

**LITTLE RIVER COUNTY      CODE OF ORDINANCES**  
**Chapter 3 - Law Enforcement**

**Chapter 3:            LAW ENFORCEMENT**

**Article**

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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**

320.00 Meritorious good time.

320.01 Inmate healthcare policy established.

320.02 Pay for stay policy.

320.03 Jail fees to be paid by municipalities housing prisoners in the county jail.

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**§ 320.00    MERITORIOUS GOOD TIME.**

- 1) Pursuant to Act No. 639 of 1979, “Meritorious Good Time” may be awarded to county jail inmates, pursuant to the rules and regulations promulgated by the Sheriff of Little River County, Arkansas, as granted by said Act.
- 2) The Sheriff shall file copies of such rules and regulations with the County Clerk and shall be subject to approval by the Quorum Court by proper resolution.
- 3) That a classification Committee is hereby established consisted of such persons as the Sheriff may designate, pursuant to said Act.
- 4) EFFECTIVE DATE. This Ordinance will be in full force and effect from and after its passage.
- 5) EMERGENCY CLAUSE. An emergency is hereby declared to exist and this ordinance being necessary for the preservation of the public peace, health, and safety shall be in full force and effect from after its passage.  
([Ord. 1986-005](#), passed 11-03-1986)

**§ 320.01    INMATE HEALTHCARE POLICY ESTABLISHED.**

- 1) All inmates in the Little River County Jail shall be required to pay a Twenty Dollar (\$20.00) co-pay for any prisoner initiated medical services. Said services shall include, but are not limited to, seeing a doctor, nurse, dentist, etc.
- 2) All inmates in the Little River County Jail shall be required to pay a Ten Dollar (\$10.00) co-pay fee for all doctor prescribed prescriptions not covered by the inmate’s insurance.
- 3) Inmate Accounts currently established at the Little River County Jail for each inmate shall have the above fees deducted any time inmate-initiated healthcare services is required.
- 4) In the event that an inmate lacks sufficient funds in his/her Inmate Account to pay for the above services(s), said inmate shall not be denied access to healthcare based on his/her inability to pay for any other reason. Said inmate will, however, have an outstanding balance in their Inmate Account with the Little River County Jail that will be subject to payment at any time said inmate returns to the Little River County Jail. The Little River County Sheriff will maintain any and all outstanding bills incurred under this Ordinance by inmates in the Little River County Jail.

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- 5) When each Little River County Jail inmate is delivered to the court, the Sheriff or Sheriff's designee shall provide the Prosecuting Attorney an Invoice of Expenses incurred under this ordinance not covered by the Inmate Account from the day of his/her initial incarceration for the time he/she remained there, so the Judge can hear any challenges the inmate has concerning the imposition of the expenses incurred under this Ordinance as an additional element of cost to be assessed as a part of the judgment upon conviction and reduce the assessed amount to a judgment.
- 6) Once the Collectible Expenses have been reduced to a judgment, they shall be collected in the same manner as fines and Court costs are collected and no real property of the detainee shall be reduced to judgment where minor children will be displaced or a family hardship is recognized.
- 7) EMERGENCY CLAUSE. That this Ordinance shall be in full force and effect from and after its passage and approval.  
([Ord. 2019-003](#), passed 02-11-2019)

#### **§ 320.02    PAY FOR STAY POLICY.**

- 1) COST OF CARRYING TO JAIL. The average expense of carrying a prisoner to jail shall be determined annually by the Sheriff as required by A.C.A. § 12-41-505(a).
- 2) DAILY HOUSING COST. A daily average jail housing cost shall be determined annually by the Sheriff as required by A.C.A. § 12-41-505(a). In computing this average, the Sheriff shall not include medical expenses directly related to the treatment of a particular jailed prisoner, nor shall the Sheriff include the capital cost of the jail facility itself. All other jail operating costs shall be included.
- 3) PRISONER MEDICAL EXPENSE. The Sheriff shall keep an account of each prisoner showing each item of medical expense incurred by the County for the direct benefit of that prisoner.
- 4) BILLING PROCEDURE. When each prisoner is delivered to Court, the Sheriff shall provide the Prosecuting Attorney an Invoice of Expenses for carrying him to jail and also for his support from the day of his initial incarceration and for the whole time he remains there so the Judge can hear any challenges the inmate has concerning the imposition of the expenses incurred against him. These expenses are an additional element of cost that is to be assessed as part of the judgment upon conviction. These amounts assessed may be reduced to a judgment against the inmate as per A.C.A. § 12-41-506(b).

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- 5) COLLECTION. Once the collectible expenses have been reduced to judgment, they shall be collected in the same manner as fines and Court costs are collected and no real property of the detainee shall be reduced to judgment where minor children will be displaced or a family hardship is recognized.
- 6) EMERGENCY CLAUSE. That this Ordinance shall be in full force and effect from and after its passage and approval.  
([Ord. 2019-004](#), passed 02-11-2019)

#### **§ 320.03 JAIL FEES TO BE PAID BY MUNICIPALITIES HOUSING PRISONERS IN THE COUNTY JAIL.**

- 1) Effective August 1, 1981, any municipality in Little River County and any municipality situated in the State of Arkansas or any other state shall be assessed a fee of Thirty-Five Dollars (\$35.00) per day or any portion of a day for each of their prisoners held in the Little River County Jail. Said fee shall be collected by the Little River County Sheriff's Department.
- 2) Effective August 1, 1981, each county prisoner shall be charged Thirty-Five Dollars (\$35.00) per day or any portion of a day in order for the County to recover partial cost for his or her keep.
- 3) And, effective August 1, 1981, the State of Arkansas and any other State or County which may have prisoners in the Little River County Jail shall be charged a fee of Thirty-Five Dollars (\$35.00) per day or any portion of a day for each prisoner kept in the County Jail.
- 4) REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.
- 5) EMERGENCY CLAUSE. An emergency is hereby declared to exist and this ordinance being necessary for the preservation of the public, peace, health and safety shall be in full force and effect from after its passage and approval.  
([Ord. 1981-001](#), passed 09-09-1981)

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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.
- (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**

330.00 Additional \$1.00 in municipal court criminal cases and moving traffic violations.

330.01 Levy of additional \$10.00 court cost on criminal actions and traffic violations.

330.02 Additional \$20.00 fee for criminal actions and traffic violations.

330.03 Fines to help defray expense of incarcerating prisoners.

**§ 330.00    ADDITIONAL \$1.00 IN MUNICIPAL COURT CRIMINAL CASES AND MOVING TRAFFIC VIOLATIONS.**

- 1) The Little River County Quorum Court hereby directs the Municipal Court to levy and collect an additional cost of One Dollar (\$1.00) in each criminal case and moving traffic violations and 20¢ for the issuance of each summons in a civil action as provided by the Arkansas Statutes previously quoted in this Ordinance. All moneys collected in accordance with this Ordinance shall be deposited with the County Treasurer and credited to the Municipal Retirement Fund and shall be used for the purpose of payment of retirement benefits as provided by law.
- 2) EMERGENCY CLAUSE. This Ordinance being necessary for the immediate preservation of the public peace, health, and welfare, an emergency is declared to exist and this

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Ordinance is declared to be in full force and effect from and after its passage.  
([Ord. 1983-002](#), passed 02-07-1983)

**§ 330.01    LEVY OF ADDITIONAL \$10.00 COURT COST ON CRIMINAL ACTIONS AND TRAFFIC VIOLATIONS.**

- 1) Pursuant to Act 335 of 1983, the Quorum Court of Little River County, Arkansas hereby levies a Ten Dollar (\$10.00) court cost on each criminal action and traffic violation filed in Municipal Court or Circuit Court within Little River County, Arkansas. The revenues derived from such Court cost shall be transmitted directly to the County Treasurer and by his/her deposited in the County General Fund of Little River County to help defray the costs of paying the salary and expenses for the Deputy Prosecuting Attorney within Little River County.
- 2) REPEALER. Any previous ordinances, resolution, or other county legislation in conflict with this ordinances are hereby repealed.
- 3) 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 effect from and after its passage and approval.

([Ord. 1983-004](#), passed 04-04-1983)

**§ 330.02    ADDITIONAL \$20.00 FEE FOR CRIMINAL ACTIONS AND TRAFFIC VIOLATIONS.**

- 1) Pursuant to Act 263 of 1989, the Quorum Court of Little River County, Arkansas, hereby levies a Twenty Dollar (\$20.00) court cost on each criminal action and traffic violation filed in Municipal Court or Circuit Court within Little River County, Arkansas. The revenues derived from such Court cost shall be transmitted directly to the County Treasurer and by his/her deposited in the County General Fund of Little River County to help defray the costs of paying the salary and expenses for the Deputy Prosecuting Attorney within Little River County.
- 2) REPEALER. Any previous ordinances, resolutions, or other County legislation in conflict with this Ordinance are hereby repealed.
- 3) EMERGENCY CLAUSE. Due to the depreciation of County Funds and the rising expenses of the Deputy Prosecuting Attorney within Little River County, 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 effect from and after its passage and approval.

([Ord. 1991-001](#), passed 01-07-1991)

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**§ 330.03 FINES TO HELP DEFRAY EXPENSE OF INCARCERATING PRISONERS.**

- 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 place into operation, within Little River 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. 2007-8 in its entirety, are hereby repealed.
- 5) EFFECTIVE DATE. This Ordinance shall take effect, and be in full force and effect, immediately upon its passage, approval, and publication as required by law.
- 6) EMERGENCY CLAUSE. Whereas the County is in need of the funds authorized by the Act for the operation and maintenance of the County Jail, and this Ordinance being necessary to preserve the health, safety and peace of the citizens of the County of Little River, an emergency is therefore declared to exist. Therefore, this ordinance shall be in full force and effect from and after its passage and approval by the Quorum Court.  
([Ord. 2007-008](#), passed 02-12-2007; Am. [Ord. 2009-007](#), passed 06-08-2009)

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**Article IV. COUNTY LAW**

**Section**

360.00 Door-to-door solicitation at private residences.

360.01 Trash and garbage dumping; fines and penalties.

360.02 Prohibit negligent driving.

**§ 360.00 DOOR TO DOOR SOLICITATION AT PRIVATE RESIDENCES.**

- 1) That the Quorum Court of Little River County, Arkansas hereby enacts an Ordinance styled, The Door-to-door solicitation at private residences as shown in exhibit “A” attached hereto and made a part hereof.  
([Ord. 2019-005](#), passed 03-11-2019)

**§ 360.01 TRASH AND GARBAGE DUMPING; FINES AND PENALTIES.**

- 1) Effective as of August 1, 1980, by action of the Little River County Quorum Court, it is hereby prohibited that any person or persons dump trash or garbage in any area of Little River County other than the specified green boxes or landfill site as provided by this county. This ordinance does specifically exclude corporate limits of any incorporated city or town. Further described, only household trash or garbage may be placed in green box containers. All large items such as limbs, refrigerators, freezers, stoves, cuttings, dead animals, and other similar items shall be hauled directly to the landfill site and deposited as instructed.
- 2) PENALTY. In order to enforce this ordinance and to protect the general public and landowners the Little River County Quorum Court hereby authorizes a fine of \$200.00 to be imposed on all violators.
- 3) 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 effect from after its passage and approval.  
([Ord. 1980-002](#), passed 07-07-1980)

**§ 360.02 PROHIBIT NEGLIGENT DRIVING.**

- 1) Any person who drives any vehicle negligently within the County of Little River is guilty of negligent driving.

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- 2) Every person convicted of negligent driving shall be punished by a fine not exceeding one hundred dollars (\$100.00).
- 3) It is hereby found and determined by the Quorum Court that there is presently no State Statute prohibiting negligent driving, and this Ordinance is necessary for the administration of justice, and therefore, an emergency is hereby declared to exist, and this act, being necessary for the immediate preservation of the public peace, health, safety, and welfare, shall be in effect from the date of its passage and approval.  
([Ord. 1991-006](#), passed 05-06-1991)

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