



MARILYN EDWARDS
County Judge

280 North College, Suite 500
Fayetteville, AR 72701

WASHINGTON COUNTY, ARKANSAS
County Courthouse

May 9, 2014

MEETING OF THE
WASHINGTON COUNTY QUORUM COURT
JAIL/LAW ENFORCEMENT/COURTS COMMITTEE

Monday, May 12, 2014
5:30 p.m.
Washington County Quorum Court Room

AGENDA

1. Call to Order.
2. Adoption of Agenda.
3. Report from the Juvenile Detention Facility. (3.1)
4. Report from the Sheriff's Office on Enforcement and Adult Detention. (4.1, 4.2)
5. Review Of Two Ordinances Designating District Court Clerks As The Official Responsible For Collection Of Fines In A District Court. These ordinances have been drafted by the County Attorney at the request of the Elkins and Prairie Grove District Courts. (5.1-5.3)
6. Discussion on Medical Care for the Adult Detention Center - Sheriff Tim Helder.
7. Other Business. Any other business to be discussed by the Committee will be brought up at this time.
8. Public Comment.
9. Adjournment.

/ji

Washington County Juvenile Detention Center

Totals and Averages

This report covers 30 days 4/1/2014 to 4/30/2014

The Avg. Daily Intake is 1.63

Intakes	49
Days of Detention	238
Average Age	15.41
Average Stay	4.86

Totals and Averages by County and Percentage of Facility Use

Start Date 4/1/2014 **End Date** 4/30/2014

This report covers 30 days

County	# Intakes	# Detention Days	Average Stay	Av. Daily Intake	Percentage of Total Days
Madison	1	2	2.00	0.03	0.84 %
Washington	48	236	4.92	1.60	99.16 %
	49	238	4.86	1.63	100.00 %

Totals and Averages by Court

Court	# of Intakes	# of Days	Avg. Stay
Juvenile	47	217	4.62
Circuit	3	41	13.67

**JUVENILE DETENTION CENTER
DAILY POPULATION COUNT FOR APRIL 2014**

This information was developed using the Center's Daily Population Count Forms, which were designed to provide the Juvenile court staff with daily population information.

DAY	MONTH	POPULATION
1	APRIL	12
2	APRIL	10
3	APRIL	10
4	APRIL	9
5	APRIL	9
6	APRIL	9
7	APRIL	8
8	APRIL	8
9	APRIL	8
10	APRIL	12
11	APRIL	13
12	APRIL	11
13	APRIL	12
14	APRIL	12
15	APRIL	10
16	APRIL	12
17	APRIL	11
18	APRIL	14
19	APRIL	13
20	APRIL	13
21	APRIL	13
22	APRIL	8
23	APRIL	9
24	APRIL	10
25	APRIL	10
26	APRIL	14
27	APRIL	15
28	APRIL	14
29	APRIL	12
30	APRIL	11

POPULATION APRIL CHANGE DURING THE COURSE OF THE DAY

REGIONAL JUVENILE CENTER DETENTION DATA COMPARISONS

The following information is a comparison of detention data elements for the month of APRIL 2013 AND 2014

STATISTICAL INFORMATION	2013	2014	
AVERAGE NUMBER OF INTAKES PER DAY	1.43	1.63	
NUMBER OF INTAKES (total for period)	43	49	
NUMBER OF DAYS OF DETENTION (total for period)	284	238	
AVERAGE AGE	15>49	15.41	
AVERAGE LENGTH OF STAY	6.60	4.86	
TOP FIVE OFFENSES USED FOR DETENTION			
2013		2014	
OFFENSE	# OF INTAKES	OFFENSE	# OF INTAKES
<i>CONTROLLED SUBSTANCE VIOLATION (Misdemeanor)</i>	10	<i>JUVENILE IN NEED OF SUPPORT</i>	7
<i>PROBATION VIOLATION (Felony)</i>	6	<i>PROBATION VIOLATION (Misdemeanor)</i>	7
<i>PROBATION VIOLATION (Misdemeanor)</i>	5	<i>ASSAULT (Misdemeanor)</i>	6
<i>JUVENILE IN NEED OF SUPPORT</i>	5	<i>FLEEING (Misdemeanor)</i>	5
<i>BATTERY 3 (Misdemeanor)</i>	4	<i>PROBATION VIOLATION (Felony)</i>	5

WASHINGTON COUNTY JUVENILE DETENTION CENTER

Apr-14

Sentenced

2

CURRENTLY HOLDING

2

3

Circuit Court Holds

6

FINS

2

DYS

1

Early release to treatment or other appropriate facility

0

C-Step

0

Interstate Compact

TRANSPORTS

29

Transports

18

Transports in town

5

Out of town transports

6

Other Law Enforcement Officer

23

JDC Transports

Washington County Sheriff's Office

Activity Report

4.1

	<u>April</u>		<u>January-April</u>	
	2014	2013	2014	2013
Patrol				
Calls for Service:	2,365	2,380	9,097	9,975
Animal Calls:	106	148	411	459
Civil Process				
Papers Entered:	319	327	1,459	1,476
No Charge:	206	241	1,003	1,114
Papers Served:	278	377	1,355	1,426
Service Attempts:	460	601	2,176	2,131
Warrants				
Warrants Entered:	532	552	2,324	2,133
Warrants Served:	521	524	2,208	2,386
Training				
Hours Trained:	0	8,618	9,093	17,093
Communications				
Regular Calls:	12,386	12,758	49,398	47,735
911 Calls:	568	625	2,315	2,375

Washington County Detention Center Activity Report

	<u>April</u>		<u>January-April</u>	
	2014	2013	2014	2013
Detention				
Intakes:	1,032	997	3,822	4,048
Sent To Prison:	77	89	294	278
Daily Average:	576	494	588	476
Daily Average: (Female)	80	75	81	73
Detention Board Days				
State Prisoners:	6,154	4,551	27,850	16,036
Federal Prisoners:	1,827	1,473	8,346	5,647
County Commits:	1,133	1,414	4,298	5,829
Pre-Trial:	7,373	6,567	28,549	26,925
All Detainees:	16,706	14,352	70,066	56,679
Outside Workers				
Community Service:	269	123	983	514
Work Release:	317	414	1,189	1,875
Transport				
Transport Miles:	27,052	26,952	113,556	117,009
In County:	644	688	2,135	2,661
Out of County:	139	92	501	456
Animal Shelter				
Workers:	262			
Total Hours:	1304			

ORDINANCE NO. 2014-_____

**BE IT ORDAINED BY THE QUORUM COURT
OF THE COUNTY OF WASHINGTON,
STATE OF ARKANSAS, AN ORDINANCE
TO BE ENTITLED:**

**AN ORDINANCE DESIGNATING THE
DISTRICT COURT CLERK OF THE ELKINS
DISTRICT COURT AS THE OFFICIAL
RESPONSIBLE FOR COLLECTION OF
FINES IN THE ELKINS DISTRICT COURT.**

WHEREAS, A.C.A. §16-13-709(2)(A)(i) states that the governing bodies of political subdivisions which contribute to the expenses of a District Court shall designate an official who shall be primarily responsible for the collection of fines assessed in the District Court; and,

WHEREAS, the auditor of the Elkins District Court has advised that the Washington County Quorum Court needs to enact an ordinance to comply with the above-referred to statute.

**NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:**

ARTICLE 1. The District Court Clerk of the Elkins District Court is hereby designated as the official with the primary responsibility for the fines assessed in the Elkins District Court.

MARILYN EDWARDS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Sponsor: _____

Date of Passage: _____

Votes For: _____ Votes Against: _____

Abstention: _____ Absent: _____

ORDINANCE NO. 2014-_____

**BE IT ORDAINED BY THE QUORUM COURT
OF THE COUNTY OF WASHINGTON,
STATE OF ARKANSAS, AN ORDINANCE
TO BE ENTITLED:**

**AN ORDINANCE DESIGNATING THE
DISTRICT COURT CLERK OF THE PRAIRIE
GROVE DISTRICT COURT AS THE OFFICIAL
RESPONSIBLE FOR COLLECTION OF FINES
IN THE PRAIRIE GROVE DISTRICT COURT.**

WHEREAS, A.C.A. §16-13-709(2)(A)(i) states that the governing bodies of political subdivisions which contribute to the expenses of a District Court shall designate an official who shall be primarily responsible for the collection of fines assessed in the District Court; and,

WHEREAS, the auditor of the Prairie Grove District Court has advised that the Washington County Quorum Court needs to enact an ordinance to comply with the above-referred to statute.

**NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:**

ARTICLE 1. The District Court Clerk of the Prairie Grove District Court is hereby designated as the official with the primary responsibility for the fines assessed in the Prairie Grove District Court.

MARILYN EDWARDS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Sponsor: _____

Date of Passage: _____

Votes For: _____ Votes Against: _____

Abstention: _____ Absent: _____

Karen Beeks

From: George Butler
Sent: Tuesday, April 08, 2014 2:04 PM
To: Karen Beeks
Subject: back up info for elkins ordinance

16-13-709. Responsibility for collection

Currentness

(a)(1)(A)(i) The quorum court of each county of the state shall designate a county official, agency, or department which shall be primarily responsible for the collection of fines assessed in the circuit courts of this state.

(ii) All fines collected each month in circuit court by the designated county official, agency, or department shall be disbursed by the fifth working day of the following month to the State Administration of Justice Fund, the county administration of justice fund, and the appropriate county fund, state entity, or state agency as provided by law.

(iii) The sheriff shall remain responsible for collecting bail or money deposited in lieu of bail on behalf of defendants discharged from incarceration pursuant to law in circuit court.

(B)(i) The quorum court may delegate the responsibility for the collection of delinquent fines assessed in circuit court to a private contractor.

(ii) The contractor may receive, under a written contract, a commission on delinquent fines collected for circuit court.

(C)(i) The commission agreed to be received by the private contractor shall be a portion of the total fine owed by a defendant.

(ii) The court shall credit the defendant with the gross amount remitted to the private contractor.

(iii) The private contractor shall remit the gross amounts collected to the county official, agency, or department designated under subdivision (a)(1)(A) of this section on at least a monthly basis.

(iv) Payment of the commission shall be through the county claims process.

(v) The county treasurer shall make a pro rata disbursement of the remaining fines to the State Administration of Justice Fund, the county administration of justice fund, and the appropriate county fund, state entity, or state agency as provided by law.

(2)(A)(i) The governing body or, if applicable, each governing body of a political subdivision which contributes to the expenses of a district court shall designate a county, town, or city official, agency, or department who shall be primarily responsible for the collection of fines assessed in the district courts of this state.

(ii) All fines collected each month in district court or a department of district court by the designated county, town, or city official, agency, or department shall be disbursed by the tenth working day of the following month pursuant to § 16-17-707.

(B) The chief of police of the town or city in which a district court is located shall remain responsible for collecting bail or money deposited in lieu of bail on behalf of defendants discharged from incarceration pursuant to law in district court.

(C)(i) The governing body or, if applicable, each governing body of a political subdivision which contributes to the expenses of a district court may delegate the responsibility for the collection of delinquent fines assessed in district court to a private contractor.

(ii) The contractor may receive under a written contract a commission on delinquent fines collected for district court.

(iii) The commission agreed to be received by the private contractor shall be a portion of the total fine owed by a defendant.

(iv) The court shall credit the defendant with the gross amount remitted to the private contractor.

(v) The private contractor shall remit the gross amount collected to the county, town, or city official, agency, or department designated under subdivision (a)(2)(A) of this section on a monthly basis.

(vi) The commission expense shall be apportioned among each governing body of a political subdivision which contributes to the expenses of a district court in proportion to the gross amount of fines collected for that political subdivision.

(vii) Payment of the commission shall be according to accounting procedures prescribed by law.

(viii) The remainder of fines received shall be disbursed pro rata under this section and §§ 16-10-209, 16-10-308, and 16-17-707.

(3) "Delinquent" means any fines assessed in the circuit courts or district courts of this state which have not been paid as ordered for a period of ninety (90) days or three (3) payments, either consecutive or concurrent, since payment was ordered or since last partial payment was received.

(4) A copy of the ordinance making the designation shall be provided to the Administrative Office of the Courts.

(b)(1) If a private contractor is selected to collect delinquent fines, then to ensure the integrity of the court and to protect the county, town, or city, the contractor shall register with the Secretary of State and shall file with the Secretary of State a surety bond or certificate of deposit.

(2) The amount of the surety bond or certificate of deposit shall be fifty thousand dollars (\$50,000).

(3) The county, town, city, or any person suffering damage by reason of the acts or omissions of the contractor may bring action on the bond for damages.

(4) A contractor shall be ineligible to provide such services if the owner, operator, partner, or employee has been convicted of a felony.

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