

State of Arkansas
95th General Assembly
Regular Session, 2025

A Bill

SENATE BILL 549

By: Senator G. Leding
By: Representative Womack

For An Act To Be Entitled

AN ACT TO ENSURE THAT MANDATED COSTS AND FEES PAID BY
A DEFENDANT IN A CRIMINAL CASE SHALL BE REFUNDED UPON
AN ACQUITTAL, A DISMISSAL, OR AN ORDER OF NOLLE
PROSEQUI; AND FOR OTHER PURPOSES.

Subtitle

TO ENSURE THAT MANDATED COSTS AND FEES
PAID BY A DEFENDANT IN A CRIMINAL CASE
SHALL BE REFUNDED UPON AN ACQUITTAL, A
DISMISSAL, OR AN ORDER OF NOLLE
PROSEQUI.

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. Mandated costs and fees – Defendant refunded – Definition.

(a) As used in this section, "mandated costs and fees" includes without limitation any sum that is required to be paid by the defendant that is associated with being subject to a prosecution, including without limitation court filing costs and fees, service costs and fees, ignition interlock device costs and fees, pretrial supervision costs and fees, and ankle monitor costs and fees.

(b) Any mandated costs and fees paid by a defendant in a criminal case shall be refunded to the defendant if:

- (1) He or she is acquitted of the charge or charges; or
- (2) The charge or charges are otherwise dismissed or an order of



nolle prosequi is entered.

(c) If a defendant is acquitted of one (1) or more charges or if an order of dismissal or nolle prosequi is entered for one (1) or more charges but he or she is convicted of the remaining charge or charges in the case, only the mandated costs and fees paid by the defendant that are specifically associated with the charge or charges described in subsection (b) of this section shall be refunded to the defendant.