Stricken language would be deleted from and underlined language would be added to present law. Act 1109 of the Regular Session

1	State of Arkansas	As Engrossed: \$3/22/17	
2	91st General Assembly	A Bill	
3	Regular Session, 2017		SENATE BILL 586
4			
5	By: Senator Hester		
6			
7		For An Act To Be Entitled	
8	AN ACT REQUIRING A PERSON CONVICTED OF AN OFFENSE		
9	USING A COMPUTER OR THE INTERNET TO PAY AN ADDITIONAL		
10	FEE; TO (	CREATE A FEE; AND FOR OTHER PURPOSES.	
11			
12			
13		Subtitle	
14	REQ	UIRING A PERSON CONVICTED OF AN	
15	OFF	ENSE USING A COMPUTER OR THE INTERNET	
16	ТО	PAY AN ADDITIONAL FEE; AND TO CREATE A	L
17	FEE	· ·	
18			
19			
20	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARKAN	NSAS:
21			
22	SECTION 1. Ar	kansas Code Title 5, Chapter 4, Subchap	pter 2, is amended
23	to add an additional section to read as follows:		
24	<u>5-4-704.</u> Local	<u>l cybercrime fee.</u>	
25	(a) As used i	n this section, "applicable felony" me	ans:
26	<u>(1)</u> A f	elony involving violence as defined in	§ 5-4-501(d)(2);
27	<u>(2)</u> A f	elony offense for which a person is re	<u>quired to register</u>
28	<u>as a sex offender un</u>	der the Sex Offender Registration Act	of 1997, § 12-12-
29	<u>901; or</u>		
30	<u>(3)</u> A f	elony offense under § 12-12-904.	
31	(b) In additi	on to any other fee authorized or requ	ired by law, a
32	circuit court shall assess an additional fee of up to five hundred dollars		
33	<u>(\$500) for each appl</u>	icable felony conviction for an offens	<u>e that the trier of</u>
34	<u>fact finds:</u>		
35	<u>(1)</u> Invo	olved the use of a computer, an electro	<u>onic device, or the</u>
36	internet; and		



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As Engrossed: S3/22/17

SB586

1	(2) The investigation of which expended specialized law		
2	enforcement personnel or materials designed to investigate offenses involving		
3	a computer, an electronic device, or the internet.		
4	(c)(l)(A) A fee provided for under subsection (b) of this section and		
5	collected in a circuit court shall be remitted by the tenth day of each month		
6	to a special cybercrime fee law enforcement fund to be administered by the		
7	prosecuting attorney.		
8	(B) The special cybercrime fee law enforcement fund shall		
9	consist of moneys obtained under this section or as otherwise provided for by		
10	law.		
11	(2) Moneys in the special cybercrime fee law enforcement fund		
12	shall be expended on a periodic basis and upon a showing of necessity to		
13	local law enforcement agencies located in or in part of the judicial district		
14	for the purposes of training law enforcement personnel in the investigation		
15	of offenses involving the use of a computer, electronic device, or the		
16	internet and in procuring tools and devices that assist in the investigation		
17	of offenses involving the use of a computer, electronic device, or the		
18	internet.		
19	(3) Moneys in the special cybercrime fee law enforcement fund		
20	shall not be considered a source of revenue to meet a normal operating		
21	expense.		
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23	/s/Hester		
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26	APPROVED: 04/07/2017		
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