preservation of the public peace, health, and safety shall be in full force and shall take effect upon its passage.
([Ord. 1998-021](#), passed 09-14-1998; Am. [Ord. 1999-007](#), passed 05-10-1999; Am. [Ord. 2019-006](#), passed 04-08-2019)

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§ 320.02 ADDITIONAL \$20.00 FINE IN DISTRICT COURT.

- 1) Under authority of Act 209 of 2009, there is hereby levied and shall be collected an additional fine in the amount of twenty dollars (\$20.00) from each defendant upon each conviction, each plea of guilty or nolo contendere, or each bond forfeiture in all cases in the first and second class of accounting records as described in A.C.A. § 16-17-707. The additional fine shall apply to each charge, count, violation, or offense that a defendant pleads guilty or nolo contendere to, is found guilty of, or forfeits bond for, including each misdemeanor or violation.
- 2) The additional fine levied in Section 1 hereinabove shall apply to all applicable cases brought before all District Courts and departments thereof that now exist and are in operation, or may hereafter be created and placed into operation, within Logan County.
- 3) All additional fines levied and collected under the provisions of this Ordinance shall be deposited into a special fund within the County Treasury to be used for the maintenance, operation, and capital expenditures of the County Jail or as otherwise specifically permitted under the provisions of Act 209 of 2009.
- 4) REPEALER. All ordinances or parts of ordinances found to be in conflict herewith, including specifically County Ordinance No. 2003-008 in its entirety, are hereby repealed.
- 5) EMERGENCY CLAUSE. This Ordinance shall take effect, and be in full force and effect, immediately upon its passage, approval and publication as required by law.
([Ord. 2003-008](#), passed 05-12-2003, Am. [Ord. 2009-013](#), passed 05-11-2009)

§ 320.03 ADDITIONAL \$3.00 COURT COST ON CASES IN MUNICIPAL COURT OF PARIS.

- 1) Under authority of Act 860 of 1983, there is hereby levied and shall be collected from each Defendant upon plea of guilty, nolo contendere, forfeiture of bond or determination of guilt for misdemeanors or traffic violation in the Municipal Court of Paris, Arkansas, the sum of Three Dollars (\$3.00). The said funds shall only be used for the administration of justice.
- 2) EMERGENCY CLAUSE. WHEREAS, there is a great need for an additional source of revenue to pay the rising costs of the administration of justice; therefore, an emergency is hereby declared to exist, and this Ordinance, being immediately necessary for the protection of public peace, health, and safety, shall take effect immediately upon its

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passage and approval.

([Ord. 1993-017](#), passed 07-14-1993)

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Article IV. COUNTY LAW

Section

- 340.00 Restriction of sexually oriented businesses.
- 340.01 Prohibiting the carrying or possession of a firearm upon Courthouse Grounds or the County Yard; penalties.
- 340.02 Prohibition on engine braking; penalties.

§ 340.00 RESTRICTION OF SEXUALLY ORIENTED BUSINESSES.

1) PURPOSE AND FINDINGS.

- a. Purpose: It is the purpose of this Ordinance to restrict sexually oriented businesses in order to promote the health, safety, and general welfare of the citizens of the County, and to establish reasonable and uniform restrictions to prevent the deleterious location and concentration of sexually oriented businesses within the County. The provisions of this Ordinance have neither the purpose nor effect of imposing a limitation or restriction on the content of any communicative materials, including sexually oriented materials. Similarly, it is not the intent nor effect of this Ordinance to restrict or deny access by adults to sexually oriented materials protected by the First Amendment, or to deny access by the distributors and exhibitors of sexually oriented entertainment to the intended market. Neither is it the intent nor effect of this Ordinance to condone or legitimize the distribution of obscene materials.

2) DEFINITIONS.

- a. “Adult cabaret, theatre, arcade, or motion picture theatre” means a club, bar, theater, restaurant, auditorium, or similar commercial establishment which regularly features:
 - i. Persons who appear in a state of nudity or semi-nude, either in person or by film; or,
 - ii. Live performances which are characterized by the exposure of “specified anatomical areas” or by “specified sexual activities”.

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- b. “Establishment” means any including any of the following:
 - i. The opening or commencement of any sexually oriented business as a new business;
 - ii. The conversion of an existing business, whether or not a sexually oriented business, to any sexually oriented business;
 - iii. The addition of any sexually oriented business to any other existing sexually oriented business; or,
 - iv. The relocation of any sexually oriented business.

- c. “Nude Model Studio” means any place where a person who appears semi-nude, in a state of nudity, or who displays “specified anatomical areas” and is provided to be observed, sketched, drawn, painted, sculptured, photographed, or similarly depicted by other persons who pay money or any form of consideration. “Nude Model Studio” shall not include a proprietary school licensed by the State of Arkansas or a college, junior college, or university supported entirely or in part by public taxation; a private college or university which maintains and operates educational programs in which credits are transferable to a college, junior college, or university supported entirely or partly by taxation; or in a structure:
 - i. That has no sign visible from the exterior of the structure and no other advertising that indicates a nude or semi-nude person is available for viewing; and,
 - ii. Where in order to participate in a class a student must enroll at least three (3) days in advance of the class.

- d. “Nudity” or “State of Nudity” means the showing of the human male or female genitals, pubic area, vulva, anus, anal cleft or cleavage with less than a fully opaque covering, or the showing of the covered male genitals in a discernibly turgid state.

- e. “Person” means an individual, proprietorship, partnership, corporation, association, or other legal entity.

- f. “Semi-nude” or in a “Semi-nude condition” means the showing of the female breast below a horizontal line across the top of the areola at its highest point or the

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showing of the male or female buttocks. This definition shall include the entire lower portion of the human female breast, but shall not include any portion of the cleavage of the human female breast, exhibited by a dress, blouse, skirt, leotard, bathing suit, or other wearing apparel, provided the areola is not exposed in whole or in part.

- g. “Sexual encounter center” means a business or commercial enterprise that, as one of its principal business purposes, offers for any form of consideration:
 - i. Physical activities between male and female persons and/or persons of the same sex when one or more of the persons is in a state of nudity or semi-nude.
 - h. “Sexually oriented business” means an adult cabaret, adult motion picture theater, adult theater, nude model studio, sexual encounter center, adult arcade, adult bookstore, adult novelty store, or adult video store.
 - i. “Specified Anatomical Areas” means:
 - i. The human male genitals in a discernibly turgid state, even if completely or opaquely covered; or,
 - ii. Less than completely and opaquely covered human genitals, pubic region, buttocks, or a female breast below a point immediately above the top of the areola.
 - j. “Specific Sexual Activities” means any of the following:
 - i. The fondling or other erotic touching of human genitals, pubic region, or anus; or,
 - ii. Sex acts, normal or perverted, actual or simulated, including intercourse, oral copulation, masturbation, or sodomy.
- 3) CLASSIFICATION. Sexually oriented businesses are classified as follows:
 - a. Adult arcades;
 - b. Adult bookstores, adult novelty stores, or adult video stores;

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- c. Adult cabarets, including nude or semi-nude dancehalls;
 - d. Adult motion picture theaters;
 - e. Adult theaters;
 - f. Nude model studios; and,
 - g. Sexual encounter centers.
- 4) **APPLICABILITY.** This Ordinance shall be applicable to all of the unincorporated areas of Logan County, Arkansas.
- 5) **PERMITS.** Every owner of a sexually oriented business shall apply for a permit prior to the opening of any new sexually oriented business in the unincorporated areas of Logan County, Arkansas, provided however, that no permit shall be required of any such sexually oriented business operating at the time of the adoption of this Ordinance. The permit application shall be accompanied by a One Hundred Dollar (\$100.00) non-refundable permit and investigation fee. The permit application and fee shall be delivered to the office of the Logan County Judge. Within ten (10) days of such application, the applicant shall cause notice of such application, in a form prescribed by the County Judge, to be published in a newspaper of general circulation in the County. The Logan County Judge shall issue the permit within thirty (30) days from the receipt of the application and fee unless the County Judge determines that: (a) the owner's application is in conflict with this Ordinance, or (b) the owner has been convicted of a felony or any sexual offense. If the proposed business location is in conflict with this Ordinance, the County Judge shall notify the applicant of the conflict within such thirty (30) days from the receipt of the application fee. The applicant shall have the right to appeal any adverse decision to the Quorum Court at its next regularly scheduled monthly meeting. The decision of the Quorum Court shall be final. For purposes of carrying out such investigation and inspection, the County Judge may call upon the Sheriff who shall assist in such investigation and inspection either in person or by a deputy.
- 6) **LOCATION OF SEXUALLY ORIENTED BUSINESSES.**
- a. A person commits an offense if the person operates or causes to be operated a sexually oriented business within two thousand (2000) feet of:
 - i. A church, synagogue, mosque, temple or building which is used primarily for religious worship and related religious activities; or,

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- ii. A public or private educational facility including, but not limited to, child day care facilities, nursery schools, pre-schools, kindergartens, elementary schools, private schools, intermediate schools, junior high schools, middle schools, high schools, vocational schools, secondary schools, continuation schools, special education schools, junior colleges, and universities; “school” includes the school grounds, but does not include facilities used primarily for another purpose and only incidentally as a school; or,
 - iii. A public park or recreational area which has been designated for park or recreational activities including, but not limited to, a park, playground, nature trails, swimming pool, reservoir, athletic field, basketball or tennis courts, pedestrian/bicycle paths, wilderness areas, or other similar public land within Logan County which is under the control, operation or management of any governmental authority; or,
 - b. A person commits an offense if the person operates or causes to be operated a sexually oriented business within six hundred (600) feet of a residence.
 - c. A person commits an offense if that person owns, operates, or establishes a sexually oriented business within one (1) mile of another sexually oriented business.
 - d. For the purpose of subsection A, B, and C of this section, measurement shall be made in a straight line, without regard to the intervening structures or objects, from the nearest portion of the building or structure used as the part of the premises where a sexually oriented business is conducted, to the nearest property line of the premises of a use listed in subsection A, B, or C. Presence of a city, county, or other political subdivision boundary shall be irrelevant for purposes of calculating and applying the distance requirements of this section.
 - e. A sexually oriented business lawfully operating in accordance with this Ordinance by the subsequent location of those uses outlined in subsection A, B, and C of this section.
 - f. Notwithstanding the foregoing, nothing in this Section shall be construed so as to prohibit the operation of a sexually oriented business which was established prior to the enactment of this Ordinance.
- 7) **ADDITIONAL RESTRICTIONS FOR NUDE MODEL STUDIOS AND SEXUALLY ORIENTED BUSINESSES.**

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- a. No person under the age of eighteen (18) years shall be employed by a person to appear semi-nude or in a state of nudity in a sexually oriented business or in a nude model studio. Any person who knowingly violates this subsection shall be guilty of an offense.
 - b. A person under the age of eighteen (18) years commits an offense if the person appears semi-nude or in a state of nudity in or on the premises of a nude model studio or a sexually oriented business. It is a defense to prosecution under this subsection if the person under eighteen (18) years was in a restroom not open to public view or visible to any other person.
 - c. A person commits an offense if the person appears in a state of nudity, or knowingly allows another to appear in a state of nudity in an area of nude model studio or a sexually oriented business premises which can be viewed from the public right of way.
 - d. No person under the age of eighteen (18) years shall be permitted within any building or structure during the hours of operation of any sexually oriented business within such building or structure. Any person who violates this subsection shall be guilty of an offense.
 - e. No person shall operate a sexually oriented business during the hours of 12:00 midnight to 7:00 a.m., or on a Sunday. No person shall appear nude or semi-nude in such sexually oriented business during the hours of 12:00 midnight to 7:00 a.m., or on a Sunday. Any person who violates this subsection shall be guilty of an offense.
- 8) **ADDITIONAL RESTRICTIONS CONCERNING PUBLIC NUDITY.** It shall be an offense for a person who knowingly and intentionally in a sexually oriented business, appears in a state of nudity or depicts specified sexual activities.
- 9) **EXEMPTIONS.**
- a. It is a defense to prosecution under Section 8 that a person appearing in a state of nudity did so in a modeling class operated:
 - i. By a proprietary school, licensed by the State of Arkansas, a college, junior college, or university supported entirely or partly by taxation;

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- ii. By a private college or university which maintains and operates educational programs in which credits are transferrable to a college, junior college, or university supported entirely or partly by taxation; or,

- iii. In a structure:
 - 1. Which has no sign visible from the exterior of the structure and no other advertising that indicates a nude person is available for viewing; and,

 - 2. Where, in order to participate in a class a student must enroll at least three (3) days in advance of the class.

10) INJUNCTION. A person who operates or causes to be operated a sexually oriented business in violation of this Ordinance will be subject to a suit for injunction as well as prosecution for criminal violations.

11) CRIMINAL PENALTIES. A person who operates or causes to be operated a sexually oriented business in violation of any provisions of this Ordinance shall be guilty of a misdemeanor and shall be fined in an amount not to exceed Two Hundred Fifty Dollars (\$250.00) each day or part of a day during which a violation is continued or repeated shall constitute a separate offense.

12) SEVERABILITY. If any section, subsection, or clause of this Ordinance shall be deemed to be unconstitutional or otherwise invalid, the validity of the remaining sections, subsection, and clauses shall not be affected.

13) CONFLICTING ORDINANCES REPEALED. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

([Ord. 2000-015](#), passed 07-14-2000; Am. [Ord. 2000-016](#), passed 07-31-2000)

§ 340.01 PROHIBITING THE CARRYING OR POSSESSION OF A FIREARM UPON COURTHOUSE GROUNDS OR THE COUNTY YARD; PENALTIES.

- 1) It is unlawful for any person, except for a law enforcement officer or a County Employee with a concealed weapons permit, to carry a firearm upon the courthouse grounds of the Logan County Courthouse in Paris or Booneville, or the County Yard at Paris or Booneville.

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- 2) **PENALTY.** Any person convicted of violating this Ordinance shall be guilty of a Class A Misdemeanor, and punished by imprisonment in the County Jail for not more than one year and/or a fine not to exceed \$1,000.00.

- 3) **EMERGENCY CLAUSE.** This Ordinance being necessary for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage.
([Ord. 2015-016](#), passed 07-13-2015)

§ 340.02 PROHIBITION ON ENGINE BRAKING; PENALTIES.

- 1) The use or application of un-muffled engine braking, also known as “Jake Braking” is hereby prohibited in Logan County, Arkansas, on State Highway 23 at the northern most intersection of the Franklin-Logan County line, south to State Highway 22.

- 2) **PENALTY.** Violation of this Ordinance shall be a misdemeanor, and upon conviction be subject to a fine of not less than \$50.00 nor more than \$100.00 for a first offense, and a fine of not less than \$100.00 nor more than \$500.00 for second or subsequent offenses within one year of the previous conviction.

- 3) The County Judge shall apply to the Arkansas Highway and Transportation Department for a permit to erect a sign regarding the existence of such Ordinance at the northern most Franklin-Logan County Line at its intersection with State Highway 23.

- 4) **EMERGENCY CLAUSE.** This Ordinance being necessary for the preservation of the public peace, health, and safety, shall be in full force and effect from and after its passage.
([Ord. 2013-032](#), passed 12-09-2013)

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