

State of Arkansas  
94th General Assembly  
Regular Session, 2023

# A Bill

SENATE BILL 442

By: Senators G. Leding, Hester, A. Clark  
By: Representatives Womack, Cozart, Hudson

## For An Act To Be Entitled

AN ACT TO ENSURE THAT ANY COURT COSTS AND FEES PAID BY A DEFENDANT IN A CRIMINAL CASE SHALL BE REFUNDED TO HIM OR HER IF FOUND NOT GUILTY OR ACQUITTED; AND FOR OTHER PURPOSES.

## Subtitle

TO ENSURE THAT ANY COURT COSTS AND FEES PAID BY A DEFENDANT IN A CRIMINAL CASE SHALL BE REFUNDED TO HIM OR HER IF FOUND NOT GUILTY OR ACQUITTED.

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. Court costs and fees - Defendant refunded - Definition.

(a) Any court costs and fees paid by a defendant in a criminal case in a district or circuit court shall be refunded to the defendant if he or she is found not guilty or is acquitted.

(b) If a defendant is found not guilty or is acquitted for one (1) or more charges but not all charges, only the court costs and fees paid by the defendant specifically associated with the charge of which he or she was found not guilty or is acquitted shall be refunded to the defendant.

(c) As used in this section, "court costs and fees" include without limitation any sum paid by the defendant to a government entity or to a third party responsible for remitting the sum to a governmental entity.

