

A.C.A. § 5-4-706

Current through all legislation of the 2023 Regular Session and the 2023 First Extraordinary Session.

*AR - Arkansas Code Annotated > Title 5 Criminal Offenses > Subtitle 1. General Provisions > Chapter 4
Disposition of Offenders > Subchapter 7 — Enhanced Penalties for Certain Offenses*

5-4-706. Local cybercrime fee.

(a) As used in this section, “applicable felony” means:

- (1) A felony involving violence as defined in § 5-4-501(d)(2);
- (2) A felony offense for which a person is required to register as a sex offender under the Sex Offender Registration Act of 1997, § 12-12-901 et seq.; or
- (3) A felony offense under § 12-12-904.

(b) In addition to any other fee authorized or required by law, a circuit court shall assess an additional fee of up to five hundred dollars (\$500) for each applicable felony conviction for an offense that the trier of fact finds:

- (1) Involved the use of a computer, an electronic device, or the internet; and
- (2) The investigation of which expended specialized law enforcement personnel or materials designed to investigate offenses involving a computer, an electronic device, or the internet.

(c)

(1)

(A) A fee provided for under subsection (b) of this section and collected in a circuit court shall be remitted by the tenth day of each month to a special cybercrime fee law enforcement fund to be administered by the prosecuting attorney.

(B) The special cybercrime fee law enforcement fund shall consist of moneys obtained under this section or as otherwise provided for by law.

(2) Moneys in the special cybercrime fee law enforcement fund shall be expended on a periodic basis and upon a showing of necessity to local law enforcement agencies located in or in part of the judicial district for the purposes of training law enforcement personnel in the investigation of offenses involving the use of a computer, electronic device, or the internet and in procuring tools and devices that assist in the investigation of offenses involving the use of a computer, electronic device, or the internet.

(3) Moneys in the special cybercrime fee law enforcement fund shall not be considered a source of revenue to meet a normal operating expense.

History

Acts 2017, No. 1109, § 1.

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