

Code of Ordinances

Greene County, Arkansas

Association of Arkansas Counties

1415 West Third Street • Little Rock, Arkansas 72201

501-372-7550

Copyright © 2024

ASSOCIATION OF ARKANSAS COUNTIES

PUBLISHERS ACKNOWLEDGEMENT

Every effort has been made in the publication of this Code of Ordinances to preserve the intent and meaning of the original ordinance. Our goal has been to make the ordinances of Greene County easily accessible to all, including County Officials and citizens.

This Page Intentionally Left Blank.

ORDINANCE NO.

AN ORDINANCE ENACTING REVISIONS TO THE CODE OF ORDINANCES FOR THE COUNTY OF GREENE, STATE OF ARKANSAS; AND DECLARING AN EMERGENCY.

WHEREAS, Arkansas Code Annotated (A.C.A.) § 14-14-903 requires Greene County, Arkansas, to codify and compile any existing ordinances and all new ordinances not heretofore adopted or published and to incorporate such ordinances into one unified code in book form no later than 1980 and at a minimum every five years thereafter; and

WHEREAS, the Quorum Court of Greene County, Arkansas, has authorized a general compilation, revision and codification of the ordinances of Greene County, Arkansas, of a general and permanent nature and the publication of such ordinance in book form; and

WHEREAS, new ordinances have been passed since the adoption of the Code of Ordinances;

Now, therefore, be it ordained by the Quorum Court of Greene County, Arkansas:

- 1) New ordinances have been adopted by the Quorum Court since the Code of Ordinances was adopted by Greene County in [Ord. No.](#) .
- 2) The Code of Ordinances referenced in Section 1 has hereby been revised to include the new ordinances which were adopted by the Quorum Court subsequent to the adoption of the Code of Ordinances.
- 3) The general ordinances of Greene County, Arkansas, as revised, amended, restated, codified, and compiled in book form are hereby adopted as and shall constitute the “Code of Ordinances of Greene County, Arkansas.”
- 4) **REPEALER.** All prior ordinances pertaining to the subjects addressed in this Code of Ordinances are hereby repealed from the effective date of this Ordinance unless they are included and re-ordained, in whole or in part, in this Code; provided, such repeal shall not affect any offense committed or penalty incurred, or any right established prior to the effective date of this Ordinance.

Nor shall such repeal affect ordinances which levy taxes, appropriate funds, annex or detach territory, establish franchises, or grant special rights to persons, authorize public improvements, authorize the issuance of bonds, or borrowing of money, authorize the purchase or sale of real or personal property, grant or accept easements, plat or dedication

of land to public use, vacate or set the boundaries of streets or other public places. Nor shall such repeal affect any other ordinance of a temporary or special nature or pertaining to subjects not contained in or covered by the Code.

- 5) PUBLICATION DATE. Such Code shall be deemed published as of the day of its adoption and approval by the County Judge of Greene County, Arkansas. The County Clerk of Greene County, Arkansas, is hereby authorized and ordered to file a copy of such Code of Ordinances in the Office of the County Clerk.
- 6) EMERGENCY CLAUSE. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety, and general welfare of the people of Greene County, Arkansas, and therefore this Ordinance shall be in full force and effect from and after the date of its passage.

APPROVED: _____
Greene County Judge

ATTEST: _____
Greene County Clerk

DATED: _____

County Officials
Greene County, Arkansas

County Officers:

County Judge	Rusty McMillon
County Clerk	Phyllis Rhynes
Circuit Clerk	Lesa Gramling
County Sheriff	Brad Snyder
County Collector	Cindy Tracer
County Treasurer	Kristi Rawls
County Assessor	Ashley Reynolds
County Coroner	Marty Buchman

Quorum Court Members:

Justice of the Peace	Sherma Dicus
Justice of the Peace	Robby Glasco
Justice of the Peace	Bill McCartney
Justice of the Peace	Jonathan Davis
Justice of the Peace	Michele Boling
Justice of the Peace	Phillip Keeling
Justice of the Peace	Allen Davis
Justice of the Peace	Dean Wooldridge
Justice of the Peace	Marc Reeves
Justice of the Peace	Ronnie Roberts
Justice of the Peace	Clint Harris

This Page Intentionally Left Blank.

Table of Contents

Chapter 1: GENERAL PROVISIONS	1-1
Chapter 2: ADMINISTRATION.....	2-1
Article I. QUORUM COURT	2-2
Article II. COUNTY OFFICERS AND PERSONNEL	2-13
Article III. COUNTY ORGANIZATIONS	2-26
Article IV. COUNTY POLICIES.	2-44
General Policies	2-45
Employee / Employment Policies.....	2-48
Purchasing Policies.....	2-49
Article V. EMERGENCIES: PLANS, SYSTEMS AND FEES	2-51
General.....	2-51
Flooding.....	2-55
Article VI. COUNTY FUNDS AND FEES	2-60
Chapter 3: LAW ENFORCEMENT	3-1
Article I. COUNTY POLICIES	3-2
Article II. COUNTY JAILS	3-3
Article III. COURT COSTS	3-10
Article IV. COUNTY LAW	3-19
Chapter 4: TAXES.....	4-1
Article I. ADMINISTRATION.....	4-2
Article II. ASSESSMENT.....	4-3
General.....	4-7
Personal Property	4-7
Real Property	4-7
Local Option	4-7
Article III. COLLECTION.....	4-28
Chapter 5: PUBLIC RECORDS	5-1
Chapter 6: AGRICULTURE AND LIVESTOCK.....	6-1
Article I. FAIRS, SALES AND LIVESTOCK	6-2
Article II. INSPECTION AND PROTECTION	6-3

Article III. RODENT, PREDATOR, INSECT AND WEED CONTROL	6-4
Chapter 7: ANIMALS	7-1
Article I. ANIMALS – GENERAL.....	7-2
Article II. ANIMAL CONTROL	7-5
Chapter 8: COMMUNITY SERVICES.....	8-1
Article I. CEMETERY, BURIAL AND MEMORIAL	8-2
Article II. CONSUMER EDUCATION / PROTECTION	8-3
Article III. LIBRARIES, MUSEUMS, AMUSEMENTS, ENTERTAINMENT HALLS, HISTORICAL AND NATURAL SITE SERVICES	8-4
Libraries.....	8-6
Museums.....	8-13
Amusements / Entertainment Halls	8-13
Historical and Natural Site Services	8-13
Article IV. PARKS AND RECREATION.....	8-14
Article V. EDUCATION.....	8-15
Chapter 9: EMERGENCY SERVICES	9-1
Article I. AMBULANCE	9-2
Article II. OFFICE OF EMERGENCY MANAGEMENT	9-3
Article III. FIRE PREVENTION / PROTECTION	9-4
Article IV. JUVENILE SERVICES.....	9-10
Chapter 10: HUMAN SERVICES	10-1
Article I. AIR / WATER POLLUTION CONTROL.....	10-2
Article II. CHILD, YOUTH, SENIOR CITIZEN SERVICES	10-3
Article III. PUBLIC HEALTH, HOSPITALS AND NURSING HOMES	10-5
Article IV. SOCIAL AND REHABILITATION SERVICES	10-8
Chapter 11: PUBLIC WORKS.....	11-1
Article I. SOLID WASTE COLLECTION / DISPOSAL.....	11-2
Article II. RECYCLING	11-10
Article III. UTILITY SERVICES	11-11
Article IV. SANITARY, STORM SEWERS.....	11-12
Article V. SEWAGE TREATMENT SERVICES	11-13

Article VI. WATER SUPPLY AND DISTRIBUTION SERVICES	11-14
Chapter 12: ROADS / TRANSPORTATION	12-1
Article I. ROADS, BRIDGES, AIRPORTS, AVIATION	12-2
Article II. FERRIES, WHARVES, DOCKS, MARINE SERVICES	12-7
Article III. PARKING	12-8
Article IV. PUBLIC TRANSPORTATION	12-9
Chapter 13: URBAN /RURAL DEVELOPMENT	13-1
Article I. BUILDING	13-2
Article II. PLANNING / ZONING	13-3
Article III. ECONOMIC DEVELOPMENT	13-5
Article IV. HOUSING.....	13-6
Article V. WATERCOURSE, DRAINAGE, IRRIGATION, FLOOD CONTROL SERVICES	13-10
Chapter 14: OTHER COUNTY SERVICES	14-1
INDEX	1

This Page Intentionally Left Blank.

Chapter 1: GENERAL PROVISIONS

A.C.A. § 14-14-903(d). Record of proceedings.

(a) CODIFICATION OF ORDINANCES.

- (1) At five-year intervals, county ordinances of a general and permanent nature enacted in each of the several counties shall be compiled into a uniform code and published.
- (2) (A) A quorum court may codify county ordinances and revise the codification at other periodic times as it considers necessary.

(B) The county ordinance adopting the codification or revision:
 - (i) Shall be enacted and published in accordance with the requirements for the passage of county ordinances under this subchapter; and
 - (ii) May provide for the repeal of certain county ordinances and parts of county ordinances by the deletion or omission of them from the codification or revision.
- (3) A quorum court shall file a code of county ordinances and subsequent revisions to the code of county ordinances with the county clerk under § 14-14-909(b).
- (4) A code of county ordinances is a prima facie evidence of the law contained within it.

A.C.A. § 14-14-906. Penalties for violation of ordinances.

(a) AUTHORITY TO ESTABLISH.

- (1) (A) A county quorum court may fix penalties for the violation of any ordinance, and these penalties may be enforced by the imposition of fines, forfeitures, and penalties on any person offending against or violating the ordinance.

(B) The fine, forfeiture or penalty shall be prescribed in each particular ordinance or in an ordinance prescribing fines, forfeitures, and penalties.
- (2) (A) A quorum court shall have the power to provide, by ordinance, for the prosecution, recovery, and collection of the fines, forfeitures, and penalties.

GREENE COUNTY CODE OF ORDINANCES
Chapter 1 - General

- (B) (i) A quorum court shall not have the power to define an offense as a felony or to impose any fine or penalty in excess of one thousand dollars (\$1,000) for any one (1) specified offense or violation, or double that sum for each repetition of the offense or violation.
- (ii) If an act prohibited or rendered unlawful is, in its nature, continuous in respect to time, the fine or penalty for allowing the continuance thereof in violation of the ordinance, shall not exceed five hundred dollars (\$500.00) for each day that it may be unlawfully continued.
- (b) DISPOSITION. All fines and penalties imposed for violation of any county ordinance shall be paid into the county general fund.

Section

100.00	Title of Code.
100.01	Chapter titles and other headings.
100.02	References to chapters, sections or other subparts.
100.03	Definitions.
100.04	Supplementation of, or amendments to the Code.
100.05	Errors and omissions.
100.06	Code variance from original ordinance.
100.07	Ordinances not affected by the Code.
100.08	Repealed ordinances.
100.09	Severability.
100.10	Historical notes; editor's notes.
100.11	Prior offenses or rights.
100.99	Penalty.

GREENE COUNTY CODE OF ORDINANCES
Chapter 1 - General

§ 100.00 TITLE OF CODE.

This Codification of Ordinances, set forth by Greene County, Arkansas, shall be designated and known as the Code of Greene County and may be cited as such.

§ 100.01 CHAPTER TITLES AND OTHER HEADINGS.

Any heading, caption or other subpart designation used in this Code other than chapter titles, article titles and subtitles, and section titles shall not be considered a part of the text of any section and are used for reference purposes only for the ease of use for the reader.

§ 100.02 REFERENCES TO CHAPTERS, SECTION OR OTHER SUBPARTS.

All references in the Code to chapters, sections, or other subparts, are to this Code, unless otherwise specified and cited.

§ 100.03 DEFINITIONS.

- 1) Words and phrases shall be taken in their plain and ordinary meaning with the exception of technical words and phrases which have a specific and peculiar meaning. These words and phrases shall be taken in accordance with their technical meaning.
- 2) The following definitions shall be applied throughout this Code, unless the context clearly indicates another meaning be used.

A.C.A. Shall mean the Arkansas Code of 1987 Annotated, as amended.

CODE, THIS CODE. Shall mean the Code of Greene County, Arkansas.

COUNTY. Greene County, Arkansas.

GENDER. Any reference to gender, whether specifically or in terms of gender neutrality, shall be construed to include both male and female.

MAY. The act referred to is permissive.

MONTH. A calendar month.

OATH. An affirmation in all cases which, by law, an affirmation may be substituted for an oath and such cases where the words “swear” and “sworn” shall be equivalent to the words “affirm” or “affirmed”.

OFFICE, OFFICER, DEPARTMENT(S), BOARD(S), EMPLOYEE(S) OR COMMISSION. Any reference to an office, officer, department, board, employee, commission or any other representative shall be construed to be of this County unless otherwise indicated in the text.

GREENE COUNTY CODE OF ORDINANCES
Chapter 1 - General

OFFICIAL TIME. Whenever specific hours are referenced in this Code, they shall mean central standard or central daylight savings time based upon the current time measure in use in the County.

PERSON. Includes person, persons, firm, corporation, partnership or co-partnership, association, organization, trustee or any other group or person acting as either a unit or on behalf of another.

SHALL. The act referred to is mandatory.

SIGNATURE OR SUBSCRIPTION. Will include a mark when the person is unable to write.

STATE. The State of Arkansas.

WRITTEN OR WRITING. Includes any representation of words, letters or symbols including printing.

YEAR. A calendar year.

§ 100.04 SUPPLEMENTATION OF, OR AMENDMENTS TO THE CODE.

Supplements and amendments to this Code shall be prepared when authorized by the Quorum Court. Each supplement or amendment will contain all substantive law laid out in the ordinances passed during the period covered by the supplement or amendment. The supplementary pages shall be so numbered as to fit properly into the Code as it exists. The pages will replace pages which have become outdated based on the new ordinances, when applicable.

§ 100.05 ERRORS AND OMISSIONS.

Any manifest error which consists of the misspelling of any word, the omission of any word(s) necessary to adequately express the intention of the ordinance, the use of a word(s) to which no reasoning can be attached or the use of a word(s) when another word obviously was meant in its stead; the spelling should be corrected, the word(s) inserted or replaced with the word intended. The ordinance or section of Code should be construed as though the error had not occurred and as though the correct spelling or word(s) was included in the original publishing of the Code. If there is any question as to what the intent is of the text then no alteration shall be made.

§ 100.06 CODE VARIANCE FROM ORIGINAL ORDINANCE.

In the effort to create a code of ordinances that is consistent in style and formatting, which employs proper spelling, punctuation, and grammar and which eliminates redundant language which is not necessary to express the full intent of the ordinance as written, changes have been made to the original ordinances. As a consequence of these stylistic changes, the

GREENE COUNTY CODE OF ORDINANCES
Chapter 1 - General

Code may not read verbatim to the original ordinance and the section names or numbers may be different in the Code than they were laid out in the original ordinance.

§ 100.07 ORDINANCES NOT AFFECTED BY THE CODE.

Neither this Code, nor the ordinance adopting this Code, shall be construed to affect any ordinance in one or more of the following categories:

- 1) Levying taxes;
- 2) Appropriating funds;
- 3) Annexing or detaching territory;
- 4) Establishing franchises;
- 5) Granting special rights to persons;
- 6) Authorizing public improvements;
- 7) Authorizing the issuance of bonds or the borrowing of money;
- 8) Authorizing the purchase or sale of real or personal property;
- 9) Granting or acceptance of easements;
- 10) Platting or dedication of land to public use;
- 11) Vacating or setting boundaries on streets or other public places;
- 12) Ordinances of a temporary or special nature;
- 13) Ordinances pertaining to subjects not contained in or covered by the Code.

All ordinances covered by one of the categories above shall be considered in full force and effect to the same extent as if they had been laid out in the Code.

§ 100.08 REPEALED ORDINANCES.

- 1) From and after the effective date of this Code, all prior ordinances which pertain to the subjects covered by this Code, but are not included in this Code, shall be deemed repealed.

GREENE COUNTY CODE OF ORDINANCES
Chapter 1 - General

- 2) When an ordinance which repeals a former ordinance shall be repealed itself, this repeal shall not be construed to revive the former ordinance, in whole or in part, that was previously repealed, unless expressly provided for by the repealing ordinance.

§ 100.09 SEVERABILITY.

If any part of this Code is held to be invalid by the decree of any court of competent jurisdiction or subsequent legislative action, such invalidity shall not affect the remaining parts of the Code which can be given effect without the invalid provision or application.

§ 100.10 HISTORICAL NOTES; EDITOR'S NOTES.

The historical notes and the editor's notes contained in this Code are not intended to have any legal effect, but are intended to assist the reader of this Code by providing additional information.

§ 100.11 PRIOR OFFENSES OR RIGHTS.

The adoption of this Code, amendments to this Code, or supplements to this Code shall not affect any offense or penalty committed or incurred or any contract or right established prior to the effective date of this Code, amendment or supplement contained herein.

§ 100.99 PENALTY.

- 1) When an act is made unlawful or prohibited by this Code, or by a County ordinance, and there is no specific fine or penalty otherwise provided, the fine or penalty shall not exceed five hundred dollars (\$500.00) for any one (1) specified violation or offense nor shall the fine or penalty exceed double that amount for each repetition of the offense or violation.
- 2) When an act that is made unlawful or prohibited by this Code, or by a County ordinance, is continuous in nature, the fine or penalty for the continuance thereof shall not exceed two hundred and fifty dollars (\$250.00) for each day the act may be unlawfully continued.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Chapter 2: ADMINISTRATION

Article

- I. QUORUM COURT**
- II. COUNTY OFFICERS AND PERSONNEL**
- III. COUNTY ORGANIZATIONS**
- IV. COUNTY POLICIES**
- V. EMERGENCIES: PLAN, SYSTEMS, FEES**
- VI. COUNTY FUNDS AND FEES**

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Article I. QUORUM COURT

A.C.A. § 14-14-702. Authority to establish – Restrictions.

The county quorum court of each county may prescribe, by ordinance, the department, board structure, and organization of their respective county governments and may prescribe the functions of all offices, departments, and boards. However, no ordinance shall be enacted by a quorum court which:

- (1) Divests the county court of any of its original jurisdictions granted by the Arkansas Constitution. However, where any county ordinance establishing a department or board and the assignment of functions thereof interferes with the jurisdictions of the county court, it shall be implied that the functions and acts may be performed on order of the county court or proper order of superior courts on appeal;
- (2) Alters the organization of elected county officials established by the Arkansas Constitution, except through the provisions of Arkansas Constitution Amendment 55, § 2(b). However, any function or duty assigned by statute may be reassigned by ordinance; or
- (3) Limits any provision of state law directing or requiring a county government or any officer or employee of a county government to carry out any function or provide any service. However, nothing in this section shall be construed to prevent the reassignment of functions or services assigned by statute where Arkansas reassignment does not alter the obligation of the county to continue providing such function or service.

A.C.A. § 14-14-904(a)-(c). Procedures Generally.

(a) TIME AND PLACE OF QUORUM COURT ASSEMBLY.

- (1) (A)(i) The justices of the peace elected in each county shall assemble and organize as a county quorum court body on the first regular meeting date after the beginning of the justices' term in office, or the county judge may schedule the biennial meeting date of the quorum court on a date in January other than the first regular meeting date of the quorum court after the beginning of the justices' term.
 - (ii) At the first regular meeting, the quorum court shall establish the date, time, and location of meetings of the quorum court.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

(iii)The organizational ordinance adopted at the first regular meeting of the quorum court shall be effective upon adoption.

- (2) By declaration of emergency or determination that an emergency exists and the safety of the general public is at risk, the county judge may change the date, place, or time of the regular meeting of the quorum court upon twenty-four-hour notice.

.

(c) SPECIAL MEETINGS OF THE QUORUM COURT

- (1) The county judge or a majority of the elected justices may call a special meeting of the quorum court upon at least twenty-four (24) hours' notice in such manner as may be prescribed by local ordinance.

- (2) In the absence of procedural rules, the county judge or a majority of the elected justices may call a special meeting of the quorum court upon written notification of all members not less than two (2) calendar days prior to the calendar day fixed for the time of the meeting. The notice of special meeting shall specify the subjects, date, time, and designated location of the special meeting.

- (3) (A) Notice of assembly of a county grievance committee or assembly of less than a quorum of the body, referred to under this section as a “regular committee” or “special committee”, may be provided upon oral notice to the members of at least forty-eight (48) hours unless an emergency exists

- (B) If an emergency exists, written notice of at least twenty-four (24) hours stating the basis of the emergency shall be provided.

A.C.A. § 14-14-801(a). Powers Generally.

- (a) As provided by Arkansas Constitution, Amendment 55, § 1, Part (a), a county government, acting through its county quorum court, may exercise local legislative authority not expressly prohibited by the Arkansas Constitution or by law for the affairs of the county.

.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Section

200.00	Quorum Court meeting time, place, rules and regulations.
200.01	Regulating the participation in quorum court meetings.
200.02	Designating a Secretariat of the Quorum Court.
200.03	Juror pay.
200.04	Calling a special meeting.
200.05	Compensation for the Justice of the Peace.
200.06	Criteria to submit legislation before the Quorum Court.

§ 200.00 QUORUM COURT MEETING TIME, PLACE, RULES AND REGULATIONS.

- 1) The Greene County Quorum Court hereby establishes that there shall be only one regular monthly meeting of the Quorum Court instead of two.
- 2) The regular monthly meeting of the Quorum Court is hereby set to be on the third Monday of each month.
- 3) MEETING PLACE. The meeting place of the regularly scheduled monthly meeting shall be the middle courtroom located on the second floor of the Greene County Courthouse, unless otherwise indicated in publication of the meeting.
- 4) The meeting time of the regularly scheduled monthly meeting shall be at 6:00 p.m.
- 5) During the pandemic emergency, Quorum Court Members and other County Officials members are authorized to attend, speak and vote using zoom or other virtual communication means during Quorum Court Meetings. Citizens are also authorized to attend and speak virtually if in compliance with other provisions of these Rules. An alternative and simpler communication opportunity such as speakerphone in the Meeting room should be provided for citizens to access if computer virtual communication is not easily accessible and understandable for those citizens.
- 6) The Quorum Court adopts the Robert's Rules of Parliamentary Procedure for Municipalities and Counties.
- 7) Public Comment section shall be at the end of the agenda for items that are not on the agenda. Any citizen or group of a topic, that desires to address the court, will be limited

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

to three (3) minutes. Three minutes will be given to each group that is for the topic or against the topic during this portion of the agenda.

- 8) The presiding officer will provide a sign-up sheet prior to the start of the meeting labeled “Public Comments” so that any citizen that wants to participate may sign up. In the event that the presiding officer determines that more than one citizen is to speak on a topic, the presiding officer may ask that the citizen or citizens combine their time for the comment period.
- 9) The members of the Quorum Court are a body politic, elected by the constituents of their district. The elected members meet during public meetings to conduct business. The members of the Quorum Court are not required to vote or act upon comments or requests of the citizens during the public comment portion of the meeting.
- 10) REPEALER. All ordinances and parts of ordinances that are in conflict with this Ordinance shall be stricken.
- 11) SEVERABILITY CLAUSE. Should any section or provision of this Ordinance be, for any reason, held void or invalid, it shall not affect the validity of any other section or provision hereof which is not itself declared void or invalid.
- 12) EMERGENCY CLAUSE. In order to promote and continue the orderly operation of county government and to allow for the scheduling of future county business, and to provide an orderly fashion for the meetings, to provide adequate public input, this Ordinance shall be in full force and effect after its passage.
([Ord. 1977-004](#), passed 01-03-1977; Am. [Ord. 1977-022](#), passed 05-03-1977; Am. [Ord. 1979-001](#), passed 01-22-1979; Am. [Ord. 1979-005](#), passed 01-12-1979; Am. [Ord. 1981-001](#), passed 01-05-1981; Am. [Ord. 1987-001](#), passed 01-05-1987; Am. [Ord. 1993-002](#), passed 05-24-1993; Am. [Ord. 1993-008](#), passed 12-27-1993; Am. [Ord. 1995-002](#), passed 03-27-1995; Am. [Ord. 1997-005](#), passed 02-24-1997; Am. [Ord. 1999-001](#), passed 01-04-1999; Am. [Ord. 2001-001](#), passed 01-02-2001; Am. [Ord. 2003-001](#), passed 01-06-2003; Am. [Ord. 2008-002](#), passed 03-17-2008; Am. [Ord. 2019-001](#), passed 01-22-2019; Am. [Ord. 2021-002](#), passed 02-23-2021; Am. [Ord. 2023-002](#), passed 01-17-2023)

§ 200.01 REGULATING THE PARTICIPATION IN QUORUM COURT MEETINGS.

- 1) PURPOSE.
 - a) The Quorum Court of Greene County, Arkansas currently has an unwritten policy in place to afford citizens a reasonable opportunity to participate prior to the final decision of the Quorum Court, with such procedures currently meeting the requirements of A.C.A. § 14-14-109 (1992).
 - b) The Quorum Court desires to memorialize its current procedures regarding public participation.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- c) The Quorum Court desires to provide written guidelines so that the meetings of the Quorum Court will be conducted in a fair, expedient and efficient manner and that citizens will have a reasonable opportunity to participate prior to final decisions.
- d) Written guidelines will also ensure that all citizens will be given the same opportunity for reasonable participation prior to the final decision.

2) APPLICATION.

- a) This procedural Ordinance shall apply to all regularly scheduled meetings of the Quorum Court of Greene County.
- b) This procedural Ordinance will also apply to special meetings of the Quorum Court of Greene County except that public participation prior to the final decision at special meetings will be limited to matters specifically set to be decided at the special meeting.

3) PROCEDURE.

- a) *Public Comments.* The Quorum Court currently allots time at the end of its meeting for public comments.
 - i) The time allotted for public comments will be moved to the beginning of the meeting. The presiding officer will open the meeting as usual and any opening ceremonies will be conducted, such as a prayer and pledge of allegiance along with any other opening ceremonies conducted by the Court or presiding officer. After the opening ceremonies, the public will be given an opportunity to speak on any topic placed on the agenda for the current meeting or any other topic that relates to the business of the Quorum Court.
 - ii) The time allotted for public comments will be limited to 21 minutes.
 - iii) Any citizen that desires to address the court will be limited to three (3) minutes each during the public comment section. A citizen cannot allocate his/her three (3) minute time period to another citizen.
 - iv) The presiding officer will provide a sign-up sheet prior to the start of the meeting labeled "Public Comments" so that any citizen that wants to participate may sign up. The sign-up sheet should also contain a column for the topic or topics that the citizen desires to address. The presiding officer will call the names from the sign-up sheet on a first come first serve basis. The presiding officer will also address the audience after the

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 2 - Administration

names on the sign-up sheet are called to determine if anyone would like to participate that did not sign the list.

- v) In the event that the presiding officer determines that public participation for any meeting could require more than the 21 minute time period allotted, the presiding officer shall determine the topics that the citizens desire to discuss. If the presiding officer determines that the majority of the citizens desiring to participate during the public comments section wish to address one or two particular topic areas, the presiding officer, in his/her discretion, may table the topics and set a special meeting to address the topic or topics. In the event that the presiding officer does not set a special meeting the Quorum Court may then vote to extend the time allotted for public comments at such meeting and/or vote to limit all citizens to a minimum of two (2) minutes each at such meeting. The vote required to amend the time limits at such meeting will be a two-thirds majority vote and will have no effect on subsequent meetings.
- b) *Other Participation.* The members of the Quorum Court are a body politic, elected by the constituents of their district. The elected members meet during public meetings to conduct the business of Greene County. It is necessary that the meetings be conducted in an orderly and efficient manner. However, the Quorum Court recognizes that citizens have the right to participate prior to a final decision. The public comments section is being moved to provide citizens a reasonable opportunity to participate prior to final decisions. Agendas for the meetings are published in the local newspapers prior to the date established for the meetings. In addition, agendas are available at the meetings. Except as provided in the following provisions, public participation will be limited to the time designated and set aside for public comments.
 - i) Additionally, public comments will be allowed on any Ordinance that requires three (3) readings at separate meetings. The additional public comments will not be required prior to the first and second readings and votes. After the third reading of the Ordinance, public comments shall be allowed on the Ordinance prior to the third and final vote. Such public comment time will be set by the presiding officer after the third reading with a minimum time set at five (5) minutes and a minimum time limit on each citizen set at one (1) minute. If the presiding officer extends the time established beyond the five minutes for a particular Ordinance, he/she will not be required to extend the time for any other Ordinances that are considered during the meeting. This provision does not apply to resolutions.
 - ii) Additionally public comments will be allowed for Ordinances that require only one reading prior to the final vote or Ordinances that have the first, second, third and final readings and votes during the same meeting. This provision does not apply to resolutions.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

1. With regard to Ordinances that require only one reading prior to the final vote, public comments time will be set by the presiding officer after the reading but prior to the vote with a minimum time set at ten (10) minutes and a minimum time limit on each citizen set at two (2) minutes.
 2. With regard to Ordinances that have the first, second, third and final readings and votes during the same meeting, public comments time will be set by the presiding officer after the third reading with a minimum time set at ten (10) minutes and a minimum time limit on each citizen set at two (2) minutes.
- iii) Any citizen that speaks during the public comments section at the start of the meeting will also be allowed to speak during the additional public comments times established by paragraphs 2(a) or 2(b) if a citizen so desires.
- iv) With regard to additional public comments that are required under paragraphs 2(a) or 2(b), the presiding officer will provide a sign-up sheet prior to the start of the meeting labeled with the name of the Ordinance so that any citizen that wants to participate may sign up for that particular Ordinance. The presiding officer will call the names from the sign-up sheet on a first come first served basis as time permits. The presiding officer will also address the audience, if time permits, after the names on the sign-up sheet are called to determine if anyone would like to participate that did not sign the list.
- c) The above procedures will not apply to citizens that are placed on the agenda to address the Quorum Court. The presiding officer may determine the time limits and restrictions placed on citizens that are placed on the agenda.
- 4) **EFFECTIVE DATE.** This Procedural Ordinance will be effective beginning with the first meeting following the date of its passage.
([Ord. 1993-001](#), passed 04-12-1993)

§ 200.02 DESIGNATING A SECRETARIAT OF THE QUORUM COURT.

- 1) That the Quorum Court of Greene County, Arkansas does hereby designate the Human Resources Coordinator as Secretariat of the Quorum Court. Ordinance 2011-001 shall be repealed.
- 2) In the event that the Human Resources Coordinator is unable to appear and perform the duties set forth, the County Judge shall appoint a successor to serve as Secretariat in their absence.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 3) **REPEALER.** All ordinances and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. Unless specifically amended herein, all other portions of this Ordinances shall remain in full force and effect upon its passage.
([Ord. 1999-005](#), passed 01-12-1999; Am. [Ord. 2005-001](#), passed 01-18-2005; Am. [Ord. 2009-001](#), passed 01-05-2009; Am. [Ord. 2010-001](#), passed 01-18-2010; Am. [Ord. 2011-001](#), passed 01-18-2011; Am. [Ord. 2023-001](#), passed 01-17-2023)

§ 200.03 JUROR PAY.

- 1) **LEGISLATIVE INTENT.** Pursuant to the requirements of Act 1033 of 2007, codified as A.C.A. §§ 16-34-101, et seq. and in order to qualify for reimbursement from the State of Arkansas for a portion of said jury cost the Greene County Quorum Court hereby establishes the following minimum requirements necessary for compensation as jurors and corresponding rates of compensation for services as jurors or prospective jurors in Greene County, Arkansas.
- a. The person must have received official notice that he or she has been selected as a prospective juror and summoned to appear;
 - b. The person must actually appear at the location which they were summoned; and
 - c. Their attendance must be noted in writing by the circuit clerk.
- 2) **RATES OF COMPENSATION.** The following rates of compensation are established for jury service in Greene County Arkansas:
- a) Persons who are selected and seated as a member of the jury including alternates shall be compensated at the rate of fifty-dollars (\$50.00) per day;
 - b) Persons who are summoned and appear but who are not selected and seated as a member of the jury shall be compensated at the rate of fifteen dollars (\$15.00) per day; and
 - c) Persons summoned for jury service but who fail, for any reason to attend court shall not be entitled to receive compensation.
- 3) **STATE REIMBURSEMENT PROCEDURE AND RESPONSIBILITY ASSIGNMENT.** Pursuant to A.C.A. § 16-34-106 the County Clerk of Greene County, Arkansas shall be responsible for remitting, in a timely manner, all documentation required by the Administrative Office of the Courts in order to receive reimbursement for the jury cost incurred under A.C.A. § 16-34-103(b) and Section 2(1) of this Ordinance.
- 4) **EFFECTIVE DATE.** This Ordinance is adopted to comply with the provisions of A.C.A. §§ 16-34-101, et seq. and shall be effective as of January 1, 2008.
([Ord. 2007-004](#), passed 11-19-2007)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

§ 200.04 CALLING A SPECIAL MEETING.

- 1) The County Judge or a majority of the elected Justices of the Peace may call special meetings upon at least twenty-four (24) hours' notice.
- 2) Such notices shall include time, date, and place of the special meeting. The notice shall also include the general purpose of the meeting, however, this does not preclude the Quorum Court from acting on, or considering other matters, which may appropriately come before the body at such special meeting.
- 3) Notice of a special meeting given at any regular or special meeting of Quorum Court shall constitute due notice to the members present. The County Clerk shall be responsible for giving timely notice to absent members, as well as giving public notice, containing the information specified in Section 2.
- 4) Notice of a special meeting of the Quorum Court called by the Judge at other than a meeting of the Quorum Court shall be accomplished by the County Judge notifying the County Clerk, in writing if time permits, who shall be responsible for notifying each of the Justices of the Peace individually, in writing if time permits, and giving due public notice.
- 5) Notice of a special meeting of the Quorum Court called by a majority of the Justices of the Peace shall be accomplished by one member of the majority notifying the County Clerk, in writing if time permits. In addition to the information specified in Section 2, the notice shall include the name of each Justice of the Peace making up the majority calling the meeting. The County Clerk shall be responsible for notifying the County Judge and each Justice of the Peace individually, not included in the majority calling the special meeting, in writing if time permits, and giving due public notice.
- 6) In order to protect the rights and interest of all county officials concerned and the general public, it is the intent of this body that notices of a call for a special meeting shall be given as far in advance as possible consistent with the nature and immediacy of the purpose of the special meeting. The minimum twenty-four (24) hours' notice should therefore be restored to only under extreme and unusual circumstances.
- 7) SEVERABILITY CLAUSE. If any provision of this ordinance is held invalid, such invalidity shall not affect other provisions of the ordinance which can be given effect without the invalid provision, and to this end provisions of the ordinance are declared to be severable.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 8) EMERGENCY CLAUSE. Act 130 of 1975 authorizes the County Judge or a majority of the Justices of the Peace to call a special meeting of the Quorum Court upon at least a twenty-four (24) hours' notice in such manner as may be provided by ordinance or resolution. Implementation of Amendment 55 will unquestionably require the Quorum Court to meet more frequently than monthly in the immediate future to ensure the crucial business of county government is carried out in the best interest of the people. Therefore, an emergency is hereby declared to exist and this ordinance being necessary for the immediate preservation of the public, peace, health, and safety shall be in full force and effect from and after its passage and approval.
([Ord. 1977-001](#), passed 01-03-1977)

§ 200.05 COMPENSATION FOR JUSTICE OF THE PEACE.

- 1) The per diem compensation for each day that a Justice of the Peace attends a meeting of the Greene County Quorum Court is hereby fixed at \$50.00 per day; provided further that no Justice shall be paid per diem compensation in excess of \$3,450 per any one calendar year.
- 2) The compensation rate for travel of Justices to and from any meeting of the Quorum Court is hereby fixed at fifteen cents (15¢) per mile.
- 3) EMERGENCY CLAUSE. Act 8979 of 1975, Arkansas General Assembly, set a minimum and maximum per diem compensation for Justices of the Peace for attending Quorum Court meetings. Therefore, since Justices must be paid per diem compensation effective with this first meeting required to be held by law and for subsequent special and regular monthly meetings, also required by law, the Quorum Court must immediately proceed to set the compensation rates. Therefore, an emergency is hereby declared to exist and this Ordinance being necessary for the immediate preservation of the public, peace, health and safety shall be in full force and effect from and after its passage and approval.
([Ord. 1977-005](#), passed 01-03-1977; Am. [Ord. 1984-001](#), passed 02-13-1984)

§ 200.06 CRITERIA TO SUBMIT LEGISLATION BEFORE THE QUORUM COURT.

- 1) Justice of the Peace intending to introduce or submit to the Quorum Court for passage, or action on, any ordinance, resolution, petition, contract lease, appointment, or any matter of such importance, shall file the same with the County Judge's office prior to 4:00 PM on the Thursday preceding the regular Quorum Court meeting.
- 2) The County Judge upon filing in his office of any ordinance, resolution, petition, contract lease, appointment, or any matter of such importance, shall place the matter in the agenda of the next regular Quorum Court meeting, and shall cause the matter to be introduced or

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

submitted to the Quorum Court for its passage or action at that time.

- 3) The County Judge will mail to members of the Quorum Court such proposed legislation or other matter for their consideration prior to the next regular Quorum Court meeting.
- 4) No ordinance, resolution or other matter shall be introduced or submitted to the Quorum court for passage or action upon unless filed with the County Judge's office and placed on the agenda in the manner described in Sections I and II.
- 5) In cases where the deadline falls on a holiday the deadline shall be twenty-four (24) hours prior to that time.
- 6) The Quorum Court may by a two-thirds (2/3) vote of its members, suspend this section for filing and placing matters on the agenda, and may proceed to consider matters not in compliance with this Ordinance.

([Ord. 1977-008](#), passed 01-03-1977)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Article II. COUNTY OFFICERS AND PERSONNEL

A.C.A. § 14-14-603. Offices included.

- (a) Within the purposes of this chapter, the term “elective county office” shall mean any office created under the provisions of Arkansas Constitution, Article 7 § 19, as amended by Arkansas Constitution, Amendment 24, § 3 and Arkansas Constitution, Article 7 § 46.
- (b) The elective county offices established by these constitutional provisions are:
 - (1) One (1) sheriff who shall be ex officio collector of taxes, unless otherwise provided by law;
 - (2) One (1) collector of taxes, where established by law;
 - (3) One (1) assessor;
 - (4) One (1) coroner;
 - (5) One (1) treasurer, who shall be ex officio treasurer of the common school fund;
 - (6) One (1) surveyor;
 - (7) One (1) clerk of the circuit court, who shall be clerk of the probate division and ex officio clerk of the county and recorder, unless otherwise provided by law; and
 - (8) One (1) county clerk, where established by law.

A.C.A. § 14-14-604. Elective county officers; exclusions.

Offices expressly excluded from the provisions of this subchapter are:

- (1) The judge of the county court created pursuant to Arkansas Constitution, Article 7, § 28, such office being an “elective county office” but not deemed separable from the county court which serves as a principal element of county government and constitutional organization;
- (2) Justices of the peace who are deemed district offices; and

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- (3) Constables who are deemed township offices and who are not within the provisions of Arkansas Constitution, Amendment 55, § 2(b).

A.C.A. § 14-14-902. Quorum Court administration.

- (a) SECRETARIAT. (1) The secretariat of the county quorum court shall be the clerk of the county court of each county unless otherwise provided by county ordinance.
- (2) ALTERNATIVE DESIGNATION. A quorum court, by ordinance, may provide for the establishment of minimum qualifications and an appropriation for the employment of a secretariat of the court. The employee so designated shall be a staff member of the county clerk or the county judge as may be specified by the ordinance. Where the separate position of secretariat is created by ordinance, all legislative duties prescribed in this chapter for a county clerk shall thereafter become the duties of the secretariat.
- (3) DUTIES OF THE COUNTY CLERK. Unless otherwise provided for by county ordinance, the clerk or the deputy clerk shall:
- (A) Attend all regular and special meetings of the court;
 - (B) Perform all administrative and recordkeeping duties prescribed in this chapter;
and
 - (C) Perform all other duties as may be required by the quorum court through county ordinance.
- (b) COUNSEL. (1) LEGAL COUNSEL. The prosecuting attorney or his deputy serving each county shall serve as legal counsel of the quorum court unless otherwise provided by county ordinance.
- (2) ALTERNATIVE DESIGNATION OF LEGAL COUNSEL. A quorum court may, by ordinance, provide for the appropriation of county funds for the employment of legal counsel to serve the court.
- (3) DUTIES OF LEGAL COUNSEL. The legal counsel of a quorum court shall:
- (A) Attend all regular and special meetings of the court;
 - (B) Perform all duties prescribed in this chapter; and

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

(C) Perform all other duties as may be required by a quorum court.

- (c) OTHER ADMINISTRATIVE SERVICES. A quorum court may authorize and provide through ordinance, for the employment of any additional staff or the purchase of technical services in support of legislative affairs.

A.C.A. § 14-14-1202(a). Ethics for county government officers and employees.

(a) PUBLIC TRUST.

- (1) The holding of public office or employment is a public trust created by the confidence which the electorate reposes in the integrity of officers and employees of county government.
- (2) An officer or employee shall carry out all duties assigned by law for the benefit of the people of the county.
- (3) The officer or employee may not use his or her office, the influence created by his or her official position, or information gained by virtue of his or her position to advance his or her individual personal economic interest or that of an immediate member of his family or an associate, other than advancing strictly incidental benefits as may accrue to any of them from the enactment or administration of law affecting the public generally.

A.C.A. § 16-13-709(a)(1)(A)(i), (a)(1)(B)(i). Responsibility for collection.

- (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.

. . .

- (a) (1)(B)(i) The quorum court may delegate the responsibility for the collection of delinquent fines assessed in circuit court to a private contractor.

. . .

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

A.C.A. §§ 25-19-101-111. Freedom of Information Act.

Section

210.00	Office of Public Defender and Additional Public Defender; Established.
210.01	Deputy Case Coordinator for Victims of Crimes; Created.
210.02	Administrative Assistant to the County Judge.
210.03	Additional Duties of the Clerk.
210.04	County Jail Doctor; Established.
210.05	County Attorney; Established.
210.06	Two Positions of County Appraiser; Established.
210.07	District Court Clerk for the 17 th Judicial District.
210.08	County Appraiser and Assistant Appraisers.
210.09	Collection of Delinquent Circuit Court Fines, Fees and Court Costs.

§ 210.00 OFFICE OF PUBLIC DEFENDER AND ADDITIONAL PUBLIC DEFENDER; ESTABLISHED.

- 1) That by Ordinance No. O-1985-9, the office of Public Defender in Greene County, Arkansas, was established to provide legal representation before the Greene County Circuit Court (Criminal Division), Greene County Municipal Court, the Greene County Juvenile Court and all other Mayor's Courts, City Courts and J.P. Courts of Greene County, Arkansas, and in addition the Probate Court of Greene County, Arkansas.
- 2) That Ordinance No. O-1992-1 created an additional Public Defender's Office in Greene County, Arkansas, to assist in providing said representation in the above referenced Courts and providing that the additional Public Defender shall not be associated with any other Public Defenders serving in Greene County by means of any Ordinance or Ordinances establishing any office of Public Defender.
- 3) That the above referenced Ordinances are incorporated by reference herein as if set out word for word except to the extent that as each may be amended by this Ordinance.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 4) That the office of the Public Defender created by Ordinance No. O-1985-9 is hereby designated the office of Public Defender “A” and the additional office of Public Defender created by Ordinance No. O-1992-1 is hereby designated Public Defender “B.”
- 5) That the Public Defender Position “a” is hereby subdivided into Positions “A1” and “A2.”
- 6) That the positions of Public Defender “A1” and “A2” may be filled by individuals who are partners and who are associated together for the practice of law. Each individual in Position “A1” and “A2” will be appointed to all cases assigned to the office of Public Defender “A.” the individuals who occupy positions “A1” and “A2” shall divide equally any and all remuneration, expenses, etc. provided by the Greene County Quorum Court for said position.
- 7) Any Public Defender who fills the position of “A1” or “A2” shall not be associated with any Public Defender who fills the position of Public Defender “B” serving in Greene County in the practice of law, or any other business, so as to prevent and minimize any and all conflicts in the representation of individuals in the above referenced courts.
- 8) The Public Defenders who occupy positions “A1” and “A2” shall be named and appointed in accordance with Ordinance No. O-1985-9 and in all manner serve according to the provisions as set out therein.
- 9) Whereas, recent sessions of the Circuit Court of Greene County, Arkansas (Criminal Division), together with a number of cases that have been here in the Municipal Court of Paragould and by the Juvenile Court of Greene County, Arkansas, have required the appointment of attorneys to represent defendants who are not financially able to pay for such representation; and

The appointment of attorneys by the Circuit Court to represent indigent defendants has created a condition which has resulted in inequities in the administration of justice, overcrowding in the Greene County Jail and a crowded Court Docket, all of which could be alleviated by a more orderly handling of cases in which indigent defendants are charged with serious crimes; and

It would be in the best interest of all parties involved, including the general public, that action be taken to alleviate such conditions and secure to such parties their Constitutional Guarantee and Rights to effective assistance of counsel. Therefore, an emergency is hereby declared to exist and this ordinance being necessary for the immediate preservation of the public peace, health and wellbeing, shall be in full force and effect

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

from and after its passage and approval.

([Ord. 1985-009](#), passed 12-09-1985; Am. [Ord. 1992-001](#), passed 01-13-1992; Am. [Ord. 1992-002](#), passed 06-08-1992)

§ 210.01 DEPUTY CASE COORDINATOR FOR VICTIMS OF CRIMES; CREATED.

- 1) That the position of Deputy Case Coordinator for Victims of Crime is hereby created in Greene County.
- 2) That said Deputy Case Coordinator shall be placed in the Greene County, Arkansas retirement benefit fund and on the Greene County, Arkansas health insurance plan.
- 3) The fees received by Greene County, Arkansas for Victims of Crimes Case Coordinator shall be allocated to this position to pay for the salary, health care, retirement, and payroll taxes. Greene County shall accept donations from other programs and grants for this position and contributions available from the prosecuting attorney's office and the City of Paragould. Further, Greene County may appropriate, from time to time, funding from Greene County's General Fund to provide financial assistance for this office.

For calendar year 2008, Greene County agrees to provide an appropriation in the amount of \$5,000.00 for this position.

- 4) In the event that funds are not available upon any pay period to pay for said position, then the position shall terminate the County of Greene shall no longer bear any responsibility for said position.
- 5) That the Deputy of Victims of Crime Case Coordinator shall be placed on the payroll for Greene County as of November 1, 2000, and shall continue on said payroll until the contingency set out hereinabove occurs.

([Ord. 1991-010](#), passed 08-12-1991; Am. [Ord. 2000-004](#), passed 11-27-2000; Am. [Ord. 2008-003](#), passed 04-21-2008)

§ 210.02 ADMINISTRATIVE ASSISTANT TO THE COUNTY JUDGE.

- 1) The Greene County Quorum Court hereby undertakes to establish the office of Administrative Assistant to the Greene County Judge. Said individual shall work for and be under the supervision of the County Judge and perform such duties as may be prescribed from time to time by the County Judge.
- 2) This office shall originate on July 1, 1977. As remuneration for the services of this office, the Administrative Assistant shall be paid the sum of \$10,000.00 per year, payable

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

on a monthly basis.

- 3) In addition to the compensation or salary described in the preceding Section of the Administrative Assistant shall be entitled to an automobile expense of \$.15 per mile for such expenses actually incurred while performing the duties of this office outside the bounds of Greene County.
- 4) Employment of the Administrative Assistant shall be by the County Judge who will have the right to employ or discharge said employee as he should determine.
- 5) The County Judge's office is in immediate need of the service and assistance of someone to aid in the discharge of the duties of the County Judge; therefore, an emergency is declared to exist, and this Ordinance being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

([Ord. 1977-024](#), passed 06-21-1977)

§ 210.03 ADDITIONAL DUTIES OF THE CLERK.

- 1) In addition to all other duties required by law, the County Clerk shall be responsible for giving the public notification required by Arkansas Freedom of Information Act of regular and special meetings of the Quorum Court and committees thereof.
- 2) Committee chairmen shall give the County Clerk notice of meetings of their respective committees in sufficient time for public notification of such meetings required by Arkansas law.

([Ord. 1977-002](#), passed 01-03-1977)

§ 210.04 COUNTY JAIL DOCTOR; ESTABLISHED.

- 1) POSITION. The official position of County Jail Doctor is hereby created for the purpose of providing the Sheriff access to a physician as a part of the Sheriff's duty to not be deliberately indifferent to the necessary health care needs of jail detainees.
- 2) APPOINTED COUNTY OFFICIAL. Having created this position, the County Jail Doctor qualifies as an "appointed official" as that term is used in section 4.1.2 of the AACRMF'S General Liability Protection Agreement in order that the County Jail Doctor is eligible for AACRMF protection as a "Member." It is understood and agreed that the County Jail Doctor will both individually and through his designated staff, including any nurses the County Jail Doctor asks to assist him with sick call and the provision of other healthcare services at the jail, over the phone, at the doctor's office or at other locations to which jail detainees are provided healthcare services under the direction of the County

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Jail Doctor.

- 3) AACRMF PROTECTION. It is understood that the County Jail Doctor is not eligible for any alleged medical malpractice liability or other alleged liability as a healthcare provider but that the County Jail Doctor and/or the County Jail Doctor's nursing staff acting for the County Jail Doctor, would be eligible—as an appointed county official—for the AACRMF protection for alleged civil rights liability, for alleged tort liability and for AACRMF lawsuit defense services related thereto (including the assertion of any immunity as an appointed county official).
- 4) EMERGENCY CLAUSE. The adoption of this Ordinance is necessary for the proper and efficient administration of the Greene County Jail and for the preservation of the health, safety, and welfare of the residents of Greene County, Arkansas; therefore, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage.
([Ord. 2010-006](#), passed 09-20-2010)

§ 210.05 COUNTY ATTORNEY; ESTABLISHED.

- 1) It is felt by Greene County Quorum Court that there is a need to employ Branch and Thompson for the purpose of providing legal research, drafting of ordinances, resolutions and other local legislation, rendering legal advice, counseling, and legal opinions to the Quorum Court, County Judge, Justices of the Peace, County Sheriff, County Clerk, Circuit Clerk, County Assessor, Tax Collector and Treasurer on official matters affecting Greene County.
- 2) Legal services shall be rendered effective January 1, 1978, for which said attorneys shall be paid the sum of \$800.00 per year payable in four quarterly installments beginning January 1, 1978.
- 3) The County Judge is authorized and directed to employ legal assistance for the purposes described in Section 1 with such employment being subject to the approval of the majority of the Quorum Court.
- 4) Employment of any attorney may be terminated by the County Judge or by said attorney at any time on notice given by one to the other in which event the County shall be under no liability except to pay for the services rendered to the date of the termination of employment.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 5) Legal services beyond those described in Section 1 shall be acquired separately from time to time by the Quorum Court as the need may arise.
- 6) EMERGENCY CLAUSE. The Quorum Court is immediately in need of legal assistance to being the year 1978. Therefore, an emergency is hereby declared to exist and this ordinance being necessary for the immediate preservation of public peace, health and safety shall be in full force and effect from and after its passage and approval.
([Ord. 1977-010](#), passed 01-03-1977; Am. [Ord. 1977-039](#), passed 12-20-1977)

§ 210.06 TWO POSITIONS OF COUNTY APPRAISER; ESTABLISHED.

- 1) The Greene County Quorum Court hereby undertakes to establish two positions in the county government for Greene County Appraisers. Said individuals shall work under the supervision of the County Assessor and shall have the following duties:
 - a. Locate and appraise all new construction and improvements so Assessor can enter on books.
 - b. Reappraise all parcels in the county on a scheduled basis to adjust to changing vales and to maintain county-wide equalization.
 - c. Maintain appraisal card system and other records and maps as directed by the Assessor.
 - d. Defend and explain appraisal before the Equalization Board.
 - e. Report quarterly to the Quorum Court concerning parcels of property appraised since the preceding quarterly report. Said reports to include the value at which the Assessor books said tract.
 - f. Build up and maintain sales index for all categories of property over county.
 - g. Stay thoroughly abreast of authorized appraisal manuals and ACD memoranda.
 - h. Periodically, visit or train with ACD field teams to maintain methods and techniques comparable to ACD appraisers.
- 2) The Greene County appraiser shall receive equal annual salaries as provided for in the budget ordinance of the Greene County Quorum Court. In addition to their salaries, the Greene County appraisers shall be entitled to an automobile expense allowance of \$0.15 per mile not to exceed the amount authorized by the budget of the Greene County

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Quorum Court for automobile expense of actual mileage for travel within the county to appraise property in furtherance of the business of this office.

- 3) The Greene County Assessor is authorized and directed to employ said Greene County Appraisers for the purposes described in Section 1 with such employment being subject to the approval of a majority of the members of the Quorum Court. Prior to the County Assessor employing any individual as Appraiser, he must solicit recommendations from the hereinafter described sources. Anyone employed in either of these positions must appear on at least one of these recommendations. Those sources from which the Assessor must solicit recommendations are as follows:
 - a. Greene County Equalization Board;
 - b. County Supervisor representing Greene County School Superintendents;
 - c. County Judge.
- 4) The employment of either of the Appraisers may be terminated by the said employee at any time upon 15 days' notice given to the County Assessor, in which event the County shall be under no liability except to pay for services rendered up to the date of the termination of employment.
- 5) Employment of either of the Appraisers may be terminated at any time upon 15 days' written notice given by the County Assessor or the Quorum Court. If the termination is initiated by the County Assessor, said Appraiser shall have 15 days after receipt of said notice in which to petition the Quorum Court for reinstatement. The Quorum Court shall have the right by a majority vote to reinstate either of said employees. Should the Quorum Court reinstate said employee, he shall be entitled to his regular salary or wage during pendency of the petition for reinstatement.
- 6) EMERGENCY CLAUSE. Greene County, Arkansas, is in immediate need of the services and assistance of the Appraisers to assist in the effective operation of the office of County Assessor. Therefore, an emergency is hereby declared to exist and this Ordinance being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.
([Ord. 1977-038](#), passed 12-20-1977)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

§ 210.07 DISTRICT COURT CLERK FOR THE 17TH JUDICIAL DISTRICT.

- 1) The District Court Clerk for the 17th Judicial District shall be classified as an exempt employee for Greene County, State of Arkansas.
- 2) REPEALER. All ordinances and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. Unless specifically amended herein, all other portions of this Ordinance shall remain in full force and effect upon its passage.
([Ord. 2021-009](#), passed 06-21-2021; Am. [Ord. 2021-013](#), passed 07-19-2021)

§ 210.08 COUNTY APPRAISER AND ASSISTANT APPRAISERS.

- 1) The Greene County Quorum Court hereby undertakes to employ a Greene County Appraiser and Assistant Appraiser. Said individuals shall work under the supervision of the County Assessor and shall have the following duties:
 - a. Locate and appraise all new construction and improvements so Assessor can enter on books.
 - b. Reappraise all parcels in the county on a scheduled basis to adjust to changing vales and to maintain county-wide equalization.
 - c. Maintain appraisal card system and other records and maps as directed by the Assessor.
 - d. Defend and explain appraisal before the Equalization Board.
 - e. Report quarterly to the Quorum Court concerning parcels of property appraised since the preceding quarterly report. Said reports to include the value at which the Assessor books said tract.
 - f. Build up and maintain sales index for all categories of property over county.
 - g. Stay thoroughly abreast of authorized appraisal manuals and ACD memoranda.
 - h. Periodically, visit or train with ACD field teams to maintain methods and techniques comparable to ACD appraisers.
- 2) The services of the Greene County Appraiser shall be rendered effective January 1, 1977, and for which services the Greene County Appraiser shall be paid the sum of \$8,400.00 per year, payable in 12 installments beginning January 1, 1977. In addition to his salary,

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

the Greene County Appraiser shall be entitled to an automobile expense allowance of \$0.15 per mile for automobile expense of actual mileage driven on the job of Appraiser.

- 3) The Assistant Appraiser's services shall be rendered effective January 1, 1977, for which service the Greene County Assistant Appraiser shall be paid the sum of \$6,000.00 per year, payable in 12 installments beginning January 1, 1977.
- 4) The Greene County Judge is authorized and directed to employ said Greene County Appraiser and Greene County Assistant Appraiser for the purposes described in Section 1 with such employment being subject to the approval of a majority of the members of the Quorum Court. Prior to the County Judge employing any individual as Appraiser or Assistant Appraiser, he must solicit recommendations from the hereinafter described sources. Anyone employed in either of these positions must appear on at least one of these recommendations. Those sources from which the Assessor must solicit recommendations are as follows:
 - a. Greene County Equalization Board;
 - b. County Supervisor representing Greene County School Superintendents;
 - c. The Assessor.
- 5) The employment of either the Appraiser or Assistant Appraiser may be terminated by the said employee at any time upon 15 days' notice given to the County Judge, in which event the County shall be under no liability except to pay for services rendered up to the date of the termination of employment.
- 6) Employment of either the Appraiser or Assistant Appraiser may be terminated at any time upon 15 days' written notice given by the County Judge or the Quorum Court. If the termination is initiated by the County Judge, the Appraiser or Assistant Appraiser shall have 15 days after receipt of said notice in which to petition the Quorum Court for reinstatement. The Quorum Court shall have the right by a majority vote to reinstate either of said employees. Should the Quorum Court reinstate said employee, he shall be entitled to his regular salary or wage during pendency of the petition for reinstatement.
- 7) EMERGENCY CLAUSE. Greene County, Arkansas, is in immediate need of the services and assistance of the Appraiser and Assistant Appraiser to assist in the effective operation of the office of County Assessor for the year 1977. Therefore, an emergency is hereby declared to exist and this Ordinance being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

passage and approval.

([Ord. 1977-016](#), passed 03-05-1977)

§ 210.09 COLLECTION OF DELINQUENT CIRCUIT COURT FINES, FEES, AND COURT COSTS.

- 1) The Quorum Court, under its authority granted under Ark. Code Ann. § 16-13-709 hereby delegates the responsibility for the collection of delinquent fines (as defined under Ark. Code Ann. § 16-13-701) assessed in Circuit Court to the Association of Arkansas Counties, a private contractor, properly registered and bonded with the Secretary of State in accordance with Ark. Code Ann. § 16-13-709, and its employees, agents, and subcontractors.
- 2) The County Judge of Greene County shall enter into a contract with the Association of Arkansas Counties on behalf of Greene County, in accordance with the terms and provisions set forth in Ark. Code. Ann. § 16-13-709, designating the Association of Arkansas Counties and its employees, agents, and subcontractors as the private contractor responsible for the collection of delinquent circuit court fines.

([Ord. 1995-009](#), passed 12-18-1995; Am. [Ord. 2020-021](#), passed 12-21-2020)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Article III. COUNTY ORGANIZATIONS

A.C.A. § 14-14-704. Establishment of county departments.

- (a) The county quorum court of each county, by ordinance, may establish any number of departments for the conduct of county affairs and may prescribe the functions and duties of each department. This authority of a quorum court to establish county departments shall be conclusive and shall supersede any department organizations established by any elected county officer:
- (b)
 - (1) **DIRECTION OF DEPARTMENTS.** All departments established by ordinance of the quorum court shall be under the direction and supervision of the county judge except departments assigned to other elected officers of the county. Departments established and assigned to an elected officer other than the county judge shall be under the direction and supervision of the respective county officer.
 - (2) **JOINT DEPARTMENTS.** Two (2) or more county governments may provide for the establishment of joint departments for the conduct of county affairs. Joint departments so created shall be established by interlocal agreements. The direction and supervision of joint departments shall be under the combined authorities of the county judge of each respective county in a manner to be prescribed by ordinance.
 - (3) **EMPLOYMENT OF DEPARTMENT ADMINISTRATOR.** An ordinance establishing a department of county government may provide for the employment of a department administrator; such ordinance may prescribe minimum qualifications for the person so employed as administrator. However, the county judge alone shall employ all county personnel, except employees of other elected county officers. Where a department is established by the quorum court and the responsibility for direction and supervision of the department is assigned to an elected county officer other than the county judge, the elected county officer so designated shall employ all personnel authorized to be employed by the ordinance.
 - (4) **MANAGEMENT REPORTS.** A quorum court may require, by ordinance, reports for any purpose from any elective county office, department, board, or subordinate service district, or any administrator or employee of them.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

A.C.A. § 14-14-705. County advisory or administrative boards.

(a) A county quorum court, by ordinance, may establish county advisory or administrative boards for the conduct of county affairs.

(b) (1) ADVISORY BOARDS.

(A) An advisory board may be established to assist a county office, department, or subordinate service district. The advisory board may furnish advice, gather information, make recommendations, and perform other activities as may be prescribed by ordinance. A county advisory board shall not have the power to administer programs or set policy.

(B) All advisory board members shall be appointed by the county judge.
Confirmation of advisory board members by a quorum court shall not be required.

(C) An advisory board may contain any number of members as may be provided by the ordinance creating the advisory board.

(D) The term of all advisory board members shall not exceed three (3) years.

(2) ADMINISTRATIVE BOARDS.

(A) Administrative boards may be established to exercise administrative powers granted by county ordinance, except that the board may not be authorized to pledge the credit of the county. The administrative board shall be a body politic and corporate, with power to contract and be contracted with and sue and be sued. As to actions of tort, the board shall be considered as an agency of the county government and occupy the same status as a county. No board member shall be liable in a court individually for an act performed by him as a board member unless the damages caused thereby were the results of the board member's malicious acts.

(B) No member of any administrative board shall be interested, either directly or indirectly, in any contract made with the administrative board. A violation of subsection (2)(B) of this section shall be deemed a felony.

(C) An administrative board may be assigned responsibility for a county department of a subordinate service district.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

(D) All administrative board members shall be appointed by the county judge. These appointments shall require confirmation by a quorum court.

(E) An administrative board shall contain five (5) members. Provided, a county library board created after August 1, 1997, shall consist of not less than five (5) members nor more than seven (7) members and shall serve until their successors are appointed and qualified.

(F) The term of any administrative board member shall be for a period of five (5) years. However, the initial appointment of any administrative board shall provide for the appointment of one (1) member for a one-year term, one (1) member for a two-year term, one (1) member for a three-year term, one (1) member for a four-year term, and the remaining member or members for a five-year term, thereby providing, except for county library boards with more than five (5) members, for the appointment of one (1) member annually thereafter.

(3) **BOARDS GENERALLY.**

(A) No board member, either advisory or administrative, shall be appointed for more than two (2) consecutive terms.

(B) All persons appointed to an advisory or administrative board shall be qualified electors of the county. A quorum court may prescribe by ordinance additional qualifications for appointment to a county administrative board.

(C) All board members appointed to either an advisory or administrative board shall subscribe to the oath of office within ten (10) days from the date of appointment. Evidence of oath of office shall be filed with the county clerk. Failure to do so shall be deemed to constitute rejection of the office, and the county judge shall appoint a board member to fill the vacancy.

(D) No member of a quorum court shall serve as a member of a county advisory or administrative board.

(E) A person may be removed from a county board for cause by the county judge with confirmation by resolution of the quorum court. Written notification stating the causes for removal shall be provided to the board member prior to the date established for quorum court consideration of removal, and the board member shall be afforded the opportunity to meet with the quorum court in their deliberation of removal.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

(F) Appeals from removal of a county board member shall be directed to the circuit court of the respective county within thirty (30) days after the removal is confirmed by the quorum court.

A.C.A. §§ 14-169-201-240. Housing Authorities Act.

A.C.A. §§ 14-169-301-319. Regional Housing Authorities.

A.C.A. §§ 14-137-101-123. Public Facilities Boards Act.

Section

220.00	Depository Board; created.
220.01	Human Services Facility Board; established.
220.02	Jail Board; established.
220.03	Residential Housing Facilities Board; created.
220.04	County Game, Fish, & Recreational Facilities Board; created.

§ 220.00 DEPOSITORY BOARD; CREATED.

- 1) CREATION OF COUNTY DEPOSITORY BOARD FOR GREENE COUNTY, ARKANSAS. There is hereby created a County Depository Board pursuant to the provisions of Act 250 of 1987. That said Board shall be known as “The County Depository Board of Greene County, Arkansas.” That said Board shall have the powers provided by Act 250 of 1987.
- 2) MEMBERSHIP OF THE BOARD. The Board shall consist of the county judge of Greene County, Arkansas; the county treasurer of Greene County, Arkansas; and the county tax collector of Greene County, Arkansas. Further, the county judge of Greene County, Arkansas, shall be the chairman of said Board.
- 3) GENERAL POWERS OF THE BOARD. The Board is hereby specifically empowered:

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- a) To designate depositories and supervise the depositing of all county funds and all other public funds held by the county treasurer, except funds of the school districts. Further, the Board shall also designate depositories and supervise the depositing of all funds collected and held by the county tax collector.
- 4) **ADDITIONAL AUTHORITY OF THE BOARD.** The Board is hereby additionally authorized and empowered:
 - a) To make timely investment of public funds in order to earn optimum interest consistent with the prudent man rule for investments as defined by Arkansas law.
 - b) The Board may also require the collateralization for the deposit or investment of public funds for amounts not fully insured directly by the United States of America.
- 5) **EMERGENCY CLAUSE.** An emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health, safety and welfare, shall be in full force and effect from and after its date of passage and approval. ([Ord. 1989-003](#), passed 08-14-1989)

§ 220.01 HUMAN SERVICES FACILITIES BOARD; ESTABLISHED.

- 1) **CREATION OF A PUBLIC FACILITIES BOARD FOR GREENE COUNTY, ARKANSAS.** There is hereby created a second public facilities board pursuant to the provisions of A.C.A. §§ 14-137-101, et seq. Said Board shall be known as the Greene County Human Services Facilities Board. Said Board shall have the powers provided for by A.C.A. §§ 14-137-106, 14-137-111. The governing body of this county may at its sole discretion, and at any time, alter or change the structure, organization, programs, or activities of the Board, including the power to terminate the Board, but no such action shall be effective to alter or impair contracts entered into by the Board prior to the effective date of such actions. The Board shall also have the following authority, as long as not inconsistent with the provisions of Arkansas Annotated,
 - a) To own, acquire, construct, reconstruct, extend, improve, operate, lease, maintain, sell, contract concerning or otherwise dealing, or dispose of facilities for residential housing for the elderly and disabled, and all the services provided thereby including the acquisition, sale or exchange of real estate and to make loans and to take other actions to provide financing for such facilities.
 - b) To issue bonds, to obtain funds and revenues for the accomplishment of any of the public facilities projects herein authorized, either alone or together with other available funds and revenues therefor.
 - c) To enter into loans with any local bank for the purpose of financing the acquisition of the real estate and construction and operation of said residential facilities.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- d) The Board shall have the authority to receive rents from the tenants and deposit said rents either with Greene County, Arkansas, or directly with a bank in order to provide a means of payment of any loans associated with the facility, and for the costs of maintaining the facility.
 - e) All such loan transactions and bond issues shall be approved by the County Attorney for Greene County, Arkansas.
- 2) **MEMBERSHIP OF THE BOARD.** The Board shall consist of five members who shall be appointed by the Greene County Judge. The initial Board shall serve for terms of one, two, three, four and five years, respectively. Successor members shall be elected by a majority of the Board for terms of five years each. Each member shall qualify by taking and filing with the clerk of the county his oath of office in which he shall swear to support the Constitution of the United States and the Constitution of the State of Arkansas and discharge faithfully his duties in the manner provided by law. Each member shall serve until his successor is selected and qualified. In the event of a vacancy in the membership, however caused, the majority of the Board shall elect a successor member to serve the unexpired term. A member shall not be eligible for more than two terms. Any member of the Board may be removed from misfeasance, malfeasance, or willful neglect of duty by the County Judge after reasonable notice of and an opportunity to be heard concerning the alleged grounds for removal.
- 3) **ORGANIZATION OF THE BOARD.** The members of the Board shall meet and organize by electing one of their members as Chairman, and one as Vice-Chairman, one as Secretary and one as Treasurer, and such offices shall be elected annually thereafter in like manner. The duties of the Secretary and the Treasurer may be performed by the same member. The Board may also appoint an Executive Director who shall not be a member of the Board and who shall serve at the pleasure of the Board and receive such compensation as shall be fixed by the Board. Members of the Board shall receive no compensation for their services but shall be entitled to reimbursement of expenses incurred in the performance of their duties.
- 4) **ADDITIONAL AUTHORITY OF THE BOARD.** The Board is hereby additionally authorized and empowered.
- a) As a body politic and corporate to have perpetual succession to adopt bylaws not in conflict with this Ordinance or the Public Facilities Board Act as it may, from time to time be amended, for the regulation of its affairs and the conduct of its business;
 - b) To maintain an office at such place or places in Greene County, Arkansas, as the Board may designate, from time to time;
 - c) To sue and be sued in its own name;

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- d) To fix, charge and collect rents, fees, loan repayments, interest and charge for the use of any public facilities project or loan made in connection therewith;
 - e) To employ and pay compensation to such employees and agents, including consulting engineers, architects, surveyors, attorneys, accountants, financial experts, and others as it may in its judgment find necessary for the accomplishment of the purposes and objectives for which it has been created and to fix their compensation;
 - f) To do any and all other acts and things in this connection authorized or required to be done, whether or not included in the powers mentioned in this section unless specifically limited by this Ordinance, and to do any and all other things necessary or convenient to accomplish the purposes for which the Board has been created;
 - g) To lend money, directly or indirectly, for the financing of the construction, acquisition, and equipment of all or a portion of public facilities projects;
 - h) To invest money, including a major portion of the proceeds of any issue of bonds for the term of the bonds or a shorter period, in consideration of a contract to make payment or payments to provide for payment of the principal, premium, if any, and interest on the bonds when due;
 - i) The Board shall have the specific right to transfer any and all said facilities to Greene County, Arkansas, upon the payment and release of any liens on said real estate and office facilities.
- 5) **USE OF FUNDS AND REVENUES.** THIS Board is hereby authorized to use any available funds and revenues for the accomplishment of the public facilities projects which it is authorized to own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning or otherwise deal in. Bonds may be issued by the Board in such principal amounts as shall be sufficient to pay the costs of accomplishing the public facilities projects involved; the costs of issuing the bonds, in the amount necessary for reserves, if deemed desirable; the amount necessary for reserves, if deemed desirable; the amount necessary to provide for debt service on the bonds until revenues for the payment thereof are available from other sources; and any other costs and expenditures of whatever nature incidental to the accomplishment of the public facilities involved and the placing of its in operation. Any net earnings of the Board (beyond that necessary for retirement of any indebtedness or to implement any public facilities project) shall not inure to the benefit of any person other than Greene County, Arkansas. In addition, thereto, as stated hereinabove the Board shall have the specific authority to enter into a note with a local bank for the purpose of acquiring and construction of said facility and shall have the specific authority to pay said note with said rent payments paid by the Arkansas Department of Human Services to Greene County, Arkansas, or directly to the local bank lending said funds.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 6) MEETINGS. The Board shall meet upon the call of its Chairman or a majority of its members and at such times as may be specified in the bylaws for regular meetings, and a majority of its members shall constitute a quorum for the transaction of business. The affirmative vote of the majority of the members present at a meeting of the Board shall be necessary for any action taken by the Board. Any action taken by the Board may be authorized by resolution and such resolution shall take effect immediately unless a later effective date is specified in the resolution. No vacancy in the membership in the Board shall impair the right of a quorum to exercise all the rights and perform all the duties of the Board. The Board shall conduct all of its meetings in strict accordance with the Arkansas Freedom of Information Act.
- 7) RECORDS. The Secretary shall keep a record of the proceedings of the Board and shall be custodian of all books, documents and papers filed with the Board and of the minute book or journal of the Board and its official seal, if any shall be adopted. The Secretary shall cause copies to be made of all minutes and other records and documents of the Board and may give certificates of the Board to the effect that such copies are true copies, and all persons dealing with the Board may rely upon such certificate.
- 8) ANNUAL REPORTS. Within the first 90 days of each calendar year, the Board shall make a written report to the Greene County Judge and Quorum Court of Greene County, Arkansas, concerning its activities for the preceding calendar year. Each such report shall set forth a complete operating and financial statement covering its operations during the year.
- 9) AUTOMATIC AMENDMENT. To accomplish the specific public facilities objectives set forth above, the Board shall have such additional authority and power as may, from time to time, hereafter be authorized for a public facilities board by amendment to the Public Facilities Act without additional action by this Quorum Court.
- 10) SEVERABILITY CLAUSE. The provisions of this Ordinance are severable. If any provision hereof shall be held to be invalid or inapplicable to any person or circumstance such holding, or invalidity shall not affect the validity or applicability of the remainder of the provision hereof.
- 11) EMERGENCY CLAUSE. An emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health, safety and welfare, shall be in full force and take effect from and after its date of passage and approval.
([Ord. 1992-008](#), passed 12-28-1992; Am. [Ord. 2013-010](#), 09-16-2013)

§ 220.02 JAIL BOARD; ESTABLISHED.

- 1) There is hereby established a County Jail Board consisting of the Greene County Judge, Greene County Sheriff, and the Greene County Clerk. The Greene County Judge shall

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

serve as chairman of said board.

- 2) The Greene County Jail Board is authorized and empowered to:
 - a. Construct a county jail and jail facilities or provide for the expansion of the existing county jail or jail facilities, on a site or sites selected by the Board.
 - b. Arrange of the housing of prisoners during the period in which any of the facilities are undergoing construction or expansion;
 - c. Construct or cause to be constructed parking facilities to serve the County Jail and jail facilities and the public having business therein;
 - d. Obtain the necessary funds for accomplishing its powers, purposes and authorities;
 - e. Purchase, lease or rent and receive the bequests or donations or otherwise acquire, sell, trade, or barter any real, personal, or mixed property and convert into money or property any property not needed or which cannot be used in its then current form;
 - f. Contract and be contracted with, apply for, receive, accept, and use any monies and property from a government of the United State of America; any State agencies; any State or governmental body or political subdivision; any public or private corporation or organization of any nature, or individual;
 - g. Invest and reinvest any of its monies and securities as authorized by law;
 - h. Take such other action not inconsistent with law as may be necessary and desirable to carry out the power, purposes, and authorities set forth in this Act (Act 879 of 1981 as amended) and to carry out the intent of this Act (Act 879 of 1981 as codified in Arkansas Code Annotated Section §§ 12-41-601, et seq.).
- 3) The Board authorized to employ an architect to prepare the plans, specifications, and estimates of costs for the construction or expansion of the County jail and jail facilities and to supervise and inspect such construction.
- 4) The Board is authorized to engage and pay professional, technical, and other help it shall deem to be necessary or desirable in assisting in effectively carrying out the powers, purposes, and authorities conferred and set forth in this Act (Act 879 of 1981 as

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

amended).

- 5) The Board is authorized and empowered to issue bonds, at one time or in a series from time to time, and to use the proceeds thereof together with any other funds, for financing the costs of construction or expansion of the County jail or jail facilities, together with all expenses incidental to and reasonable necessary in connection therewith , the expenses of the issuance of the bonds, and the creating and maintenance of the reserves, to secure the payment of the bonds, if the Board deems necessary or desirable, and for providing for the payment of the interest on the bonds, if necessary or desirable, until sufficient funds are available thereof out of pledged revenues. The bonds shall be authorized by a Resolution of the Jail Board and shall comply in all respects with Act 879 of 1981 as amended.
- 6) This Ordinance is passed pursuant to the County Jail Revenue Bond Act of 1981 and specifically Act 879 thereof. The County Jail Board is intended to have all powers to construct and finance a County Jail which are provided by said Act.
- 7) There is hereby levied a fee in the amount of Ten Dollars (\$10.00) to be paid as costs by all persons convicted of felonies or misdemeanors or any person committed to the County in the Circuit, Chancery, Probate, Municipal Court, City Courts, Police Courts, or Mayor's Courts in Greene County, Arkansas, except as provided hereinafter. All fees so collected shall be remitted to and deposited by the County Treasurer in one or more banks doing business in the County to the credit of a County Jail Revenue Bond Fund to be used solely for the purposes as provided herein and in Act 879 of 1981 as amended. Any person charged with a felony or misdemeanor who shall post bond and forfeit the same, upon failure to appear on the date set for trial shall equally be charged the fee imposed in this Ordinance. Except as provided hereinafter, all fee revenues collected under the provisions of this Act are hereby declared to be cash funds and shall not be deposited in the County Treasury but shall be deposited in a bank or banks selected by the Board. The fee revenues shall be collected and applied on the principal and interest on any and all bonds issued under this Ordinance.
- 8) Until such time as bonds are issued under this Ordinance, the revenues derived from additional court costs authorized by this Ordinance may be deposited into the Greene County General Fund to be used exclusively for furnishing, repairing, maintenance and operation of the County Jail.
- 9) The Greene County Clerk shall serve a copy of this Ordinance on the Circuit Clerk, the Paragould Municipal Court Clerk, and the Mayor's Court in Marmaduke.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 10) EMERGENCY CLAUSE. The health, welfare, and safety of this citizens of Greene County are immediately affected by this Ordinance. Any delay in the implementation of this Ordinance would seriously affect and impair the safety and welfare of the citizens of said County. Therefore, an emergency is declared and this Ordinance shall be in full force and effect immediately upon passage.
([Ord. 1989-001](#), passed 06-26-1989)

§ 220.03 RESIDENTIAL HOUSING FACILITIES BOARD; CREATED.

- 1) CREATION OF PUBLIC FACILITIES BOARD FOR GREENE COUNTY, ARKANSAS. There is hereby created a Public facilities Board pursuant to the provisions of Ark. Stats. Ann. §§ 20-171, et. seq. That said Board shall be known as the Residential Housing Facilities Board of Greene County, Arkansas. That said Board shall have the powers provided for by Ark. Stats. Ann. § 20-1704. The governing body of this county may at its sole discretion, and at any time, alter or change the structure, organization, programs, or activities of the Board, including the power to terminate the Board; but no such valid action shall be effective to alter or impair contracts entered into by the Board prior to the effective date of such action.
- 2) MEMBERSHIP OF THE BOARD. The Board shall consist of five members who shall be appointed by the Greene County Judge and confirmed by the Quorum Court. The initial Board shall serve for terms of one, two, three, four, and five years, respectively. Successor members shall be elected by a majority of the Board for terms of five years each. Each member shall qualify by taking and filing with the clerk of the county his oath of office in which he shall swear to support the Constitution of the United States and the Constitution of the State of Arkansas and to discharge faithfully his duties in the manner provided by law. Each member shall serve until his successor is elected and qualified. In the event of a vacancy in the membership, however caused, a majority of the Board shall elect a successor member to serve the unexpired term. A member shall not be eligible for more than two terms.
- 3) ORGANIZATION OF THE BOARD. The members of the Board shall meet and organize by electing one of their members as chairman, and one as vice-chairman, one as secretary and one as treasurer, and such officers shall be elected annually thereafter in like manner. The duties of the secretary and treasurer may be performed by the same member. The Board may also appoint an Executive Director who shall not be a member of the Board and who shall serve at the pleasure of the Board and receive such compensation as shall be fixed by the Board. Members of the Board shall receive no compensation for their services but shall be entitled to reimbursement of expenses incurred in the performance of their duties.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 4) **GENERAL POWER OF THE BOARD.** The Board is hereby specifically empowered:
- a. To own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning or otherwise deal in or dispose of residential housing facilities or any interest in such facilities, including, without limitation, leasehold interests in and loans evidenced by promissory notes and secured by real estate mortgages and/or security interests in personal properties of such facilities from the owners thereof and to make loans to mortgage lenders (as defined in the Act) to provide financing for such facilities;
 - b. To issue bonds through _____; the Underwriter, to obtain funds and revenues for the accomplishment of any of the public facilities projects herein authorized, either alone or together with other available funds and revenues therefor.
- 5) **ADDITIONAL AUTHORITY OF THE BOARD.** The Board is hereby additionally authorized and empowered:
- a. As a body politic and corporate to have perpetual succession and to adopt bylaws, not in conflict with this ordinance or the Public Facilities Board Act as it may from time to time be amended, for the regulations of its affairs and the conduct of its business;
 - b. To maintain an office at such place or places in Greene County, Arkansas, as the Board may designate, from time to time;
 - c. To sue and be sued in its own name;
 - d. To fix, charge and collect rents, fees, loan repayments, interest and charges for the use of any public facilities project or loan made in connection therewith;
 - e. To employ and pay compensation to such employees and agents, including attorneys, consulting engineers, architects, surveyors, accountants, financial experts, and others as it may in its judgment find necessary for the accomplishment of the purposes and objective for which it has been created and to fix their compensation;
 - f. To do any and all other acts and things to accomplish the public facilities projects for which it is authorized by this ordinance and all other acts and things authorized or required by the Public Facilities Board Act as it may, from time to time be amended, except as may be specifically limited herein and any and all

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

other things necessary or convenient to accomplish the purposes for which the Board has been created.

- 6) **USE OF FUNDS AND REVENUES.** This Board is hereby authorized to use any available funds and revenues for the accomplishment of the public facilities projects which it is authorized to own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning or otherwise deal in or give or take leasehold interests in and to fund loans with respect thereto in exchange for promissory notes secured by real estate mortgages and/or security agreements in personalty from owners, users or others in connection with any such public facilities projects. Bonds may be issued by the Board in such principal amounts as shall be sufficient to pay the cost of accomplishing the public facilities projects involved; the cost of issuing the bonds, the amount necessary for reserves, if deemed desirable; the amount necessary to provide for debt service on the bonds until revenues for the payment thereof are available from other sources; and any other costs and expenditures of whatever nature incidental to the accomplishment of the public facilities involved and the placing of it in operation. Any net earnings of the Board (beyond that necessary for retirement of the indebtedness or to implement any public facilities project) shall not inure to the benefit of any person other than to Greene County, Arkansas.
- 7) **AUTHORITY WITH RESPECT TO BONDS.** This Board shall have, with respect to the issuance of bonds authorized to be issued by it, the authority and power with respect thereto set forth and contained in Ark. Stats. Ann. §§ 20-1709 through 20-1713, inclusive, which terms and provisions are hereby incorporated in this ordinance as though herein expressly set forth, word for word, except to the extent of changes required for the provisions thereof to be consistent in the context of this ordinance, and such additional authority as may be granted in similar provisions by amendment of the Public Facilities Board Act from time to time hereafter, except within 60 days prior to the date each issue of obligations of the Bond, the Board shall obtain the approval of the Quorum Court of Greene County, Arkansas.

All bonds of the Public Facilities Board shall be special obligation revenues bonds which shall be obligations only of the Public Facilities Board and shall not constitute an indebtedness for which the faith and credit of Greene County or any of its revenues are pledged, and the principal of and interest on the bonds shall be payable from and secured by a pledge of revenues derived from the residential housing projects financed, in whole or in part, from bond proceeds and as authorized by, and in accordance with the provisions of Act 142.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 8) **MEETINGS.** The Board shall meet upon the call of its Chairman, or majority of its members, and at such times as may be specified in the bylaws for regular meetings, and a majority of its members shall constitute a quorum for the transaction of business. The affirmative vote of the majority of the members present at a meeting of the Board shall be necessary for any action taken by the Board. Any action taken by the Board may be authorized by resolution and such resolution shall take effect immediately unless a later effective date is specified in the resolution. No vacancy in the membership in the Board shall impair the right of a quorum to exercise all the rights and perform all the duties of the Board.
- 9) **RECORDS.** The Secretary shall keep a record of the proceedings of the Board and shall be custodian of all books, documents, and papers filed with the Board and of the minute book or journal of the Board and its officials seal, if any shall be adopted. The secretary may cause copies to be made of all minutes and other records and documents of the Board and may give certificates of the Board to the effect that such copies are true copies, and all persons dealing with Board may rely upon such certificates.
- 10) **ANNUAL REPORTS.** Within the first 90 days of each calendar year, this Board shall make a written report to the Greene County Judge and Quorum Court of Greene County, Arkansas, concerning its activities for the preceding calendar year. Each such report shall set forth a complete operating and financial statement covering its operation during the year.
- 11) **AUTOMATIC AMENDMENTS.** To accomplish the specific public facilities objective set forth above, the Board shall have such additional authority and power as may, from time to time, hereinafter be authorized for Public Facilities Boards by amendments to the Public Facilities Act without additional action by this Quorum Court.
- 12) **SEVERABILITY CLAUSE.** The provisions of this ordinance are severable. If any provision hereof shall be held to be invalid or inapplicable to any person or circumstance such holding or invalidity shall not affect the validity or applicability of the remainder of the provisions hereof.
- 13) **EMERGENCY CLAUSE.** Whereas an emergency is hereby declared to exist and this ordinance being necessary for immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.
([Ord. 1978-002](#), passed 12-12-1978)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

**§ 220.04 COUNTY GAME, FISH & RECREATIONAL FACILITIES BOARD;
CREATED.**

- 1) CREATION OF PUBLIC FACILITIES BOARD FOR GREENE COUNTY, ARKANSAS. There is hereby created a second public facilities board pursuant to the provisions of Arkansas Code Annotated Section §§ 14-137-101, et. seq. Said Board shall be known as the Greene County Game, Fish and Recreation Facilities Board. Said Board shall have the powers provided for by Arkansas Code Annotated Section §§ 14-137-106 and 14-137-111. The governing body of this county may at its sole discretion, and at any time, alter or change the structure, organization, programs, or activities of the Board, including the power to terminate the Board, but no such action shall be effective to alter or impair contracts entered into by the Board prior to the effective date of such action.
- 2) MEMBERSHIP OF THE BOARD. The Board shall consist of five members who shall be appointed by the Greene County Judge. The initial Board shall serve for terms of one, two, three, four and five years, respectively. Successor members shall be elected by a majority of the Board for terms of five years each. Each member shall qualify by taking and filing with the Clerk of the County his oath of office in which he shall swear to support the Constitution of the United State and the Constitution of the State of Arkansas and to discharge faithfully his duties in the manner provided by law. Each member shall serve until his successor is elected and qualified. In the event of a vacancy in the membership, however caused, the majority of the Board shall elect a successor member to serve the unexpired term. A member shall not be eligible for more than two terms. Any member of the Board may be removed for misfeasance, malfeasance, or willful neglect of duty by the County Judge after reasonable notice of and an opportunity to be heard concerning the alleged grounds for removal.
- 3) ORGANIZATION OF THE BOARD. The members of the Board shall meet and organize by electing one of their members as Chairman, and one as Vice-Chairmen, one as Secretary and one as Treasurer, and such officers shall be elected annually thereafter in like manner. The duties of the Secretary and Treasurer may be performed by the same member. The Board may also appoint an Executive Director who shall not be a member of the Board and who shall serve at the pleasure of the Board and receive such compensation as shall be fixed by the Board. The members of the Board shall receive no compensation for their services but shall be entitled to reimbursement of expenses incurred in the performance of their duties. Any member of the Board may be removed for misfeasance, malfeasance, or willful neglect to duty by the Greene County Judge after reasonable notice of and opportunity to be heard concerning the alleged grounds for removal.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

4) GENERAL POWER OF THE BOARD. The Board is hereby specifically empowered:

- a. To own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning or otherwise deal in or dispose of facilities for recreation and to develop tourism such as hiking, camping, picnicking, fishing, hunting, promoting wildlife habitat and other recreation activities including the acquisition, sale or exchange of real estate and to make loans and to take other action to provide financing for such facilities;
- b. To issue bonds, to obtain funds and revenues for the accomplishment of any of the public facilities projects herein authorized, either alone or together with other available funds and revenues therefor.

5) ADDITIONAL AUTHORITY OF THE BOARD. The Board is hereby additionally authorized and empowered:

- a. As a body politic and corporate to have perpetual succession and to adopt bylaws, not in conflict with this ordinance or the Public Facilities Board Act as it may, from time to time be amended, for the regulations of its affairs and the conduct of its business;
- b. To maintain an office at such place or places in Greene County, Arkansas, as the Board may designate, from time to time;
- c. To sue and be sued in its own name;
- d. To fix, charge and collect rents, fees, loan repayments, interest and charges for the use of any public facilities project or loan made in connection therewith;
- e. To employ and pay compensation to such employees and agents, including attorneys, consulting engineers, architects, surveyors, accountants, financial experts, and others as it may in its judgment find necessary for the accomplishment of the purposes and objective for which it has been created and to fix their compensation;
- f. To do any and all other acts and things in this connection authorized or required to be done, whether or not included in the powers mentioned in this section unless specifically limited by this Ordinance, and to do any and all other things necessary or convenient to accomplish the purposes for which the Board has been

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

created.

- g. To lend money, directly or indirectly for the financing of the construction, acquisition, and equipment of all or a portion of public facilities project.
 - h. To invest money, including a major portion of the proceeds of any issue of bonds for the term of the bonds or a shorter period, in consideration of a contract to make payment or payments to provide for payment of the principal, premium, if any, and interest on bonds when due;
 - i. The Board shall have the specific right to transfer any and all said game, fish and recreation facilities developed by said Board, upon acceptance, unto the Arkansas Game and Fish Commission.
- 6) **USE OF FUNDS AND REVENUES.** This Board is hereby authorized to use any available funds and revenues for the accomplishment of the public facilities projects which it is authorized to own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning or otherwise deal in. Bonds may be issued by the Board in such principal amounts as shall be sufficient to pay the cost of accomplishing the public facilities projects involved; the costs of issuing the bonds, in the amount necessary for reserves, if deemed desirable; the amount necessary to provide for debt service on the bonds until revenues for the payment thereof are available from other sources; and any other costs and expenditures of whatever nature incidental to the accomplishment of the public facilities involved and the placing of it in operation. Any net earnings of the Board (beyond that necessary for retirement of the indebtedness or to implement any public facilities project) shall not inure to the benefit of any person other than to Greene County, Arkansas.
- 7) **MEETINGS.** The Board shall meet upon the call of its Chairman, or majority of its members, and at such times as may be specified in the bylaws for regular meetings, and a majority of its members shall constitute a quorum for the transaction of business. The affirmative vote of the majority of the members present at a meeting of the Board shall be necessary for any action taken by the Board. Any action taken by the Board may be authorized by resolution and such resolution shall take effect immediately unless a later effective date is specified in the resolution. No vacancy in the membership in the Board shall impair the right of a quorum to exercise all the rights and perform all the duties of the Board. The Board shall conduct all of its meetings in strict accordance with Arkansas Freedom of Information Act.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 8) **RECORDS.** The Secretary shall keep a record of the proceedings of the Board and shall be custodian of all books, documents and papers filed with the Board and of the minute book or journal of the Board and its officials seal, if any shall be adopted. The Secretary shall cause copies to be made of all minutes and other records and documents of the Board and may give certificates of the Board to the effect that such copies are true copies, and all persons dealing with Board may rely upon such certificate.
- 9) **ANNUAL REPORTS.** Within the first 90 days of each calendar year, the Board shall make a written report to the Greene County Judge and Quorum Court of Greene County, Arkansas, concerning its activities for the preceding calendar year. Each such report shall set forth a complete operating and financial statement covering its operation during the year.
- 10) **AUTOMATIC AMENDMENTS.** To accomplish the specific public facilities objective set forth above, the Board shall have such additional authority and power as may, from time to time, hereafter be authorized for a public facilities board by amendments to the Public Facilities Act without additional action by this Quorum Court.
- 11) **SEVERABILITY CLAUSE.** The provisions of this ordinance are severable. If any provision hereof shall be held to be invalid or inapplicable to any person or circumstance such holding or invalidity shall not affect the validity or applicability of the remainder of the provision hereof.
- 12) **EMERGENCY CLAUSE.** An emergency is hereby declared to exist and this ordinance being necessary for immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.
([Ord. 1992-004](#), passed 08-10-1992)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Article IV. COUNTY POLICIES.

Section

General Policies

- | | |
|--------|--|
| 230.00 | Collector's office as the agency responsible for preparing tax books and collector's tax receipts. |
| 230.01 | Capital assets. |
| 230.02 | Compact Agreement with the City of Paragould for Complying with Americans with Disabilities Act and Funding Court Facilities' Renovations. |
| 230.03 | Interlocal Agreement for Continuing the 17 th Judicial District of Arkansas. |
| 230.04 | Federal Grant Award Administration Policy. |
| 230.05 | Smoke free in county office buildings. |
| 230.06 | Procedures for referendum petitions, filing, publication, hearing, election and other purposes. |
| 230.07 | Vote centers; established. |

Employee / Employment Policies

- | | |
|--------|--|
| 240.00 | Employment policy. |
| 240.01 | Reimburse officials for expenditures on county business. |
| 240.02 | Human resource department; established. |

Purchasing Policies

- | | |
|--------|--|
| 250.00 | Professional services to include technological needs and medical services. |
|--------|--|

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

General Policies

**§ 230.00 COLLECTOR'S OFFICE AS THE AGENCY RESPONSIBLE FOR
PREPARING TAX BOOKS AND COLLECTOR'S TAX RECEIPTS.**

- 1) The County Tax Collector's Office, in cooperation with the other county officials, shall be the agency for preparing tax books and collector's tax receipts, and shall be responsible for the computer, with the cost thereof prorated among the respective taxing units in the same manner as now provided by law for defraying the cost of operating the collector's office.
- 2) REPEALER. All laws and parts of laws in conflict with this act are hereby repealed. ([Ord. 1982-004](#), passed 05-10-1982; Am. [Ord. 2005-002](#), passed 06-20-2005; Am. [Ord. 2008-001](#), passed 01-14-2008)

§ 230.01 CAPITAL ASSETS.

- 1) Be it ordained by the Quorum Court of Greene County, Arkansas, that the value of an item must exceed Two-Thousand Five Hundred Dollars (\$2,500.00) to be recorded as a capital asset for Greene County, Arkansas for the fiscal year ending December 31, 2002, and for subsequent fiscal year ends.
- 2) SEVERABILITY CLAUSE. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the valid provisions or application, and to this end, the provisions of this Ordinance are declared to be severable.
- 3) Specific Items: The following items shall be inventoried by each department: Firearms, Tasers, Cell Phones, Laptops, Computers, Radios. These items shall be inventoried, irrespective of the values stated in Section 1 of 2003-006. These items are for internal tracking purposes only, effective May 18, 2015.
- 4) REPEALER. All ordinances and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. Unless specifically amended herein, all other portions of this Ordinance shall remain in full force and effect upon its passage.
- 5) EMERGENCY CLAUSE. It is hereby determined by the Quorum Court that the above-described amendment is needed immediately in order to effectively assure adequate records within the County and is vital to the health, welfare, and safety of the public; therefore, an emergency is declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval. ([Ord. 1997-006](#), passed 04-14-1997; Am. [Ord. 2003-006](#), passed 02-18-2003; Am. [Ord. 2015-006](#), passed 05-18-2015; Am. [Ord. 2017-002](#), passed 02-21-2017)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

**§ 230.02 COMPACT AGREEMENT WITH THE CITY OF PARAGOULD FOR
COMPLYING WITH AMERICANS WITH DISABILITIES ACT AND FUNDING
COURT FACILITIES' RENOVATIONS**

- 1) The Greene County Judge and the Greene County Clerk be and are hereby authorized and directed to execute on behalf of the County the Compact Agreement with Paragould, Arkansas which is hereby approved and attached hereto.
- 2) A copy of the Agreement shall be filed with the Greene County Clerk.
- 3) EMERGENCY CLAUSE. It is determined that this Ordinance and the Compact Agreement authorized hereby are necessary and essential for the health, safety, morals and welfare of the inhabitants of Greene County, Arkansas, and an emergency is hereby declared to exist and this Emergency Ordinance shall be in full force and effect immediately after its passage, approval and publication.
([Ord. 1994-005 passed](#) 07-11-1994)

**§ 230.03 INTERLOCAL AGREEMENT FOR CONTINUING THE 17TH JUDICIAL
DISTRICT OF ARKANSAS.**

- 1) The Quorum Court authorizes the Interlocal Cooperation Agreement, as though set forth word for word herein, for the purpose of continuing a joint district court for the participating entities.
- 2) EMERGENCY CLAUSE. In order to ensure the effective planning, implementation and management of the 17th Judicial District of the State of Arkansas and utilization for varying expenses, an immediate need for this Ordinance is created. Therefore, an emergency is declared to exist and this Ordinance being necessary for the immediate preservation of the public peace, health and safety shall be in full force and in effect from after passage and approval.
([Ord. 2021-008](#), passed 06-21-2021)

§ 230.04 FEDERAL GRANT AWARD ADMINISTRATION POLICY.

- 1) That the “Greene County Federal Grant Award Administration Policy,” a copy of which is attached hereto, is hereby approved, and adopted as the policy of the county for the administration of federal grant awards.
- 2) That a copy of the “Greene County Federal Grant Award Administration Policy” shall be filed in the office of the Greene County Clerk.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 3) EMERGENCY CLAUSE. It is hereby ascertained and declared that there is an immediate need to adopt a federal grant award administration policy to ensure Greene County's fiscal compliance with statutory and regulatory requirements for recipients of federal funds and the proper administration of the federal funds recently received through the Coronavirus Local Fiscal Recovery Funds. It is therefore declared that an emergency exists and this Ordinance being necessary for the immediate preservation of public peace, health and safety shall be in full force and take effect immediately from and after its passage.

([Ord. 2021-022](#), passed 11-15-2021)

§ 230.05 SMOKE FREE IN COUNTY OFFICE BUILDINGS.

- 1) The County Judge shall post or have posted "No Smoking" signs, which shall be displayed in conspicuous locations within the Courthouse and the Trice House which is occupied by the County Judge and other county offices. These signs shall use either the phrase "No Smoking" or the International "No Smoking Symbol" or both, and shall cite this Ordinance number as its authority.
- 2) EMERGENCY CLAUSE. That this Ordinance is necessary to create a healthy environment and to protect the health, safety and welfare of all County employees, citizens and visitors upon entering and visiting County buildings. An emergency exists and this Ordinance shall be in full force and effect from and after its passage.

([Ord. 1994-001](#), passed 02-14-1994)

§ 230.06 PROCEDURES FOR REFERENDUM PETITIONS, FILING, PUBLICATION, HEARING, ELECTION, AND OTHER PURPOSES.

- 1) All referendum petitions shall be filed with the County Clerk within thirty (30) days after the passage of the measure upon which the referendum is sought.
- 2) Whenever any referendum petition is filed, the Quorum Court shall give notice by publication for one insertion of a time not less than five (5) days after publication of such notice at which they will hear all persons who wish to be heard on the question of whether the petition is signed by the requisite number of petitioners. At the time named, the Quorum Court shall meet and hear all who wish to be heard on the question, and this decision shall be final unless suit is brought within thirty (30) days to review its action.
- 3) If the Quorum Court finds that the petition is signed by the requisite number of petitioners, it shall order a special election to determine by vote of the qualified electors of the county whether the ordinance shall stand or be revoked. The date for such election shall not be less than ten (10) days after the order therefor has been made by the Quorum

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Court and shall be conducted in the same manner as other general county elections.

- 4) If any ordinance referred to the people is defeated at the election provided for in Section III, the Quorum Court shall make note of such fact and shall expunge the ordinance from its files with red ink.

([Ord. 1977-015](#), passed 03-05-1977)

§ 230.07 VOTE CENTERS; ESTABLISHED.

- 1) The use of Vote Centers is hereby established in Greene County, Arkansas as provided for by the County Board of Election Commissioners of Greene County. The Rules of Vote Centers established (and as amended from time to time) by the Arkansas Secretary of State, and Arkansas law.
- 2) That the Quorum Court acknowledges that the use of Vote Centers and that the use of the new election equipment will significantly reduce the long lines on Election Day and promote voter turnout.

([Ord. 2019-017](#), passed 09-17-2019).

Employee / Employment Policies

§ 240.00 EMPLOYMENT POLICY.

- 1) PURPOSE. This Ordinance is intended to repeal or replace all previous Employment Policies of Greene County.
- 2) The above-mentioned Employment Policy is attached hereto as Exhibit A and incorporated by reference as it is set out word for word herein.
- 3) IMPLEMENTATION DATE. All parts of this Ordinance and Policy shall be in full force and effect upon its passage.
- 4) REPEALER. All ordinances or parts thereof in conflict with this Ordinance are repealed.
- 5) SEVERABILITY CLAUSE. If any provision of this Ordinance or the application thereof to any person a circumstance is held to be invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application thereof, and to this end, the provisions of this Ordinance are declared to be severable.

([Ord. 1977-018](#), no passage date; Am. [Ord. 1979-002](#), no passage date; Am. [Ord. 1985-002](#), no passage date; Am. [Ord. 1991-005](#), passed 03-11-1991; Am. [Ord. 1992-005](#), passed 10-12-1992; Am. [Ord. 1992-009](#), passed 12-28-1992; Am. [Ord. 1995-007](#), passed 11-13-1995; Am. [Ord. 1996-009](#), passed 12-23-1996; Am. [Ord. 1999-002](#), no passage

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

date; Am. [Ord. 2013-005](#), passed 03-18-2013; Am. [Ord. 2014-004](#), passed 07-21-2014; Am. [Ord. 2015-007](#), passed 06-15-2015; Am. 2018-001, passed 01-16-2018; Am. [Ord. 2019-008](#), passed 05-20-2019; Am [Ord. 2019-009](#), passed 05-20-2019; Am. [Ord. 2019-010](#), passed 06-17-2019; Am. [Ord. 2019-012](#), passed 07-15-2019; Am. [Ord. 2019-014](#), passed 08-19-2019; Am. [Ord. 2019-020](#), passed 11-18-2019; Am. [Ord. 2022-009](#), passed 06-27-2022)

§ 240.01 REIMBURSE OFFICIALS FOR EXPENDITURES ON COUNTY BUSINESS.

- 1) That Greene County officers, county employees and members of the Quorum Court shall be reimbursed reasonable expenditures for room and board when county business requires that they travel beyond the boundaries of Greene County, Arkansas.
- 2) That each claim for reimbursement filed with the County Clerk shall be accompanied by a voucher of each item of expenditure certified by such officer, employee or Quorum Court member.
- 3) That each county officer, county employee and member of the Quorum Court shall be reimbursed actual mileage expense for travel on county business outside of the County.
- 4) That the provisions of this ordinance do not apply to officers or employees who travel routinely outside of Greene County in the discharge of their duties and whose expenditures are otherwise paid by Greene County.
([Ord. 1977-013](#), passed 02-01-1977)

§ 240.02 HUMAN RESOURCE DEPARTMENT; ESTABLISHED.

- 1) A Human Resource Department shall be established and shall be under the line of authority of the County Judge.
- 2) EMERGENCY CLAUSE. This Ordinance is necessary for the preservation of the immediate need for allocation and establishment of the Human Resource Department as of January 1, 2022. The passage is needed for the immediate need of filling the position and shall be in effect immediately upon its passage and approval.
([Ord. 2022-003](#), passed 01-18-2022)

Purchasing Policies

§ 250.00 PROFESSIONAL SERVICES TO INCLUDE TECHNOLOGICAL NEEDS AND MEDICAL SERVICES.

- 1) The County of Greene, by authority in Ark. Code Annotated §§ 19-11-801, et seq., extends professional services to include:

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- a. Desktop Management,
 - b. Software and Data Management,
 - c. Security and Firewall Management,
 - d. Backup Solutions,
 - e. Business Technological Needs, and
 - f. Medical Services and Specialty Services for inmates and detention services.
- 2) SEVERABILITY CLAUSE. If any provision of this ordinance is held invalid, such invalidity shall not affect the remaining provisions of the ordinance, which remains effective, absent the invalid provision, and to this end, the provisions of this Ordinance are declared to be severable.
- ([Ord. 2023-017](#), passed 8-21-2023)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Article V. EMERGENCIES: PLANS, SYSTEMS AND FEES

A.C.A. § 14-14-1107. Natural disasters.

In any county in which a natural disaster, including but not limited to a tornado or flood, results in the county being declared a disaster area by the Governor, an appropriate official of the United States Government, or the county judge, is authorized to use county labor and equipment on private property to provide services which are required as a result of the natural disaster.

A.C.A. §§ 12-75-101-133. Arkansas Emergency Services Act of 1973.

Section

General

260.00	Election to fund the implementation of the E911 Emergency Telephone System.
260.01	Service charge for the E911 Telephone System.
260.02	Beaver eradication program.
260.03	Intergovernmental Agreement between Greene County and City of Paragould for 911 Public Safety Communications Center.

Flooding

270.00	Flood damage prevention program.
--------	----------------------------------

General

**§ 260.00 ELECTION TO FUND THE IMPLEMENTATION OF THE E911
EMERGENCY TELEPHONE SYSTEM.**

- 1) A special election will be held July 26, 1988, for the purpose of approving or rejecting an Ordinance to implement E911 emergency telephone service for Greene County, Arkansas.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 2) At the election to be held on that purpose, the voters will be asked to vote upon the following question:

FOR an E911 emergency telephone system and Public Safety Communications Center within the boundaries of Greene County, Arkansas, to be funded by a charge of up to five percent (5%) of the basic telephone tariff rate approved by the Arkansas Public Service Commission.

OR

AGAINST an E911 emergency telephone system and Public Safety Communications Center within the boundaries of Greene County, Arkansas, to be funded by a charge of up to five percent (5%) of the basic telephone tariff rate approved by the Arkansas Public Service Commission.

- 3) SEVERABILITY CLAUSE. If any part of this Ordinance is held invalid, such invalidity shall not affect the validity of any other portion of this Ordinance.
- 4) REPEALER. All laws and parts of laws in conflict with this Ordinance are hereby repealed.
- 5) EMERGENCY CLAUSE. It is hereby found that an immediate need exists for implementation of the E911 Emergency System to facilitate the more effective and efficient operation of law enforcement and emergency medical facilities, and it is therefore, declared that an emergency exists and this Ordinance, being necessary for the immediate preservation of the public peace, health and safety, shall be in full force and effective upon approval.
([Ord. 1988-001](#), passed 05-23-1988)

§ 260.01 SERVICE CHARGE FOR THE E911 TELEPHONE SYSTEM.

- 1) A service charge of five percent (5%) shall be levied on the basic telephone tariff rate approved by the Arkansas Public Service Commission on all telephone access lines of any telephone system within the boundaries of Greene County, Ark., for implementation and operation of Enhanced 9-1-1 system and communications center serving Greene County.
- 2) The percentage of the service charge may be modified by the Greene County Quorum Court from time to time as necessary to fund the operation of the Enhanced 911 system and communications center by a simple amendment for a short period of time if it is determined that adequate revenues are currently available.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 3) Said service charge shall be collected by any telephone service provider who provides telephone access service within the boundaries of Greene County, Arkansas such time as all service suppliers establish appropriate billing collection procedures.
- 4) Revenue collected shall be remitted by the service provider to Greene County within thirty (30) days after the close of each monthly billing period. The service suppliers shall be entitled to retain as an administrative fee, an amount equal to one percent thereof. The total amount collected to be handled by Greene County in accordance with the Enhanced 911 Ordinance and finance procedure.
- 5) EMERGENCY CLAUSE. It is hereby declared that an emergency exists and this Ordinance shall be in full force and effect from and after its passage.
([Ord. 1988-002](#), passed 10-26-1988)

§ 260.02 BEAVER ERADICATION PROGRAM.

- 1) PURPOSE. To establish the Greene County Beaver Eradication Program to control the beaver population in the County of Greene, State of Arkansas. The control of the beaver population is necessary to prevent flooding of dammed up creeks, ditches and other waterways, which, in turn, causes thousands of dollars in damage annually to the County's Road, Bridges and Drainage System. A beaver eradication program is necessary to qualify for reimbursements from the State of Arkansas.
- 2) BACKGROUND. Greene County has always had problems with beavers building dams in creeks and spillways causing flooding. This problem in the past has generally been confined to the bottom lands of the County where the area is sparsely populated and used mainly for agriculture purposes. However, in recent years, the beaver population has been on the increase and the beavers have migrated into the Crowley's Ridge land of the County.

The damage caused by beavers includes stopping up tiles, building dams against the piling of bridges along with building dams in creek channels and major drainage ditches. This work by the beavers causes severe flooding in the areas surrounding the dammed-up areas. In addition, the backed-up waters often flood roadways and side ditches which soften the roadbed. The pressure and weight created by the flood waters backed up against the bridge pilings causes the bridge structure to be weakened. This damage deteriorates the quality and safety of the County's Road Systems and increases dramatically the County's road budget in maintaining these damaged areas. In addition, the dammed-up waters contribute to mosquito and other disease problems.

The County is not the only sector affected by this problem. The private sector has seen many of the same problems that affect the County. The beavers have caused spillways on farmlands to be plugged, thereby causing flooding in farm fields and the destruction of the farm crop. Spillways on farm ponds have been dammed up also, causing the ponds to

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

overflow the levees which, in turn, cause the pond levees to weaken and sometimes break.

- 3) **STATE REIMBURSEMENT.** Act 630 was enacted by the Arkansas 79th General Assembly, Regular Session, 1993 and becomes effective on July 1, 1993.

ACT 630 provides that up to one hundred and fifty thousand dollars (\$150,000.00) may be appropriated by the Department of Finance and Administration for each fiscal year of the biennial period ending June 30, 1995.

The ACT provides that “[e]ach county which establishes a County Beaver Eradication Program shall be eligible to receive state reimbursements from monies appropriated in Section 1 of this Act, of up to five dollars (\$5.00) per beaver carcass.”

- 4) **PROGRAM.** It is hereby established by the Greene County Quorum Court, the Greene County Beaver Eradication Program. Such program is to be effective July 1, 1993. The Greene County Judge is authorized by the Quorum Court to establish the procedures by which beaver carcasses or parts thereof necessary to receive state reimbursements are delivered to the County. Such procedures will also include a set time or times and place or places that hunters and trappers can turn the beavers into the County. The Judge will also institute accounting procedures to keep track of the beavers turned in, the issuance of receipts and the method by which individuals will be reimbursed for the beavers that are turned in.

The amount that Greene County will pay individuals for the beavers under the Eradication Program will be set by the Quorum Court by Resolution at any regular meeting. The Quorum Court may change the reimbursement as necessary depending on the response to the program and the funds available from the County and the amount that will be available from the State as reimbursement.

The Quorum Court may limit the amount paid per beaver to the amount that the State will reimburse the County. Such reimbursement is expected to be five dollars (\$5.00) per beaver. However, if the amount is less than five dollars (\$5.00) or even zero reimbursement, the Quorum Court can choose that amount. The Quorum Court may elect to pay an additional amount for the beaver pelts beyond the State reimbursement amount, with such funds being paid out of County funds.

- 5) **PROGRAM CONTINGENCY.** The active operation of the Greene County Beaver Eradication Program will be contingent upon the appropriation of funding by the State and the availability of reimbursements to Greene County. Therefore, if State money is not

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

appropriated for this project, Greene County will not have to pay for any beavers, unless the Quorum Court elects otherwise.

If funds are appropriated for this project by the State, the Greene County Beaver Eradication Program will commence operating. Once any appropriated State reimbursement funds are exhausted, the Quorum Court may suspend its beaver eradication program until such time that additional monies are available from the State. When funds are available for Greene County, this program will be placed into active operation until the funds are exhausted.

([Ord. 1993-004](#), passed 06-28-1993)

§ 260.03 INTERGOVERNMENTAL AGREEMENT BETWEEN GREENE COUNTY AND CITY OF PARAGOULD FOR 911 PUBLIC COMMUNICATIONS CENTER.

- 1) The Quorum Court authorizes the Intergovernmental Cooperation Agreement, as though set forth word for word herein, for the purpose of continuing a 911 Public Safety Communications Center.
- 2) EMERGENCY CLAUSE. In order to ensure the effective planning, implementation and management of the Intergovernmental Agreement and utilization for varying expenses, an immediate need for this Ordinance is created. Therefore, an emergency is declared to exist and this Ordinance being necessary for the immediate preservation of the public peace, health and safety shall be in full force and in effect from after passage and approval.

([Ord. 2023-003](#), passed 03-21-2023)

Flooding

§ 270.00 FLOOD DAMAGE PREVENTION PROGRAM.

- 1) STATUTORY AUTHORITY. The Legislature of the State of Arkansas has in Ark. Code. Ann. §§14-268-101 et seq., delegated the responsibility of local governmental units to adopt regulations to minimize flood losses. Therefore, the Quorum Court of Greene County Arkansas, does hereby ordain as follows:
- 2) FINDINGS OF FACT.
 - a. The Federal Emergency Management Agency (FEMA) has identified Special Flood Hazard Areas (SFHA) of Greene County in the current scientific and engineering report entitled, “The Flood Insurance Study (FIS) for Greene County, Arkansas,” dated September 15, 2022, with an effective Flood Insurance Rate Map (FIRM) dated September 15, 2022.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- b. These Special Flood Hazard Areas are subject to periodic flooding events that result in loss of life and property, pose health and safety hazards, disrupt commerce and governmental services, and cause extraordinary public expenditures for flood protection and relief, all of which adversely affect the public health, safety, and general welfare.
 - c. These periodic flooding events are exacerbated by the cumulative effect of floodplain developments which cause an increase in flood heights and velocities, and by the placement of inadequately elevated, inadequately floodproofed or otherwise unprotected structures or uses vulnerable to floods into Special Flood Hazard Areas. Such structures or uses are inherently hazardous to other lands because of their adverse impact on flooding events.
- 3) **STATEMENT OF PURPOSE.** The purpose of this Ordinance is to promote the public health, safety, and general welfare, to prevent adverse impacts from any floodplain development activities, and to minimize public and private losses due to flooding events in identified Special Flood Hazard Areas (SFHA). This Ordinance advances the stated purpose through provisions designed to:
- a. Protect human life and health;
 - b. Protect natural floodplains against unwise development;
 - c. Eliminate adverse impacts of necessary floodplain development;
 - d. Minimize expenditure of public monies on flood control projects;
 - e. Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
 - f. Minimize prolonged business interruptions due to flooding events;
 - g. Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in Special Flood Hazard Areas (SFHA);
 - h. Minimize future flood blight areas to help maintain a stable tax base; and
 - i. Provide for notice to potential buyers when property is in a Special Flood Hazard Area.
- 4) **LANDS TO WHICH THIS ORDINANCE APPLIES.** The Ordinance shall apply to all Special Flood Hazard Areas (SFHA) within the jurisdiction of Greene County.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 5) **METHODS OF REDUCING FLOOD LOSSES.** This Ordinance uses the following methods to accomplish the stated purpose:
- a. This Ordinance restricts or prohibits structures or uses in Special Flood Hazard Areas (SFHA) that adversely impact health, safety or property during flooding events;
 - b. This Ordinance requires protection against flood damage for structures or uses vulnerable to floods at the time of initial construction or after substantial improvement of the structure, or after substantial damage has occurred;
 - c. This Ordinance controls the alteration of natural floodplains, stream channels and natural protective barriers which are involved in the accommodation and transport of flood waters;
 - d. This Ordinance controls floodplain development (structural development, placement of manufactured structures, clearing, grading, mining, drilling, dredging, placement of fill, excavating, watercourse alteration, drainage improvements, roadway or bridge construction, individual water or sewer installations and other activities) which may increase flood damage by increasing flood elevations, flood water velocities, or flood discharge patterns;
 - e. This Ordinance regulates the construction of flood barriers which unnaturally divert floodwaters or may adversely impact other lands.
- 6) **FLOOD DAMAGE PREVENTION CODE ADOPTED BY REFERENCE.** There is hereby adopted by reference a “Flood Damage Prevention Code for Greene County Arkansas” dated May 16, 2013. The code shall include:
- Article 1 – Definitions
 - Article 2 – Administration
 - Article 3 – Provisions for Flood Hazard Reduction
- A copy of the referenced code shall be filed in the office of the County Clerk and shall be available for inspection and copying by any person during normal office hours.
- 7) **ABROGATION AND GREATER RESTRICTIONS.** This Ordinance does not repeal, abrogate, or impair any existing easement, covenant, or deed restrictions. Whenever there is a conflict or overlap between this Ordinance and another Ordinance, easement, covenant, or deed restriction, the instrument with the more stringent restrictions applied.
- 8) **INTERPRETATION.** In the interpretation and application of this Ordinance, all provisions must:

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- a. Be considered as minimum requirements;
 - b. Be liberally construed in favor of the governing body; and
 - c. Be deemed to neither limit nor repeal any other powers granted under State statutes.
- 9) **WARNING AND DISCLAIMER OF LIABILITY.** The degree of flood protection required by this Ordinance is considered reasonable for regulatory purposes. Documented scientific and engineering data form the basis for these requirements. On rare occasions, flooding events greater than those considered for this Ordinance will occur. In addition, flood heights may increase over time due to man-made or natural causes. This Ordinance does not imply that land outside Special Flood Hazard Areas (SFHA) will be free from flooding, nor that strict adherence to this Ordinance protects uses permitted within Special Flood Hazard Areas from all flood damages. This Ordinance specifically does not create liability on the part of the community, nor any official or employee of the community, for any flood damages that result while strictly following this Ordinance, or from any lawful administrative decision made under the provisions of this Ordinance.
- 10) **COMPLIANCE.** Constructing, locating, substantially altering, or changing the use of any structure or land after the effective date of this Ordinance requires full compliance with the provisions of this Ordinance and all other applicable regulations.
- 11) **PENALTY FOR NON-COMPLIANCE.** Flood hazards are reduced by compliance with the provisions of this code. Accordingly, enforcement of this Ordinance discourages non-compliance and is a recognized mechanism for flood hazard reduction.

The Floodplain Administrator must enforce the provisions of this Ordinance and is authorized to:

- a. Issue cease and desist orders on non-compliant floodplain development projects;
- b. Issue citations for non-compliance;
- c. Request that FEMA file a 1316 Action (Denial of Flood Insurance) against non-compliant properties; and
- d. Take any other lawful action necessary to prevent or remedy an instance of non-compliance with the provisions of this Ordinance.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- i. It is a misdemeanor to violate or fail to comply with any provision of this Ordinance.
- ii. Any person found, in a court of competent jurisdiction, guilty of violating this Ordinance is subject to fines of not more than five hundred dollars (\$500.00) per day for each violation; in addition, the defendant is subject to payment of all associated court costs and costs involved in the case.

12) SEVERABILITY CLAUSE. If any court of competent jurisdiction finds that any section, clause, sentence, or phrase of this Ordinance is invalid or unconstitutional, that finding in no way affects the validity of the remaining portions of this Ordinance.

13) EMERGENCY CLAUSE. It is hereby found and declared by Greene County that severe flooding has occurred in the past within its jurisdiction and will certainly occur within the future; that flooding is likely to result in the infliction of serious personal injury or death, and is likely to result in substantial injury or destruction of property within its jurisdiction; in order to effectively comply with minimum standards for coverage under the National Flood Insurance Program (NFIP); and in order to effectively remedy the situation described herein, it is necessary that this Ordinance become effective immediately.

Therefore, an emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health, safety, shall be in full force and effect from and after its passage and approval.

([Ord. 2011-009](#), passed 06-07-2011; Am. [Ord. 2013-008](#), passed 04-15-2013; Am. [Ord. 2022-012](#), passed 07-18-2022)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

Article VI. COUNTY FUNDS AND FEES

Section

280.00	Public Defender Fund; Created.
280.01	American Rescue Plan Fund; Established.
280.02	Coronavirus Relief Fund; Established.
280.03	27 th Pay Period Fund; Established.
280.04	Additional Motor Fuel Tax Fund; Established.
280.05	ARPA Revenue Replacement Fund; Established.
280.06	Local Assistance Tribal Consistency (LATC) Fund; Established.
280.07	Fee for survey and report on sewage/septic systems.
280.08	Fee for health care certificate.

§ 280.00 PUBLIC DEFENDER FUND; CREATED.

- 1) Under the powers vested in it by the General Assembly of the State of Arkansas, pursuant to Act 1193 of 1993, the Quorum Court hereby establishes the following to be effective upon the passage and approval of this Ordinance:
 - a. The Chancery, Circuit, Probate, Municipal, City and Police Courts of Greene County are hereby directed to add the sum of Five Dollars (\$5.00) to their filing fees to be taxed as costs in all civil cases filed in said courts, and upon a person upon conviction, plea of guilty, plea of nolo contendere, or bond forfeiture, in felony, misdemeanor, traffic violation cases for violation of state or local ordinance, and violation of city ordinance. No fees shall be taxed as costs in any action filed in any small claims court.
 - b. Eighty Percent (80%) of the funds collected pursuant to Section 1 of this Article shall be credited to the fund established pursuant to Article 3 of this Ordinance and twenty percent (20%) of the funds collected pursuant to Section 1 of this Article shall be remitted to the State Treasurer and credited to the “Public Defender Fund.”

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- c. In addition to all other costs and fees provided by law, the Quorum Court hereby levies an additional fee of Five Dollars (\$5.00) to be taxed as costs in all civil cases filed, and upon a person upon conviction, plea of guilty, plea of nolo contendere, or bond forfeiture, in felony, misdemeanor, traffic violation cases for violation of state law or local ordinance, and violation of city ordinances, filed in any Circuit, Chancery, Probate, Municipal, City or Police Court within Greene County. However, no such fees shall be taxed as costs in any action filed in any small claims court.
 - d. The cost set forth in Sections 1 and 3 of this Article may be imposed at the conclusion of any criminal case that does not end in acquittal, dismissal, or, with the consent of the prosecution, a nolle prosequi, including, but not limited to, cases involving suspended or probated sentence that at any time may be expunged or otherwise removed from the defendant's record.
- 2) All monies collected pursuant to Article 1 of this Ordinance shall be deposited in the fund created by Article 3 of this Ordinance.
- 3)
 - a. Greene County has previously established by Ordinance No. O-1985-10 a fund for the purpose of paying reasonable and necessary costs incurred in the defense of indigent persons accused of criminal offenses and in the defense of person against whom involuntary commitment procedures for insanity or alcoholics have been brought or filed within any Circuit Court, Probate Court or Municipal Court within the County of Greene. It is further provided that expenditures from said fund may be made for legal fees, expert witness fees, investigative expenses and such other reasonable and necessary costs as may be incurred in the proper and adequate representation of persons so accused or against whom such involuntary commitment procedures have been instituted.
 - b.
 - i. The fund previously established by Ordinance No. O-1985-10 is hereby readopted on the books of the Treasurer of this County, to be named the "Public Defender Fund," and to be used for the purpose of paying reasonable and necessary costs incurred in the defense of indigent persons accused of criminal offenses and in the representation of persons against whom involuntary admissions procedures for mental health or alcohol/narcotic commitments or criminal commitments have been

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

brought, and for representation in civil and criminal matters of persons deemed incompetent by the court due to minority or mental incapacity, which have been brought in any circuit courts, chancery courts, juvenile courts including, but not limited to, investigative expenses, expert witness fees and legal fees.

- ii. Where there are adequate unappropriated moneys in this fund, the Quorum Court may also provide for the use of funds for the purpose of defraying the costs of the Juvenile Division of the Chancery Court.
 - iii. Where there are adequate unappropriated moneys in this fund, the Quorum Court may also provide for the use of the funds for the purpose of defraying the cost of medical and dental costs incurred by the County for indigent defendants incarcerated in the County Jail.
 - iv. The Quorum Court is authorized to supplement the Public Defender Fund by additional appropriation from the County General Fund, and expenditures from such fund shall be made in the manner and amounts prescribed by the Quorum Court.
- c. Any monies currently existing in or due and owing on the effective date of this Ordinance to the fund created by Ordinance O-1985-10 shall be considered and be part of the Fund re-established pursuant to Section 2 of Article 3 of this Ordinance.
- 4) “Indigent Person” means a person who is determined by the presiding judge of the court to be indigent under standards to be established by the Arkansas Public Defender Commission.
- 5) All monies so collected under this Ordinance are to be paid to the Greene County Treasurer by the fifth day of the month following the collection, unless such day falls on a weekend or other legal holiday, in which case the monies will be due on the first business day following the weekend or legal holiday.
- 6) SEVERABILITY CLAUSE. If any provision of this Ordinance or Act 1193 of 1993 or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or application of this Ordinance which can be given effect without the invalid provision or application, and to this end the provision of this Ordinance are declared to be severable.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 7) **REPEALER.** All ordinances and parts of ordinances in conflict herewith are hereby repealed. Ordinance O-1985-10 is specifically repealed.
- 8) **EMERGENCY CLAUSE.** It is hereby found and determined by the Greene County Quorum Court that effective July 1, 1993, Act 1193 of 1993 requires all expenses in connection with legal representation of indigent persons charged with crimes punishable by imprisonment are the responsibility of the County, and that delay in the effective date of this Ordinance would cause irreparable harm to the citizens of Greene County. Therefore, an emergency is declared to exist and this Ordinance being necessary for the immediate preservation of the public peace, health, and safety, shall be in full force and effect immediately from and after passage by the Quorum Court and approval by the County Judge.
([Ord. 1993-005](#), 07-26-1993)

§ 280.01 AMERICAN RESCUE PLAN FUND; ESTABLISHED.

- 1) **AFFIRMATION.** It comes before this Court that there is a need to establish a special revenue fund on the books of the county to track the revenues, expenditures and/or appropriated transfers of federal assistance through the American Rescue Plan Act. This Court recognizes and affirms the need for such a fund to properly account for and control all such revenues received and expenditures made in compliance with all applicable laws and guidance from the U.S. Treasury.
- 2) **ESTABLISHMENT OF FUND.** There is hereby created on the books of the Greene County Treasurer and the books of the Greene County Clerk a special revenue fund to be known as the American Rescue Plan Fund with a fund number of 3046 as assigned by Arkansas Legislative Audit. The revenue code for the federal assistance through the ARP Act, as assigned by Legislative Audit, is 7112 – Federal Coronavirus Relief.
- 3) **OPERATION OF FUND.** The American Rescue Plan Fund is subject to all normal county budgeting, appropriation, and expenditure regulations of Arkansas Code Annotated, Title 14 and the County Financial Management System implemented in accordance with § 14-21-101. Funds must be used only in accordance with guidelines used by the U.S. Treasury conserving the legal expenditures of revenues received pursuant to the American Rescue Plan Act of 2021 (P.L. 11-2), which established the Federal Coronavirus State and Local Fiscal Recovery Fund. Proper records and documentation must be maintained for federal audit purposes.
- 4) **EMERGENCY CLAUSE.** It is found by this Court that the deposit of federal assistance funds from the American Rescue Plan Act are imminent making necessary to establish the American Rescue Plan Fund in order to be able to properly track the revenue,

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

appropriated expenditures and/or appropriated transfers. Therefore, an emergency is declared to exist and this Ordinance shall be in full force and effect from the date of passage and approval.

([Ord. 2021-010](#), passed 06-21-2021)

§ 280.02 CORONAVIRUS RELIEF FUND; ESTABLISHED.

- 1) AFFIRMATION. It comes before this Court that there is a need to establish fund on the books of the County as a sub fund of the County General Fund [#1000] to track the revenues, expenditures and/or appropriated transfers of federal assistance through the CARES Act as received by the county from the State of Arkansas. This Court recognizes and affirms the need for such a fund to properly account for and control all such revenues received and expenditures made in compliance with all applicable laws.
- 2) ESTABLISHMENT OF FUND. There is hereby created on the books of the Greene County Treasurer and the books of the Greene County Clerk or Comptroller a fund to be known as Coronavirus Relief Fund with a fund number of 1005 as assigned by Arkansas Legislative Audit. The revenue code for federal assistance through the CARES Act, as assigned by Legislative Audit, is 7112 – Coronavirus Relief.
- 3) OPERATION OF FUND. The Coronavirus Relief Fund is subject to all normal county budgeting, appropriation, and expenditure regulations of Arkansas Code Annotated, Title 14 and the County Financial Management System. As a sub fund of the County General Fund any balance in the fund is considered accruable to the County General and is part of the general fund balance in the aggregate as defined in A.C.A. § 14-15-805(3). Any revenue received from the CRF for an approved county project shall be used exclusively for said project. Any revenue received from the CRF to compensate the county for eligible and approved expenditures made by the county due to the public health emergency with respect to COVID-19 is unrestricted county revenue and may be expended for any legal county expense.
- 4) EMERGENCY CLAUSE. It is found by this County that the arrival if federal assistance funds from the CARES Act are imminent making it necessary to establish the Coronavirus Relief Fund, a sub fund of County General in order to be able to properly track the revenue, appropriated expenditures and/or appropriated transfers. Therefore, an emergency is declared to exist and this ordinance shall be in full force and effect from the date of passage and approval.

([Ord. 2020-016](#), passed 10-20-2020)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

§ 280.03 27TH PAY PERIOD FUND; ESTABLISHED.

- 1) The Greene County Clerk shall establish Fund 3047 designated as the “27th Pay Period Fund” and shall be funded as follows on an annual basis:

Fund 1000 – General Fund – 23%

Fund 2000 – Road Fund – 18%

Fund 3001 – Collector’s Automation Fund – 1%

Fund 3006 – Recorders Costs Fund – 3%

Fund 3008 – Library Fund – 6%

Fund 3405 – Law Enforcement Fund – 49%

- 2) REPEALER. All ordinances and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. Unless specifically amended herein, all other portions of this Ordinance shall remain in full force and effect upon its passage.
([Ord. 2021-012](#), passed 07-19-2021)

§ 280.04 ADDITIONAL MOTOR FUEL TAX FUND; ESTABLISHED.

- 1) AFFIRMATION. It comes before this Court that there is a need to establish fund on the books of the County Treasure as a sub fund of the County Road Fund [#2000] to track the revenues and expenditures of the wholesale tax on gasoline and diesel as levied by Act 416 of 2019. This Court recognizes and affirms the need for such a fund to properly account for, control, and report expenditures of such in compliance with Act 416 of 2019, Section 6 and codified as § 26-64-104.
- 2) ESTABLISHMENT OF FUND. There is hereby created on the books of the Greene County a fund to be known as the Additional Motor Fuel Tax Fund (Act 416 of 2019) with a fund number of 2003 as assigned by Arkansas Legislative Audit. The Revenue Code for the county highway turnback receipted to this fund is 7002.
- 3) OPERATION OF FUND. The Additional Motor Fuel Tax Fund (Act 416 of 2019) is subject to all the normal county budgeting, appropriation and expenditure regulations of Title 14 and Title 27 in Arkansas Code Annotated. The fund is subject to annual reporting and disclosure requirements to be submitted to the Director of the Department of Finance and Administration. The report shall detail the (a) amount of highway revenue turnback revenues

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

received; (b) expenditures made from the highway revenue turnback revenues received; and (c) projects funded using the highway revenue turnback.

- 4) EMERGENCY CLAUSE. It is found by this Court that since revenues from this source will be received in December it is fundamentally necessary to establish the Additional Motor Fuel Tax Fund (Act 416 of 2019) immediately in order to track the revenue and expenditures in accordance with the precepts of Act 416 of 2019. Therefore, an emergency is declared to exist and this Ordinance shall be in full force and effect from the date of passage and approval.

([Ord. 2019-021](#), passed 11-18-2019)

§ 280.05 ARPA REVENUE REPLACEMENT FUND; ESTABLISHED.

- 5) AFFIRMATION. It comes before this Court that there is a need to establish a County General sub-fund on the books of the County to track the revenue replacement funds taken from the ARPA Fund #3046 either calculated annually according to the formula articulated in the final rule or from the election of a standard allowance allowed by the final rule. This Court recognizes and affirms the need for such a fund to properly account for and control all such revenues allowed and expenditures made with replacement revenue in compliance with the Coronavirus State and Local Fiscal Recovery Funds Final Rule from the U.S. Treasury.
- 6) ESTABLISHMENT OF FUND. There is hereby created on the books of the Greene County Treasurer and the Greene County Clerk or Comptroller a County General sub-fund to be known as the ARPA Revenue Replacement Fund with a fund number of 1006 as assigned by the Arkansas Legislative Audit. Any revenue or transfer codes; office/department codes; and expenditure codes are to be assigned locally using the County Financial Management System per the direction of Arkansas Legislative Audit.
- 7) OPERATION OF FUND. The ARPA Revenue Replacement Fund is subject to all the normal county budgeting, appropriation, and expenditure regulations of Title 14 of Arkansas Code Annotated and the County Financial Management System. Funds transferred to the ARPA Replacement Revenue Fund as “county revenue loss” may be used generally for government services traditionally provided by county government to include, but not limited to: construction and maintenance of roads and bridges; other infrastructure projects; provision of public safety; purchase of government vehicles and equipment; and county administrative costs. Revenue replacement funds cannot be used to make an extraordinary contribution to a pension fund; for debt service; for replenishing county financial reserves; for settlements or judgments or for a project that conflicts with or contravenes the purpose of the American Rescue Plan Act. Proper records and documentation must be maintained on the use of these funds for federal audit purposes.

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

- 8) EMERGENCY CLAUSE. It is found by this Court that the transfer of revenue loss dollars from the American Rescue Plan Fund to the ARPA Replacement Revenue Fund for general county government services is imminent making it necessary to establish the ARPA Revenue Replacement Fund in order to be able to properly track the revenue, appropriated expenditures and/or appropriated transfers. Therefore, an emergency is declared to exist and this Ordinance shall be in full force and effect from the date of passage and approval.
([Ord. 2022-004](#), passed 02-25-2022)

**§ 280.06 LOCAL ASSISTANCE TRIBAL CONSISTENCY (LATC) FUND;
ESTABLISHED.**

- 1) AFFIRMATION. It comes before this Court that there is a need to establish a County General sub-fund on the books of the County to track Local Assistance and Tribal Consistency Fund revenues made available to “eligible revenue sharing counties” under the American Rescue Plan Act (ARPA). This Court recognizes and affirms the need for such a fund to properly account for and control all such revenues allowed and expenditures made.
- 2) ESTABLISHMENT OF FUND. There is hereby created on the books of the Greene County Treasurer and the books of the Greene County Clerk or Comptroller a County General sub-fund to be known as the Local Assistance Tribal Consistency Fund or more commonly referred to as the LATC Fund. The fund number is **1007** and the revenue code is **7112** as assigned by the Aransas Legislative Audit. Any transfer codes; office/department codes; and expenditure codes are to be assigned locally using the County Financial Management System per the direction of Arkansas Legislative Audit.
- 3) OPERATION OF FUND. The LATC Fund is subject to all the normal county budgeting, appropriation, and expenditure regulations of Title 14 of Arkansas Code Annotated and the County Financial Management System. In accordance with the American Rescue Plan Act the LATC Funds are available for any governmental purpose other than a lobbying activity. LATC Funds can be treated like general revenue funds or PILT payments. Proper records and documentation must be maintained on the use of these funds for the annual Obligation and Expenditure Report until all funds are expended and for federal audit purposes.
- 4) EMERGENCY CLAUSE. It is found by this Court that the receipt of LATC funding is imminent making it necessary to establish the Local Assistance and Tribal Consistency Fund in order to properly track the revenue and appropriated expenditures. Therefore, an emergency is declared to exist and this Ordinance shall be in full force and effect from the date of passage and approval.
([Ord. 2022-016](#), passed 10-20-2022)

GREENE COUNTY CODE OF ORDINANCES
Chapter 2 - Administration

§ 280.07 FEE FOR SURVEY AND REPORT ON SEWAGE/SEPTIC SYSTEMS.

- 1) The Greene County Health Department shall charge a \$30.00 fee for the survey and report on an existing sewage/septic system.
- 2) This Ordinance shall apply only to such services as are not mandated by state law.
- 3) The funds collected shall be placed in the Greene County Health Department fund.
([Ord. 1988-004](#), passed 11-14-1988)

§ 280.08 FEE FOR HEALTH CARD CERTIFICATE.

- 1) The Greene County Health Department shall charge a \$3.00 fee for the Health Card certificate.
- 2) This ordinance shall apply only to such services as are not mandated by law.
- 3) The funds collected shall be placed in the County General Fund for appropriation to Greene County Health Unit.
([Ord. 1988-003](#), passed 11-14-1988)

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

Chapter 3: LAW ENFORCEMENT

Article

I. COUNTY POLICIES

II. COUNTY JAILS

III. COURT COSTS

IV. COUNTY LAW

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

Article I. COUNTY POLICIES

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

Article II. COUNTY JAILS

A.C.A. § 12-41-502. Supervision.

The county sheriff of each county in this state shall have the custody, rule, and charge of the jail within his or her county and all prisoners committed in his or her county, and he or she may appoint a jailer for whose conduct he or she is responsible.

A.C.A § 12-41-503(a)-(b). Management of local jail populations.

- (a) County sheriffs and other keepers or administrators of jails within the State of Arkansas are responsible for managing the populations and operations of their respective facilities in compliance with the laws and the Arkansas Constitution and within the requirements of the United States Constitution.
- (b) Neither a county sheriff nor another keeper or administrator of a jail shall refuse to accept any prisoner lawfully arrested or committed within the jurisdiction of the supporting agency of the jail except as necessary to limit prisoner population in compliance with subsection (a) of this section.

A.C.A. § 12-41-506(a). Municipal prisoners; expenses.

- (a) (1) In the absence of an agreement on jail costs between a county and all municipalities having law enforcement agencies in the county, the quorum court in a county in this state may by ordinance establish a daily fee to be charged municipalities for keeping prisoners of municipalities in the county jail.
- (2) The fee shall be based upon the reasonable expenses which the county incurs in keeping such prisoners in the county jail.

Section

- | | |
|--------|--|
| 320.00 | Interlocal Cooperative Agreement. |
| 320.01 | Daily fee to be charged municipalities and other counties for keeping prisoners. |

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- 320.02 Dining rates at county jail facilities for non-inmates.
- 320.03 Interlocal Agreement with City of Paragould for administration of jail facility.
- 320.04 Sheriff to establish lines of credit for feeding inmates.

§ 320.00 INTERLOCAL COOPERATIVE AGREEMENT.

- 1) The Quorum Court hereby ratifies the Interlocal Cooperative Agreement as executed by the Greene County Judge. Adopted and approved by the Greene County Quorum Court on this 19th day of September 2011.
- 2) PURPOSE AND SECURITY PROVIDED. The purpose of this Agreement is to establish a formal binding relationship among Greene County and the Cities of Paragould, Marmaduke and Oak Grove Heights, Arkansas for the detention of persons charged with, or convicted of violations of state or local law, or held as a material witness at the Greene County Detention Center. Greene County agrees to accept and provide for the secure custody, care and safe-keeping of Paragould, Marmaduke and Oak Grove Heights, Arkansas prisoners in accordance with state and local laws, standards, policies, procedures or court orders applicable to the operations of the Greene County detention facility. Greene County further agrees to make available to Paragould, Marmaduke and Oak Grove Heights, Arkansas spaces inside the Greene County Detention Center.
- 3) PERIOD OF PERFORMANCE. This Agreement shall be in effect from the date of the execution of the Agreement by all parties and become perpetual from the time of execution.
- 4) INTERGOVERNMENTAL COOPERATIVE COUNCIL POWERS. The powers are set forth in A.C.A. §§ 14-27-101, et. seq. The County Judge shall serve as the presiding council member. Each participating entity shall have their CEO (mayor) as a member of the council. The Intergovernmental Cooperative Council shall meet on an annual basis or more frequently as required. The council powers are limited to the administration of the terms of this Interlocal Cooperative Agreement and are not acting in a jail management capacity. The Interlocal Cooperative Agreement shall be regulated by A.C.A. § 25-20-104. It is not anticipated that there will be any real or personal property to be disposed of by this council and this agreement.
- 5) PAYMENT RATE. Each Member of this Agreement shall be responsible in the amount of one dollar (\$1.00) per day for each prisoner incarcerated at the Greene County Detention Center. This amount shall be set aside into an account specified for future expansion needs of the Greene County Detention Center and shall not be used for any other purpose. This amount shall be set aside as specified by Ordinance to be passed by the Greene County Quorum Court. Quorum Court of Greene County understands that any request in

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

change in Payment Rate must be documented, reviewed, and substantiated and presented to the Intergovernmental Cooperative Council for their review and vote.

- 6) **PRIORITY PLACEMENT.** Greene County shall not refuse any lawfully arrested inmate of the City of Paragould, City of Marmaduke and City of Oak Grove Heights, Arkansas and shall give priority to prisoners from those municipalities within Greene County over those from other counties, prisons, or other forms of federal custody, pursuant to state law. Greene County shall not impose any capacity limitations to any of the local entities, but will bear the responsibility of housing each entity's prisoners. If capacity limitations need to be reviewed, the Intergovernmental Cooperative Council will do so at the appropriate time.
- 7) **MEDICAL COSTS AND FEES.** No prisoner of the Greene County Detention Center shall be denied access to emergency medical and pain care and Greene County shall provide transportation to and from such treatment. The prisoner shall be the primary obligor and responsible party of all medical costs and treatment provided.
- 8) **TRANSPORTATION.** Greene County shall be responsible for transportation cost and transporting prisoners from jail to court sessions and transporting from court to jail regardless of whether the prisoner is considered a county prisoner or a prisoner of Paragould, Marmaduke or Oak Grove Heights, Arkansas.
- 9) **INMATE LABOR.** Each city shall have priority and authority to use their prisoners for community service and to utilize the prisoners for any labor requested by each city. Cities shall be responsible for the transportation and supervision of the inmates performing the service. To the extent that a particular city prisoner is not needed by the city on a particular day, the county shall have the option to use the inmate for such labor as they deem reasonable.
- 10) **MODIFICATION.** The Intergovernmental Cooperative Council shall have sole authority to modify the terms, payment amounts, or other as indicated in this Agreement. Each member of the Intergovernmental Cooperative Council receives an equal percentage of the total vote. No other legislative body of the County of Greene, Arkansas or the other entities shall be allowed to modify the Payment rates. Any modifications to this agreement shall only be made with a unanimous vote.
- 11) **EFFECTIVE DATE.** The Sheriff of Greene County shall begin housing of the cities' prisoners no later than thirty (30) days after the Certificate of Occupancy of the jail addition has been entered.
- 12) **CONTINGENT BALLOT ISSUE.** This Agreement is contingent upon the passing of a Sales Tax measure for the construction of a new Greene County Detention Center and/or Sales Tax Measure for the Operation and Maintenance of a New Detention Center. Both Measures will be placed before the voters of Greene County Arkansas in 2011. This Agreement will be in effect if either Sales Tax measure passes.

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- 13) **BENEFIT INURED.** This Agreement shall not inure to the benefit of entities located outside of Greene County, Arkansas, and Greene County shall set the rate for housing any prisoner on behalf of entities located outside of Greene County, Arkansas, in the event that Greene County agrees to house any such prisoners.
- 14) **MISCELLANEOUS.** This agreement constitutes the entire Agreement between the parties, and supersedes any county ordinance establishing fees for housing of prisoners of Paragould, Marmaduke, and Oak Grove Heights, Arkansas, during the term of this agreement. Such agreement shall be filed with the County Clerk, and the city clerk of each city. The County Judge shall enter a County Court Order adopting the terms of this Agreement and the Quorum Court shall ratify this agreement by Ordinance.
([Ord. 2011-013](#), passed 09-19-2011)

§ 320.01 DAILY FEE TO BE CHARGED MUNICIPALITIES AND OTHER COUNTIES FOR KEEPING PRISONERS.

- 1) The Quorum Court has determined that the reasonable daily expense of housing a prisoner in the Greene County jail should be increased as follows; the thirty-five dollars (\$35.00) fee for male prisoners shall be increased to forty-five dollars (\$45.00) per day, the forty-five dollars (\$45.00) fee for female prisoners shall remain at forty-five dollars (\$45.00) per day.
- 2) In the event that there is no agreement between Greene County and municipalities and/or other counties in Arkansas, the fee to be charged to house municipal and out of county prisoners is hereby established at the rate of forty-five dollars (\$45.00) per day or part thereof for male prisoners and forty-five dollars (\$45.00) per day or part thereof for female prisoners. The fee of forty-five dollars (\$45.00) for male prisoners and forty-five dollars (\$45.00) for female prisoners shall be charged-in-full for a partial day's stay of a prisoner.
- 3) In the event that Greene County enters into an agreement with a municipality or other county in Arkansas for the housing of prisoners, said agreement, during its effective term shall govern the amount charged to said municipality or county. In the event of no agreement or upon the expiration of the agreement, then this Ordinance shall control the amount charged.
- 4) To provide funding for the operation and maintenance of the jail, funds received under this Ordinance over thirty-five dollars (\$35.00) per prisoner per day shall be allocated to a jail operations and maintenance account.
- 5) **REPEALER.** All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- 6) **EMERGENCY CLAUSE.** An emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health, safety and

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

welfare, shall be in full force and take effect from and after its date of passage and approval.

([Ord. 2002-006](#), passed 02-26-2002; Am. [Ord. 2007-002](#), passed 06-18-2007)

§ 320.02 DINING RATES AT COUNTY JAIL FACILITIES FOR NON-INMATES.

- 1) Jail employees and employees of the Greene County Sheriff's Department along with employees of law enforcement agencies whose offices are located at the jail facilities may purchase meals at the jail facilities for \$1.00 per meal. All drinks, other than those served with meals, are .50 cents each.
- 2) In the event that an occasion arises in which non jail or law enforcement individuals desire to purchase meals at the facilities, the cost per meal will be \$3.00.
- 3) In no event shall anyone, other than inmates, eat free of charge at the jail facilities.
([Ord. 1995-004](#), passed 08-14-1995; Am. [Ord. 1997-007](#), passed 07-28-1997)

§ 320.03 INTERLOCAL AGREEMENT WITH CITY OF PARAGOULD FOR ADMINISTRATION OF JAIL FACILITY.

- 1) That the County Judge is hereby ordered and directed to ratify, reenact and reapprove the interlocal agreement entered into in 1971 between Paragould and Greene County for the operation of the jail facility. The County Judge shall execute the reenactment prior to February 1, 1978. He will deliver a copy of the readoption to the Administrative Board of the Paragould-Greene County Jail and to the Mayor of Paragould, Arkansas.
- 2) That the County Judge is hereby ordered and directed to attempt to negotiate and amendment to the existing Compact. The desired amendments would provide as follows:
 - a. That the Administrative Board shall make written reports monthly on actions taken in monthly board meetings.
 - b. That all expenses of feeding prisoners shall be paid on a pro rata basis according to prisoners jailed by the City and those jailed by the County.
 - c. That additional cost of matrons or other special deputies necessary to comply with minimum jail requirements shall be prorated according to prisoners jailed by the City and those jailed by the County.
 - d. That changes caused by future legislative actions or amendments to the minimum jail standards that result in additional costs shall be shared on a pro rata basis.

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- 3) EMERGENCY CLAUSE. Because of the time limit in which this reenacted must be executed, it is determined that this Ordinance is in need of passage for the protection of the public peace, health, welfare and safety, and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage, adoption and publication as required by law.

([Ord. 1978-099](#), passed 01-31-1978)

§ 320.04 SHERIFF TO ESTABLISH LINES OF CREDIT FOR FEEDING INMATES.

- 1) That Greene County Quorum Court hereby empowers and directs the Sheriff to establish a line of credit with a merchant or merchants in Greene County, Arkansas for the purpose of purchasing groceries to feed inmates under the Sheriff's custody and control and housed in the Greene County Jail.
- 2) That Sheriff will present the merchant with a signed Purchase Order designating the items to be purchased. The merchant will retain the Purchase Order and mail it along with his statement of costs to the County Clerk for payment each month. The Sheriff will retain a signed copy of the Purchase Order and file it with the County Clerk at the end of each month.
- 3) Upon establishing credit with a merchant or merchants, the Sheriff will notify the County Clerk of their identity, and the Clerk will mail a letter to said merchant explaining that no bill can be honored by the County without first receipt of the Purchase Order and any accompanying statement.
- 4) The Sheriff shall be required to file with the County Clerk each month a statement as to the inmates incarcerated in the jail for that month and the term of their incarceration.
- 5) Hereafter the Greene County Sheriff will receive no funds for the purpose of feeding Greene County inmates. It is common practice for the City of Paragould, Arkansas to pay to the County or Greene County Sheriff a daily rate for maintaining City prisoners in the Greene County Jail. Hereafter, any money received from the City of Paragould or any other source by the Greene County Sheriff for the purpose of feeding or maintaining prisoners housed in the Greene County Jail shall be paid to the Greene County Clerk for deposit in the County General Fund.
- 6) EMERGENCY CLAUSE. The Greene County Sheriff is in immediate need of the power to make arrangements to feed the prisoners which are presently in his custody. Therefore, an emergency is declared to exist and this Ordinance being necessary for the immediate preservation of public peace, health and safety shall be in full force and effect from and

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

after its passage and approval.

([Ord. 1977-011](#), passed 01-08-1977)

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

Article III. COURT COSTS

A.C.A. § 16-10-305(a), (c)-(d). Court costs.

(a) There shall be levied and collected the following court costs from each defendant upon conviction, each plea of guilty or nolo contendere, or each forfeiture of bond:

(1) In circuit court, one hundred fifty dollars (\$150) for a misdemeanor or felony violation of state law, excluding a violation of:

(A) The Omnibus DWI or BWI Act, § 5-65-101 et seq.;

(B) The Underage DUI or BUI Law, § 5-65-301 et seq.;

(C) Section 5-75-101 et seq.;

(D) Section 27-23-114;

(E) Section 15-42-127; or

(F) Section 27-37-701 et seq.;

(2) In district court, one hundred dollars (\$100) for an offense that is a misdemeanor or violation of state law, excluding a violation of:

(A) The Omnibus DWI or BWI Act, § 5-65-101 et seq.;

(B) The Underage DUI or BUI Law, § 5-65-301 et seq.;

(C) Section 5-75-101 et seq.;

(D) Section 27-23-114;

(E) Section 15-42-127; or

(F) Section 27-37-701 et seq.;

(3) In circuit court or district court, seventy-five dollars (\$75.00) for a traffic offense that is a misdemeanor or violation under state law or local ordinance, excluding a violation of:

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- (A) The Omnibus DWI or BWI Act, § 5-65-101 et seq.;
 - (B) The Underage DUI or BUI Law, § 5-65-301 et seq.;
 - (C) Section 5-75-101 et seq.;
 - (D) Section 27-23-114;
 - (E) Section 15-42-127; or
 - (F) Section 27-37-701 et seq.;
- (4) In district court, for a nontraffic offense that is a misdemeanor or violation under local ordinance, twenty-five dollars (\$25.00);
- (5) In circuit court or district court, three hundred dollars (\$300) for violations of:
- (A) The Omnibus DWI or BWI Act, § 5-65-101 et seq.;
 - (B) The Underage DUI or BUI Law, § 5-65-301 et seq.;
 - (C) Section 5-75-101 et seq.;
 - (D) Section 27-23-114;
 - (E) Section 15-42-127; or
- (6)
- (A) In circuit court or district court, twenty-five dollars (\$25.00) for a violation of the mandatory seat belt use law, § 27-37-701 et seq.
 - (B) A defendant is not required to pay the court costs under subdivision (a)(6)(A) of this section if he or she pays the applicable fines under §§ 27-37-706 and 16-17-129 before his or her first appearance and shall not be assessed any additional court costs associated with the violation; and
- (7) In circuit court or district court, twenty-five dollars (\$25.00) for failure to present proof of insurance at the time of a traffic stop, §§ 27-22-103, 27-22-104, and 27-22-111.

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- (b)
- (1) The costs set forth in this section shall be imposed at the conclusion of any criminal case enumerated in subsection (a) of this section that does not end in an acquittal, dismissal, or, with the consent of the prosecution, an order nolle prosequi.
 - (2) The costs shall be imposed at the conclusion of cases involving a suspended or probated sentence even though that sentence may be expunged or otherwise removed from the defendant's record.
- (c) No county, city, or town shall be liable for the payment of the costs taxed under this section in any instance where they are not collected, or in any case in which the defendant pays the costs by serving time in a jail, on a county farm, or at any other official place of detention or work.
- (d) No town, city, or county shall authorize and no district court or circuit court shall assess or collect any other court costs other than those authorized by this act, unless specifically provided by state law.

. . .

Section

- | | |
|--------|---|
| 340.00 | Agreement between Greene County and the City of Oak Grove Heights; Participation by the City in the County's District Court System. |
| 340.01 | Additional twenty dollar (\$20.00) fine to help defray the expense of incarceration of prisoners. |
| 340.02 | Additional twenty dollar (\$20.00) fine levied. |
| 340.03 | Additional five dollars (\$5.00) on all criminal and traffic cases; victim of crimes case coordinator. |
| 340.04 | Assessing a four dollar (\$4.00) fee to fund the public defender program for investigative expenses. |

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

§ 340.00 AGREEMENT BETWEEN GREENE COUNTY AND THE CITY OF OAK GROVE HEIGHTS; PARTICIPATION BY THE CITY IN THE COUNTY’S DISTRICT COURT SYSTEM.

- 1) The Greene County-Paragould District Court shall implement a division for handling of cases related to alleged violations of Oak Grove Heights Ordinances or other state offenses occurring within the geographical boundaries of Oak Grove Heights, Arkansas.
- 2) That fifteen percent (15%) of any revenue generated by all fines associated with cases originating in Oak Grove Heights, Arkansas, shall be retained by the District Court Clerk and disbursed to the Greene County Treasurer’s Administration of Justice Fund and shall be expended for District Court related expenses.
- 3) That the remaining eighty five percent (85%) of all fines and one hundred percent (100%) of all fees generated by the cases originating in Oak Grove Heights, Arkansas shall be disbursed each month by the Greene County-Paragould District Court Clerk to the city of Oak Grove Heights, not later than the fifth day of the succeeding month as specified by state law.
- 4) That all court costs collected from the cases of the city of Oak Grove Heights, Arkansas shall be reported and distributed by the Clerk of the Greene County-Paragould District Court, according to Act 1256 of 1995; and any funds turned back to the originating court shall be paid by the clerk in proportion of fifteen percent (15%) to the Greene County Treasurer’s Administration of Justice Fund and shall be expended for District Court related expenses, and eighty five percent (85%) to the city of Oak Grove Heights to be expended for expenses associated with participation in the Greene County-Paragould District court.
- 5) That the City of Oak Grove Heights shall become responsible for providing a bailiff, a city attorney, and a public defender for each session of the Oak Grove Heights Division of the Greene County-Paragould District Court and Greene County shall provide the District Court Judge and District Court Clerk.
- 6) That the City of Oak Grove Heights shall become responsible for fees associated with housing of any prisoner who is incarcerated as a result of arrest initiated in the Oak Grove Heights division of the Greene County-Paragould District Court. Said fees shall be in the amount assessed by the Greene County Jail for the housing of prisoners by any other municipality or law enforcement agency, as determined by legislation of the Greene County Quorum Court.
- 7) That due to the duality of this agreement, this Ordinance shall become effective after the passage of a similar endorsement by the City Council of the City of Oak Grove Heights, Arkansas.

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- 8) EMERGENCY CLAUSE. That it is necessary for the efficient operation of the Greene County-Paragould District Court and the City of Oak Grove Heights that this Ordinance become effective upon passage and publication, therefore an emergency is hereby declared to exist and this Ordinance being necessary for the preservation of the public peace, health, and safety shall be in full force and effective after passage and publication by the City of Oak Grove Heights and by Greene County in manners consistent with publication for each respective municipality.
- 9) REPEALER. All ordinances and parts of ordinances or agreements, written or oral, in conflict herewith are hereby repealed.
- 10) SEVERABILITY CLAUSE. If any provision of this Ordinance is held invalid, such invalidity shall not affect other provision, and to this end the provisions of the Ordinance are declared to be severable.
([Ord. 2002-010](#), passed 11-25-2002)

§ 340.01 ADDITIONAL TWENTY DOLLAR (\$20.00) FINE TO HELP DEFRAID THE EXPENSE OF INCARCERATION OF PRISONERS.

- 1) That pursuant the authority granted in Act 209 of 2009, there is hereby levied and shall be collected an additional fine of Twenty Dollars (\$20.00) from each defendant upon conviction, each plea of guilty or nolo contendere or each bond forfeiture in all cases in the first and second class of accounting records as described in A.C.A. § 16-17-707. The additional fine shall apply to each charge, count, violation, or offense that a defendant pleads guilty or nolo contendere to, is found guilty of, or forfeits bonds for, including each misdemeanor or violation.
- 2) The additional fine levied in Section 1 hereinabove shall apply to all applicable cases brought before all district courts and departments thereof that now exist and are in operation, or may hereafter be created and placed into operation, within Greene County.
- 3) All fines levied and collected under the provisions of this Ordinance shall be deposited into a special fund with the County Treasury and be used for the construction, maintenance and operation of the County Jail or as otherwise specifically permitted under the provisions of Act 209 of 2009.
- 4) REPEALER. ALL ordinances or parts of ordinances found to be in conflict herewith, including specifically County Ordinance No. 2003-9 in its entirety, are hereby repealed.
- 5) EMERGENCY CLAUSE. It is found and hereby determined by the Quorum Court of Greene County, Arkansas that the increasing costs of incarcerating or otherwise keeping prisoners in the county creates an economic hardship; that maximum fines allowed by statute for convicted persons are too low; and the Act is immediately necessary because the county jail is overcrowded. Therefore, an emergency is hereby declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective July 01, 2009.

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

(Ord. 2003-009, passed 06-16-2003; Am. Ord, 2009-002, passed 06-16-2009)

§ 340.02 ADDITIONAL TWENTY DOLLAR (\$20.00) FINE LEVIED.

- 1) Under the authority of Act 209 of 2009, there is hereby levied and shall be collected and additional fine in the amount of Twenty Dollars (\$20.00) from each defendant upon conviction, each plea of guilty or nolo contendere, or each bond forfeiture in all cases in the first and second class of accounting records as described in A.C.A. § 16-1-707. The additional fine shall apply to each charge, count, violation, or offense that a defendant pleads guilty or nolo contendere to, is found guilty of, or forfeits bonds for, including each misdemeanor or violation.
- 2) The additional fine levied in Section 1 hereinabove shall apply to all applicable cases brought before all District Courts and departments thereof that now exist and are in operation, or may hereafter be created and placed into operation, within Greene County.
- 3) All fines levied and collected under the provisions of this Ordinance shall be deposited into a special fund with the County Treasury to be used for the construction, maintenance and operation of the County Jail or as otherwise specifically permitted under the provision of Act 209 of 2009.
- 4) REPEALER. All ordinances or parts of ordinances found to be in conflict herewith, including specifically County Ordinance No. 2003-009 in its entirety, are hereby repealed.
- 5) EMERGENCY CLAUSE: It is found and determined by the Quorum Court of Greene County, Arkansas that the increasing costs of incarcerating or otherwise keeping prisoners in the county creates an economic hardship; that maximum fines allowed by statute for convicted persons are too low; and the act is immediately necessary because the county jail is overcrowded. Therefore, an emergency is declared to exist, and this Act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2009.
(Ord. 2009-002, passed 06-16-2009)

§ 340.03 ADDITIONAL FIVE DOLLARS (\$5.00) ON ALL CRIMINAL AND TRAFFIC CASES; VICTIM OF CRIMES CASE COORDINATOR.

- 1) That pursuant to Ark. Code. Ann. § 16-21-106 there is hereby established by this Court an additional Court cost in all criminal and traffic cases in the Circuit, Municipal and Mayors Courts in Greene County, in the amount of \$5.00 per case. Said cost shall be in addition to any court costs presently being assessed, or which might be assessed in the future. Such costs shall be remitted by the Clerks of the several Courts to the County Treasurer.

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- 2) This cost is assessed for the purpose of benefitting victims of crime in Greene County. The costs collected by this assessment shall be put into a special fund on the County Treasurer's book to be used solely by the Prosecuting Attorney, and duly appointed Deputy Prosecuting Attorneys, in the creation, the maintenance and operation of a VICTIMS OF CRIME PROGRAM. The fund collected by this assessment may also be used to match federal Victims of Crime Act and/or other related federal monies that may become available.
- 3) There is hereby created the position of "VICTIMS OF CRIME CASE COORDINATOR." The Coordinator will provide technical assistance and support to all victims of crimes, their families, and the witnesses to crimes who are involved in the criminal justice system. The Coordinator will also assist the Second Judicial District Prosecuting Attorney and the Greene County Deputy Prosecuting Attorneys in providing technical assistance and coordinating cases.
- 4) The coordinator shall be paid an annual salary of \$13,000.00, payable in twenty-four (24) equal semi-monthly installments. The Coordinator shall be appointed by the Prosecuting Attorney of the Second Circuit-Chancery Court Circuit. Payment in 1991 shall be for the calendar months of October through December. Payment shall be made October 1, 1991, through December 31, 1991, with disbursement from said add on fee collection, to be made to the following listed specific disbursement accounts and appropriated out for such purposes in 1991, including the transfer provided in Section V:

01	Salaries	\$ 3,250.00
06	Social Security	\$ 248. 63
08	Retirement	\$ 195.00
09	Insurance	\$ 425.52
	Victims of Crime Program	\$ 1,880.75
	<u>TOTAL</u>	<u>\$ 5,999.90</u>

- 5) No disbursements shall be made from the funds generated by said add on fee until October 1, 1991.
- 6) The Coordinator shall be located in the office of the Deputy Prosecuting Attorney for Greene County, Arkansas. There shall be paid, from the costs assessed in Section 1 hereof, to the Deputy Prosecuting Attorney for Greene County, Arkansas, the sum of \$7,523.00 per year, payable in twelve (12) equal monthly installments, to assist in defraying the expenses of the Victims of Crime Program. The expenses shall be allocated to provide for the expenses of the office to include, but not limited to, office rental, utilities, postage, equipment, secretarial assistance, operation of automobile and

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

such other expenses which within the discretion of the Deputy Prosecuting Attorney may be a proper expense of the office. for 1991, the payment under this section shall be limited to months in the amount specified in Section 4 above.

- 7) Payment for all services hereinabove provided shall be made entirely and solely from revenue derived from the collection of said additional costs associated assessed against court cases as above designated, and are therefore contingent upon receipt, of revenues from such additional costs for such purposes. In order that proper records may be maintained in the County's financial office, it is hereby provided that disbursements from said fund be made upon claims fully filed from time to time by the Deputy Prosecuting Attorney for Greene County, Arkansas, in whose office the Coordinator will be located.
- 8) Any funds generated above and beyond any amount budgeted herein shall be disbursed only upon an approved ordinance passed by the Greene County Quorum Court.
- 9) EMERGENCY CLAUSE. It is hereby determined that an emergency exists in that the above cost is necessary in order for there to be an efficient and effective administration of justice. It is necessary to immediately establish the Coordinator program for the effective aid to victims and witnesses who became involved in the criminal justice system. It is the intent of this Court that this Ordinance shall be effective immediately upon its passage and approval by the County Judge.
([Ord. 1991-010](#), passed 08-12-1991; Am. [Ord. 2000-004](#), passed 11-27-2000)

§ 340.04 ASSESSING A FOUR DOLLAR (\$4.00) FEE TO FUND THE PUBLIC DEFENDER PROGRAM FOR INVESTIGATIVE EXPENSES.

- 1) Under the powers vested in it by the General Assembly of the State of Arkansas, the Quorum Court does hereby establish a fee of Four Dollars (\$4.00) to be assessed upon each judgment of conviction, upon each plea of guilty, and upon each plea of nolo contendere or bond forfeiture in felony and misdemeanor cases in circuit courts, municipal courts and mayor's court.
- 2) Said fees assessed shall be paid into a fund to be used for the purpose of paying necessary expenses incurred for investigation in the defense of indigent persons accused of criminal offenses and in the defense of indigent persons against whom involuntary commitment procedures for insanity or alcoholism have been brought or filed in any circuit court, probate court or municipal court within the county of Greene.
- 3) SEVERABILITY CLAUSE. The provisions of this ordinance are hereby declared to be severable, and in the event any section hereof is determined to be invalid, it shall not impair any other sections which are valid and can be given effect without the invalid part

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

of said ordinance.

- 4) EMERGENCY CLAUSE. It is hereby determined that the adoption of this ordinance is necessary for the safety and welfare of the citizens of the County and furtherance of the Court's duty to provide adequate protection for tis citizens, an emergency is hereby declared and this ordinance shall be in full force and effect after its passage and approval by the County Judge.
([Ord. 1991-006](#), passed 06-10-1991)

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

Article IV. COUNTY LAW

Section

- | | |
|--------|---|
| 360.00 | Hazardous driving prohibited. |
| 360.01 | Closing hours for bars, nightclubs, and private clubs which sell or dispense alcoholic beverages. |
| 360.02 | Purchase, possession, sale, and offering for sale of synthetic cannabinoid; prohibited. |
| 360.03 | Rules and regulations concerning external noise attenuation of data centers and to prevent noise disturbance in Greene County and within its unincorporated limits. |

§ 360.00 HAZARDOUS DRIVING PROHIBITED.

- 1) **HAZARDOUS DRIVING DEFINED.** Any person who drives any vehicle on the streets, alleys, parks, roadways, or highways within the boundaries of Greene County, Arkansas, in such a manner as to indicate either a negligent or careless disregard for the safety of persons or property shall be deemed to be guilty of hazardous driving; and the same is hereby declared to be a misdemeanor.
- 2) **PENALTY.** Every person convicted of such hazardous driving shall be punished by a fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), or by imprisonment for a period of not less than one (1) day, nor more than fifteen (15) days, or by both such fine and imprisonment.
- 3) **COURT COSTS.** In addition to any fine and/or jail time imposed by the court on a person convicted of hazardous driving, the court shall assess any applicable court costs against each person convicted.
- 4) **VEHICLE DEFINED.** For the purpose of this section, the term “*vehicle*” shall include every device in, upon or by which any person or property is or may be transported or drawn upon a public highway except vehicles moved by human power or vehicles used on rails or tracks.
- 5) **EMERGENCY CLAUSE.** An emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health, safety and welfare, shall be in full force and take effect immediately upon its passage and approval. ([Ord. 2005-002](#), passed 06-20-2005)

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

§ 360.01 CLOSING HOURS FOR BARS, NIGHTCLUBS, AND PRIVATE CLUBS WHICH SELL OR DISPENSE ALCOHOLIC BEVERAGES.

- 1) DEFINITIONS. *Premises*- The entire property area on which alcoholic beverages are sold, dispensed, or consumed, and includes buildings, foyers, attached structures, and parking areas.
- 2) HOURS OF OPERATIONS. It shall be unlawful for the owner, operator, or an employee of a bar, nightclub or private club to serve alcoholic beverage or permit the consumption of any alcoholic beverages on the premises of said business between the hours of 2:00 a.m. and 7:00 a.m. on any day. Said bar, nightclub or private club shall close no later than 2:00 a.m. on any day. In the event State law is more restrictive, the more restrictive State law hours shall control.
- 3) VACATION OF PREMISES BY PATRONS, MEMBERS AND GUESTS. It shall be unlawful for any patron, member or guest to remain upon the premises of any bar, nightclub or private club that sells, serves or permits the consumption of alcoholic beverages for more than thirty (30) minutes after the established closing hour.
- 4) PENALTY. Any violation of this Ordinance shall be deemed a misdemeanor and upon conviction shall be punished by a fine of one hundred dollars (\$100.00) to five hundred dollars (\$500.00).
- 5) CODIFICATION. It is the intention of the Quorum Court that this Ordinance be codified in the future updates and editions of the Code of Ordinances of Greene County, Arkansas. ([Ord. 2010-005](#), passed 08-16-2010)

§ 360.02 PURCHASE, POSSESSION, SALE, AND OFFERING FOR SALE OF SYNTHETIC CANNABINOID; PROHIBITED.

- 1) That it is hereby declared to be unlawful for any person to use, possess, purchase, attempt to purchase, sell, publicly display for sale or attempt to sell, give, or barter any one or more of the following substances within Greene County, Arkansas:
 - a. Salvia divinorum or salvinorum A : All parts of the plant presently classified botanically as salvia divinorum, whether growing or not, the seeds thereof, any extract from any part of such plant, and every compound, manufacture, salts derivative, mixture, or preparation of such plant, its seeds, or extracts;

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- b. (6aR, 10aR)-9-(hydroxymethyl)-6, 6dimethyl-3-(2-methyloctan-2yl)-61, 7. 10, 10a-tetrahydrobenzo{c} chromen-1-ol some other trade names: HU-210;
 - c. 1-Pentyl-3-(1-naphthoyl) indole-some trade or other names: JWK-01 8\spice;
 - d. 1-Butyl-3-Inaphtoyl) indole-some trade or other names: JWH-073;
 - e. 1-(3-{trifluoremthylphenyl}) piperazine-some trade or other names: TFMMP;
 - f. Or any similar structural analogs.
- 2) That if any of the aforementioned substances are found in the possession of any person, they may be confiscated and destroyed by law enforcement officials.
 - 3) That it is not an offense under section 1 above of this Ordinance if the person was acting at the direction of an authorized agent of law enforcement to enforce or ensure compliance with this law prohibiting the sale of the aforementioned substances.
 - 4) That this ordinance does not apply to any person who commits any act described in this ordinance pursuant to the direction or prescription of a licensed physician or dentist authorized to direct or prescribe such act. This Ordinance likewise does not apply to the inhalation of anesthesia for a medical purpose or dental purpose.
 - 5) PENALTY. Any person found to be in violation of this Ordinance will be guilty of a misdemeanor and subject to a term of imprisonment not to exceed one year and a fine not to exceed \$1,000 or both imprisonment not to exceed one year and a find not to exceed \$1,000.
 - 6) EMERGENCY CLAUSE. The sale and use of the substances addressed in this Ordinance are a danger to the health, safety, and welfare of the citizens of Greene County, including particularly, the children of Greene County. These substances are, at the present time, being purchased and used in Greene County, including by children. Accordingly, an emergency is declared to exist, and this Ordinance shall be effective immediately upon its passage and approval.
([Ord. 2010-004](#), passed 05-11-2010)

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

**§ 360.03 RULES AND REGULATIONS CONCERNING EXTERNAL NOISE
ATTENUATION OF DATA CENTERS AND TO PREVENT NOISE DISTURBANCE IN
GREENE COUNTY AND WITHIN ITS UNINCORPORATED LIMITS.**

- 1) **PURPOSE AND APPLICABILITY.** All Data Centers constructed within this jurisdiction shall be designed and built to incorporate external noise attenuation measures in order to minimize the impact of noise disturbance on the residents of Greene County, Arkansas.

This Ordinance shall apply to limit the noise disturbance originating within the unincorporated limits of Greene County, Arkansas.

- 2) **DEFINITIONS.** For the purpose of this Ordinance, the following definitions shall apply unless the context clearly indicates or requires a different meaning:
1. *Ambient Noise:* The all-encompassing noise level associated with a given environment, being a composite of sounds from all sources, excusing that alleged offensive noise, at the locations and approximate time at which comparison with the alleged offensive noise is to be made.
 2. *Data Center:* A facility constructed and operated that is engaged in storage, management, processing, and transmission of digital data, including facilities used for cryptocurrency mining, which houses networked computer systems along with supporting equipment such as batteries, back-up power generators, HVAC and cooling systems.
 3. *Decibel (dB):* A unit for measuring the volume of a sound, equal to twenty (20) times to the base 10 (10) of the ratio of the pressure of the sound measured to the referenced pressure, which is twenty (20) micropascals (twenty (20) micronewtons per square meter.)
 4. *Mechanical Equipment:* The networked computer systems along with supporting equipment such as batteries, backup generators, and cooling systems housed on the Data Center's property.
 5. *Noise Attenuation:* The reduction of noise levels through the use of sound-absorbing material, architectural design techniques, and/or any other suitable means.
 6. *Noise Disturbance is any sound which:*

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- a. Endangers or injures the safety or health of humans or animals; or
 - b. Annoys or disturbs a reasonable person of normal sensitivities; or
 - c. Endangers or injures person or real property.
7. *Person*: An individual, association, partnership, or corporation, including any officer, employee, department, or agency.
8. *Property Line*: An imaginary line along the ground surface, and its vertical extension, which separates the real property owned by one person from that owned by another person, but not including intra-building real property divisions.
9. *Sound*: an oscillation in pressure, particle displacement, particle velocity or other physical parameter, in a medium with internal forces that cause compression and rarefaction of that medium. The description of sound may include any characteristic of such sound, including duration, intensity, and frequency.
10. *Sound Level*: the weighted sound pressure level obtained by the use of a sound level meter and frequency weighting network, such as A, B, or C as specified in American National Standards Institute specifications for sound level meters (ANSI SI. 4-1971, or the latest approved revision thereof). If the frequency weighting employed is not indicated, the A-weighting shall apply.
11. *Sound Level Meter*: An instrument which includes a microphone, an amplifier, RMS detector, integrator or time average, output meter, and weighting networks used to measure sound pressure levels.
- 3) **NOISE ATTENUATION REQUIREMENTS.** Before a Data Center has commenced construction or operating within this jurisdiction, the property owner and operator proposing to build a Data Center shall comply with the following:
- 1. *Notice Requirements.*
 - a. The property owner and operator must notify all residents within a half-mile radius of the parcel, including any affiliated homeowners' association operating within the half-mile radius, that the property owner and operator intends to build and operate a Data Center on the property. The notice required in this section must be mailed to all postal addresses and homeowners' associations addresses contained within a half-mile radius

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 3 – Law Enforcement

extending from the property line where the proposed Data Center will be built. Proof of notification shall be filed with the county clerk's office within 30 days of providing notice. The property owner and operator must notify the County Judge that the property owner and operator intends to build and operate a Data Center. The notification must include the location for the proposed Data Center.

2. *Noise Study Requirements.*

- a. The property owner of the lands upon which the Data Center is to be located shall conduct a sound study performed by a third-party acoustic engineer to document baseline sound levels in the area of the proposed Data Center, including noise levels measured at the property line in eight locations (north, south, east, west, northeast, northwest, southeast, southwest.) The report of the study must include sound mitigation recommendations based on the results of the sound study. The property owner must provide a copy of the report of the study to the county judge and file with the county clerk within 30 days of completion of the report.

3. *Noise Attenuation Plan Requirements.*

- a. The property owner must consult with a third-party architectural or design firm to develop a building plan that includes necessary noise attenuation measure in order to prevent the external sound level emanating from the Data Center from exceeding the sound level limitations below which will be considered a noise disturbance. The building plan is not required to adopt any or all of the noise attenuation recommendations so long as the plan includes noise attenuation measures that the architectural or design firm deems adequate to be in compliance with this Ordinance. Noise attenuation measures may include but not limited to:
 1. Soundproofing walls, screens, panels, fences, or enclosures;
 2. Buffer yards;
 3. Other noise attenuation measures recommended by the third-party acoustic engineer.
- b. Mechanical equipment must be shown on any proposed plan and must be fully screened on all sides. Mechanical equipment not screened by a

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

façade of the building must be screened by a visually solid fence, screen wall or panel, or parapet wall and constructed with a design, materials, details, and treatment compatible with those used on the nearest façade of the building.

- c. The property owner must provide a copy of the building plan to the county judge and file with the county clerk within 30 days of completion of the plan prior to construction.
- d. Any additions, changes, or expansions of the Data Center must comply with the noise attenuation requirements of this Ordinance and must be designed and submitted to the county judge and filed with the county clerk within 30 days of completion of the report.

4. *Post Completion Noise Study Requirements.*

- a. Upon the Data Center's completion, the Data Center operator must conduct a post-construction noise study performed by a third-party acoustic engineer to document noise levels emanating from the Data Center when mechanical equipment is running at full capacity, including all HVAC units and generators necessary for peak operation. Noise levels are to be measured at the property line in the original eight locations used during the baseline study. The Data Center operator must provide a copy of the report to the county judge and file with the county clerk within 30 days of completion of the study.
- b. The Data Center shall not begin operations until the completion of the post-construction noise study and submission to the county judge and county clerk as required above. In order for the Data Center to be in compliance, the noise study results must show that its operation is in compliance with this Ordinance. If the Data Center will be unable to commence operation until the required noise attenuation measures and noise limitations are met.
- c. Furthermore, the Data Center operator must conduct annual noise studies under the baseline and post-construction studies specifications in accordance with subsections (a) and (b) above. The Data Center operator must provide the results to the county judge and file with the county clerk within 30 days after the anniversary date of the first sound study report.

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 3 – Law Enforcement

4) **PROCEDURE FOR MEASUREMENT.** All tests shall be conducted according to the following procedures:

1. *Complaint Driven:* When the measurement is the result of a complaint, measurements will be taken at the property line of the receiving property.
2. *Normal Monitoring:* When the measurement procedure is in the normal course of monitoring sound, the measurements will be taken at the real property line of the source of the sound.
3. *Outdoor Conditions:* No outdoor measurements must be taken while winds exceed (including gusts) 15 miles per hour; under conditions that will allow the sound level meter to become wet; or when the ambient temperature is out of range of tolerance on the sound meter.
4. *Calibration:* the sound level meter must be verified and calibrated according to the manufacturer's specifications immediately prior to taking the measurements.
5. *Meter Placement:* The sound level meter must be placed a minimum of four feet above the ground or from any reflective surface. The microphone must be pointed at the sound source.
6. *Measurements:* Measurements must include "high," "average," and "low" readings. If the sound level meter does not provide these multiple readings, a minimum of three separate measurements must be taken at the single location at varying time intervals. The average sound level reading shall be used to determine whether there has been a violation of this Ordinance.
7. *Monitoring Report:* The report for each measurement session must include:
 - a. The day, date, and time of the measurements,
 - b. Date and time of recent calibration,
 - c. Temperature and wind speed the time of measurement,
 - d. Identification of the monitoring equipment,
 - e. Location, land use, and description of the source,

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- f. Location and land use of the listener, and
 - g. Sound level measurements.
 - 8. *Extraneous Sounds*: If there are extraneous sound sources that are unrelated to the measurements and increase the monitored sound level, the measurement shall be postponed until these noises subside.
- 5) **NOISE LIMITATIONS.** It shall be unlawful for any Data Center to make or continue to cause or permit to be made or continued, noise levels constituting a noise disturbance. For the purposes of this section, the external noise level emanating from Data Centers shall be deemed disturbing to a person, reasonably calculated to disturb the peace and unreasonably offensive and injurious to the public, or their property, if the sound level is:
- 1. 65 dBa or higher during the hours of 8 A.M. to 10 P.M. or 55 dBa or higher during the hours of 10 P.M. to 8 A.M. (as determined by a third-party acoustic engineer) measured at the property line of the receiving property.
 - 2. The standard which may be considered in determining whether a violation of this Ordinance exists includes but is not limited to the following:
 - a. The level or volume of the noise;
 - b. The time of day or night the noise occurs;
 - c. The duration of the noise;
 - d. Whether the noise is recurrent, intermittent, or constant;
 - e. Whether proper and reasonable noise attenuation methods were followed and maintained.
- 6) **VIOLATIONS.**
- 1. Any or all of the following persons may be held responsible for noise violations:
 - a. The person operating the equipment or creating the noise;
 - b. The person who employs the person operating the equipment or creating the noise at the time of the violation;

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

- c. The person who owns or rents the property where the violation occurs.
2. The following acts, and the causing thereof, are declared to be in violation of this Ordinance:
 - a. The sound level emanating from the Data Center exceeds 65 dBa or higher during the hours of 8 A.M. to 10 P.M. or 55 dBa or higher during the hours of 10 P.M. to 8 A.M. measured at the property line of the receiving property.
 - b. The noise attenuation measure provided in the design plan to the county judge are not incorporated in the construction of the Data Center.
 - c. Any of the required sound study results are not filed with the county judge and the county clerk within 30 days of completion of the report.
 - d. The building plan is not filed with the county judge and the county clerk within 30 days of completion of the plan prior to construction.
 - e. Failure to act in accordance with any other provisions of this Ordinance.
3. All Data Centers shall be in compliance with the requirements of this Ordinance before commencing operation; failure to do so will be deemed in violation of this Ordinance and result in an injunction and/or a stay in commencing operation.

7) PENALTIES.

1. Any person(s), firm, corporation, partnership, association, owner, occupant, agent, or anyone having ownership in the subject property or supervision or control over the Data Center that violates or fails to comply with any provision of this ordinance, shall be guilty of a misdemeanor.
2. Upon conviction of such violation, any offending party shall be punished by fine of \$1,000.00 dollars for any one specified offense or violation, or double that sum for repetition of the offense or violation. If the act prohibited is continuous in time, the fine or penalty for allowing the continuance thereof, in violation of this Ordinance, shall be \$500.00 for each day that it may unlawfully continue. If the prohibited act continues after conviction of violation, an injunction in court of proper jurisdiction to abate the nuisance and violation of the Ordinance may be sought and awarded.

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

3. The county or any citizen shall be entitled to pursue all legal and equitable remedies available under the law in order to abate the nuisance and compel compliance with this Ordinance, including injunctive relief and any civil damages the court deems appropriate.
4. Until the Data Center is in compliance with this Ordinance and required noise attenuation measures are implemented and noise limitations met, the data center shall cease operations.
- 8) SEVERABILITY CLAUSE. If any provisions of this Ordinance are found to be invalid by the decision of any court of competent jurisdiction, such invalidity shall not affect the remaining sections, phrases, and provisions of this Ordinance which remain valid and enforceable.
- 9) EMERGENCY CLAUSE. The Quorum Court finds that the immediate implementation of this Ordinance is necessary for the preservation of the public's peace, health, safety, welfare, and property, an emergency is hereby declared to exist, and that this Ordinance is to be in effect immediately after its adoption.
([Ord. 2023-012](#), passed 06-19-2023)

GREENE COUNTY CODE OF ORDINANCES
Chapter 3 – Law Enforcement

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

Chapter 4: TAXES

Article

I. ADMINISTRATION

II. ASSESSMENT

III. COLLECTION

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

Article I. ADMINISTRATION

Section

- | | |
|--------|--|
| 400.00 | County collector authorized to accept payment for tax delinquent land. |
| 400.01 | County collector responsible for preparing tax book, computer, and tax receipts. |

§ 400.00 COUNTY COLLECTOR AUTHORIZED TO ACCEPT PAYMENT FOR TAX DELINQUENT LAND.

- 1) That the County Collector is hereby authorized to accept payment for the redemption of tax delinquent land which has not heretofore been transferred to the State Land Commissioner.
- 2) That the County Treasurer shall upon a certificate of distribution prepared by the County Clerk, on the 30th day of each month, transfer the funds received for delinquent taxes to the various school districts, municipalities, county funds or as otherwise appropriate.
- 3) EMERGENCY CLAUSE. This ordinance shall be in full force and effective from the date of passage and approval.
([Ord. 1994-009](#), passed 06-13-1994)

§ 400.01 COUNTY COLLECTOR RESPONSIBLE FOR PREPARING TAX BOOK, COMPUTER, AND TAX RECEIPTS.

- 1) The collector's office shall be the agency for preparing tax books, and collector's tax receipts, and responsible for the computer, with the costs thereof prorated among the respective taxing units in the same manner as now provided by law for defraying the costs of operating the tax collector's office.
- 2) REPEALER. All laws and parts of laws in conflict with this act are hereby repealed.
([Ord. 2004-005](#), passed 12-19-2004)

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

Article II. ASSESSMENT

A.C.A. §§ 26-74-201-223. Sales and use tax for capital improvements.

A.C.A. § 26-74-201. Purpose.

- (a) This subchapter is intended to supplement all constitutional provisions and other acts adopted for the acquiring, constructing and equipping of capital improvements of a public nature and the issuance of bonds for the financing of capital improvements of a public nature.
- (b) When applicable, in accordance with the provisions of this subchapter, this subchapter may be used by any county as an alternative, notwithstanding and without the necessity of compliance with any constitutional provision or any other act authorizing the county, or any commission or agency of the county, to issue bonds for the purpose of financing the acquisition, construction, and equipment of capital improvements of a public nature.
- (c) (1) This subchapter is intended to supplement and be levying authority in addition to all other statutes authorizing countywide sale and use taxes.
- (2) Collections of a tax levied by this subchapter may be used to secure the payment of bonds or for any purpose for which the general fund of a municipality or county may be used, or a combination thereof, except as may be expressly limited by the ballot for the election at which the tax was approved or by the ballot for a subsequent election on the purposes for the tax.

A.C.A. § 26-73-103(a)-(b). Local governments levying taxes.

- (a) (1) In addition to all other authority of local governments to levy taxes provided by law, any county acting through its quorum court or any municipality acting through its governing body may levy any tax not otherwise prohibited by law.
- (2) However, no ordinance levying an income tax authorized by this subchapter or any other tax not authorized shall be valid until adopted at a special or general election by the qualified electors of the city or in the area of the county where the tax is to be imposed, as the case may be.
- (b) A local government shall not levy a tax on fuel, tobacco, or alcoholic beverages except as authorized by law.

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

A.C.A. § 26-36-201. Dates taxes due and payable.

- (a) (1)
 - a. Except as provided in subdivision (a)(1)(B) of this section, all taxes levied on real estate and personal property for the county courts of this state, when assembled for the purpose of levying taxes, are due and payable at the county collector's office between the first business day of March and October 15 inclusive.
 - b. A county collector may open tax books for payment of taxes before the first business day in March if:
 - i. The tax books have been delivered; and
 - ii. The real and personal property taxes have been certified for collection.
- (2) All taxes unpaid after October 15 are delinquent.
- (b) (1) The county collector shall extend a penalty of ten percent (10%) against all delinquent taxpayers that have not paid their taxes within the time limit specified.
- (2) The county collector shall collect the penalty provided in subdivision (b)(1)(A) of this section.
- (c) The county collector shall extend an additional penalty of ten percent (10%) upon all delinquent taxpayers if the taxpayers' delinquent personal property taxes are not satisfied or paid in full by October 15 following the purchase of a business or the assets, goods, chattels, inventory, or equipment of a business not in the ordinary course of business.
- (d) A penalty shall not be assessed against a taxpayer who is a member of the United States armed forces, reserve component of the armed forces, or the National Guard during the taxpayer's deployment plus one (1) tax year after the deployment ends.
- (e) When October 15 falls on a Saturday, Sunday, or a holiday observed by the United States Postal Service, the taxes shall become due and payable the following business day that is not a holiday observed by the United States Postal Service.

A.C.A. § 26-52-523. Rebates on local sales and use tax.

- (a) As used in this section:
 - (1) "Qualifying purchase" means a purchase of tangible personal property, specified digital property, a digital code, or a taxable service:

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

- (A) For which the purchaser may take a business expense deduction pursuant to 26 U.S.C. § 167, as in effect on January 1, 2007;
 - (B) For which the purchaser may take a depreciation deduction pursuant to 26 U.S.C. § 167, as in effect on January 1, 2007;
 - (C) By an exempt organization under 26 U.S.C. § 501, as in effect on January 1, 2007, if the purchase would be subject to a business expense deduction or depreciation deduction if the purchaser were not an exempt organization under 26 U.S.C. § 501, as in effect on January 1, 2007; or
 - (D) By a state or any county, city, municipality, school district, state-supported college or university, or any other political subdivision of a state, if the purchase would be subject to a business expense deduction or depreciation deduction if the purchaser were not one (1) of the entities enumerated in this subdivision
- (a)(1)(D);
- (2) “Single Transaction” means any sale of tangible personal property, specified digital products, a digital code, or a taxable service reflected on a single invoice, receipt, or statement for which an aggregate sales or use tax amount has been reported and remitted to the state for a single local taxing jurisdiction; and
 - (3) “Travel trailer” means a trailer that:
 - (A) Provides temporary living quarters for travel, recreation, or camping;
 - (B) Includes a chassis having wheels and a trailer hitch or fifth wheel for towing; and
 - (C) Is required to be licensed for highway use under Arkansas law.

. . .

Section

General

410.00 Sales tax to be added to fees for refuse collection.

GREENE COUNTY **CODE OF ORDINANCES**

Chapter 4 - Taxes

Personal Property

Reserved.

Real Property

Reserved.

Local Option

- | | |
|--------|---|
| 440.00 | Special election for the levy of a 1% sales and use tax. |
| 440.01 | Special election for the levy of a 1% sales and use tax. |
| 440.02 | Levy of a 1% sales and use tax; to define single transaction. |
| 440.03 | Special election for a 0.5% sales and use tax; twenty-four months for acquiring, constructing, and equipping jail facilities for the County. |
| 440.04 | Levy of a 0.5% sales and use tax; twenty-four months for acquiring, constructing, and equipping jail facilities for the County. |
| 440.05 | Special election for the levy of a 1% sales and use tax; eighteen months for the purpose of acquiring, renovating, constructing, and equipping. |
| 440.06 | Levy of a 0.375% sales and use tax. |
| 440.07 | Special election for 0.375% sales and use tax. |
| 440.08 | Calling a special election for issuing bonds; levy of a one-half of one percent (0.5%) sales and use tax. |
| 440.09 | Calling a special election for issuing bonds; levy on a one-half of one percent (0.5%) sales and use tax. |
| 440.10 | Calling an election for a 0.33 mills ad valorem tax for capital improvements to public library. |
| 440.11 | Levy of a 0.25% sales and use tax; jail and criminal justice purposes. |
| 440.12 | Special election for a 0.25% sales and use tax for jail and criminal justice purposes. |

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

General

§ 410.00 SALES TAX TO BE ADDED TO FEES FOR REFUSE COLLECTION.

- 1) Any and all current and future sales taxes to be charged against refuse collection shall be billed directly to the customers by the service provider as part of the monthly bill in addition to the monthly refuse collection charge.
- 2) The County shall not be responsible for paying the sales tax.
- 3) REPEALER. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- 4) EMERGENCY CLAUSE. In order to promote and continue the orderly collection and disposal of refuse in the County; and in recognition that the sales tax assessment on refuse collection is mandatory by State of Arkansas effectively July 1, 2004; and in order to prevent a delay in refuse collection services, and in order to comply with the terms of the Agreement, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

([Ord. 2004-004](#), passed 06-21-2004)

Personal Property

Reserved.

Real Property

Reserved.

Local Option

§ 440.00 SPECIAL ELECTION FOR THE LEVY OF A 1% SALES AND USE TAX.

- 1) ELECTION. A special county-wide election shall be held for the levy of a one percent (1%) county-wide sales tax.
- 2) ELECTION DATE. This special election shall be held on August 25, 1981.

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

- 3) BALLOT. The County Clerk, on behalf of the Quorum Court, shall notify the Greene County Board of Election Commissioners of said election and shall submit to the said Board of Commissioners a copy of the ballot title which shall read as follows:

FOR adoption of a one percent (1%) sales tax within Greene County

AGAINST adoption of a one percent (1%) sales tax within Greene County

- 4) EMERGENCY CLAUSE. An emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health, safety, and welfare, shall be in full force and take effect from and after its passage and approval. ([Ord. 1981-008](#), passed 07-15-1981)

§ 440.01 SPECIAL ELECTION FOR THE LEVY OF A 1% SALES AND USE TAX.

- 1) ELECTION. A special county-wide election shall be held for the levy of a one percent (1%) county-wide sales tax.
- 2) ELECTION DATE. This special election shall be held on Tuesday, July 26, 1983.
- 3) BALLOT. The County Clerk, on behalf of the Quorum Court, shall notify the Greene County Board of Election Commissioners of said election and shall submit to the said Board of Commissioners a copy of the ballot title which shall read as follows:

FOR adoption of a one percent (1%) sales tax within Greene County

AGAINST adoption of a one percent (1%) sales tax within Greene County

- 4) EMERGENCY CLAUSE. An emergency is hereby declared to exist, and this Ordinance, being necessary for the health, safety and welfare of the residents of Greene County, shall have full force and effect from and after its passage and approval. ([Ord. 1983-003](#), passed 06-21-1983)

§ 440.02 LEVY OF A 1% SALES AND USE TAX; TO DEFINE SINGLE TRANSACTION.

- 1) There is hereby levied a county-wide (excise) sales tax of one percent (1%) upon the gross receipts from the sale of retail within the County on or after September 1, 1983, of all items which are now subject or may hereafter be subject to the Arkansas Gross Receipts Tax, as provided by Arkansas Act 26 of 1981, First Extraordinary Session.
- 2) There is hereby levied a county-wide (excise) use tax upon the storage, use or consumption within Greene County, Arkansas, of tangible personal property purchased, leased, or rented from any retailer outside the state, on or after September 1, 1983, for storage, use, or other consumption in Greene County, Arkansas, at a rate of one percent

Chapter 4 - Taxes

(1%) of the sale price of the property or, in the case of leases or rentals, of said lease or rental price, as provided by Arkansas Act 26 of 1981, First Extraordinary Session.

- 3) The levy, exemption from, and collection of the county-wide sales tax and the countywide use tax imposed by this Ordinance shall be made in accordance with (a) all applicable definitions and other provisions of the Arkansas Gross Receipts Tax Act, as amended; and the Arkansas Compensating Tax Act (Use Tax), as amended, except that the definition of single transaction as set out herein shall apply; (b) the existing rules and regulations pertaining to the Arkansas Gross Receipts Tax and the Arkansas Compensating Tax as promulgated by the Department of Finance and Administration, Division of Revenues, State of Arkansas; and (c) the provisions of Act 26 of 1981, First Extraordinary Session, and Act 802 of 1983.
- 4) The term “*Single Transaction*” for the purpose of this Ordinance shall be defined according to the nature of the goods purchased as follows:
 - a) When two or more devices in which, upon which, or by which any person or property is, or may be, transported or drawn, including, but not limited to, on road vehicles, whether required to be licensed or not, off road vehicles, farm vehicles, airplanes, water vessels, motor vehicles, or non-motorized vehicles, and mobile homes, are sold to a person by a seller, each individual unit, whether part of a “fleet” sale or not, shall be treated as a single transaction for the purpose of the local sales tax.
 - b) The charges for utility services, which are subject to the taxes levied under this Ordinance, and which are furnished on a continuous service basis, whether such services are paid daily weekly, monthly or annually, for the purposes of the local sales tax, shall be computed in daily increments, and each daily charge increment shall be considered to be a single transaction for the purposes of the local sales tax.
 - c) For sales of building materials and supplies to contractors, builders, or other persons, a single transaction, for the purpose of the local sales tax, shall be deemed to be any single sale which is reflected on a single invoice, receipt, or statement, on which an aggregate sales (or use) tax figure has been reported and remitted to the State.
 - d) When two or more items of major household appliances, commercial appliances, major equipment and machinery are sold, each individual unit shall be treated as a single transaction for the purpose of the local sales tax.
 - e) For groceries, drug items, dry goods, and other tangible personal property and/or services not otherwise expressly covered in this section, a single transaction shall be deemed to be any single sale which is reflected on a single invoice, receipt, or

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

statement, on which an aggregate sales tax figure has been reported and remitted to the State.

- 5) SEVERABILITY CLAUSE. If any part of this Ordinance is held invalid, such invalidity shall not affect any other portion of this Ordinance which can be made effective without the invalid provisions or applications, and to this end the provisions of this Ordinance are declared to be severable.
- 6) EMERGENCY CLAUSE. An emergency is hereby declared to exist, and this Ordinance, being necessary for the health, safety, and welfare of the citizens of Greene County, shall be in full force and effect from the date of passage and approval.
([Ord. 1983-005](#), passed 07-28-1983)

§ 440.03 SPECIAL ELECTION FOR A 0.5% SALES AND USE TAX; TWENTY-FOUR MONTHS FOR ACQUIRING, CONSTRUCTING, AND EQUIPPING JAIL FACILITIES FOR THE COUNTY.

- 1) It is determined by the Greene County Quorum Court that a one-half of one percent (.5%) sales and use tax in Greene County levied for a period of twenty-four (24) months would produce sufficient revenue to finance acquiring, constructing, and equipping jail facilities for the County, including adjacent parking lots and sidewalks.
- 2) The levy of one-half of one percent (.5%) sales and use tax for a period of twenty-four (24) months for the purpose of acquiring, constructing, and equipping jail facilities for the County, including adjacent parking lots and sidewalks, in Greene County, Arkansas, as authorized by Act 871 of 1985 of the Acts of Arkansas as amended, and Act No. 25, 1988, 4th Ex. Sess.; 1989 No. 458 and 1991 No. 765, shall be submitted by special election to the qualified electors of Greene County, Arkansas, for approval or disapproval.
- 3) The ballot title to be submitted to the electors of Greene County for vote shall be set out as follows:

For adoption of a one-half of one-percent (.5%) sales and use tax for a period of twenty-four (24) months for the purpose of acquiring, constructing, and equipping jail facilities for the County, including adjacent parking lot and sidewalks, and for other purposes within Greene County.

Against adoption of a one-half of one percent (.5%) sales and use tax for a period of twenty-four (24) months for the purpose of acquiring, constructing, and equipping jail facilities for the County, including adjacent parking lots and sidewalks, and for other purposes within Greene County.

Chapter 4 - Taxes

- 4) Pursuant to Section 9 of Act 871 of the 1985 Legislative Session, the County shall provide a rebate from the County of taxes collected in excess of Twenty-five Dollars (\$25.00) to the County on a single transaction. (See Act 802 of 1983).
- 5) The special election on the said question shall be held on the 5th day of November, 1991, between the hours of 8:00 a.m. to 7:30 p.m.; and the Greene County Election Commission is directed to do all things legally necessary and required under the law to prepare for and set up the special election on said question.
- 6) The County Clerk of Greene County shall forthwith certify a copy of the Ordinance, upon its approval by the Quorum Court, to the Greene County Election Commission in order that the question may be timely put on the ballot for such election.
([Ord. 1991-014](#), passed 09-30-1991)

§ 440.04 LEVY OF A 0.5% SALES AND USE TAX; TWENTY-FOUR MONTHS FOR ACQUIRING, CONSTRUCTING, AND EQUIPPING JAIL FACILITIES FOR THE COUNTY.

- 1) There is hereby levied a county-wide (excise) sales tax of one-half of one percent (.5%) upon the gross receipts from the sale of retail within the county on or after January 1, 1992, for a period of twenty-four (24) months, of all items which are now subject or may hereafter be subject to the Arkansas Gross Receipts Tax, as provided by Arkansas Act 26 of 1981, First Extraordinary Session, as amended, and Act 871 of 1985, of the Acts of Arkansas as amended, and Act 254 of 1988, Fourth Extraordinary Session; and Act 458 of 1989 and Act 275 of 1991.
- 2) There is hereby levied a county-wide (excise) use tax upon the storage, use, or consumption within Greene County, Arkansas, of tangible personal property purchased, leased, or rented from any retailer outside the state, on or after January 1, 1992, for storage, use, or other consumption in Greene County, Arkansas, at a rate of one-half of one percent (.5%) of the sale price of the said property or, in the case of leases or rentals, of said lease or rental price, as provided by Arkansas Act 26 of 1981, First Extraordinary Session, as amended, and Act 871 of 1985, of the Acts of Arkansas as amended, and Act 25 of 1988, Fourth Extraordinary Session; and Act 458 of 1989 and Act 275 of 1991.
- 3) The levy, exemption from, and collection of the county-wide sales tax and the county-wise use tax imposed by this Ordinance shall be made in accordance with:
 - a) All applicable definitions and other provisions of the Arkansas Gross Receipts Tax Act, as amended; and the Arkansas Compensating Tax Act (Use Tax), as amended, except that the definition of single transaction as set out herein shall apply;
 - b) The existing rules and regulations pertaining to the Arkansas Gross Receipts Tax and Arkansas Compensating Tax as promulgated by the Department of Finance and Administration, Division of Revenues, State of Arkansas; and

Chapter 4 - Taxes

- c) The provisions of Act 26 of 1981, First Extraordinary Session, as amended, and Act 802 of 1983, and Act 871 of 1985, of the Acts of Arkansas as amended, and Act 25 of 1988, Fourth Extraordinary Session; and Act 458 of 1989 and Act 275 of 1991.
- 4) The term “*Single Transaction*” for the purpose of this Ordinance shall be defined according to the nature of the goods purchased as follows:
 - a) When two or more devices in which, upon which, or by which any person or property is, or may be, transported or drawn, including, but not limited to, on road vehicles, whether required to be licensed or not, off road vehicles, farm vehicles, airplanes, water vessels, motor vehicles, or non-motorized vehicles, and mobile homes, are sold to a person by a seller, each individual unit, whether part of a “fleet” sale or not, shall be treated as a single transaction for the purpose of the local sales tax.
 - b) The charges for utility services, which are subject to the taxes levied under this Ordinance and which are furnished on a continuous service basis, whether such services are paid daily, weekly, monthly or annually, for the purposes of the local sales tax, shall be computed in daily increments, and each daily charge increment shall be considered to be a single transaction for the purposes of the local sales tax.
 - c) For sales of building materials and supplies to contractors, builders, or other persons, a single transaction, for the purpose of the local sales tax, shall be deemed to be any single sale which is reflected on a single invoice, receipt, or statement, on which an aggregate sales (or use) tax figure has been reported and remitted to the State.
 - d) When two or more items of major household appliances, commercial appliances, major equipment and machinery are sold, each individual unit shall be treated as a single transaction for the purpose of the local sales tax.
 - e) For groceries, drug items, dry goods, and other tangible personal property and/or services not otherwise expressly covered in this section, a single transaction shall be deemed to be any single sale which is reflected on a single invoice, receipt or statement, on which an aggregate sales tax figure has been reported and remitted to the State.
- 5) SEVERABILITY CLAUSE. If any part of this Ordinance is held invalid, such invalidity shall not affect any other portion of this Ordinance which can be made effective without the invalid provisions or applications, and to this end the provisions of this Ordinance are declared to be severable.

Chapter 4 - Taxes

- 6) EMERGENCY CLAUSE. An emergency is hereby declared to exist, and this Ordinance being necessary for the health, safety, and welfare of the citizens of Greene County, shall be in full force and effect from the date of passage and approval.
([Ord. 1991-017](#), passed 12-23-1991)

**§ 440.05 SPECIAL ELECTION FOR THE LEVY OF A 1% SALES AND USE TAX;
EIGHTEEN MONTHS FOR THE PURPOSE OF ACQUIRING, RENOVATING,
CONSTRUCTING, AND EQUIPPING.**

- 1) It is determined by the Greene County Quorum Court that a one percent (1%) sales and use tax in Greene County levied for a period of eighteen (18) months will produce sufficient revenues to finance the acquisition, renovation, construction, and equipping of the Municipal and County Administrative and Court facilities including adjacent parking lots and sidewalks.
- 2) The levy of a one percent (1%) sales and use tax for a period of eighteen (18) months for the purpose of complying with the mandates created by the Americans with Disabilities Act shall be submitted by Special Election to the qualified electors of Greene County, Arkansas, for approval or disapproval.
- 3) The ballot title to be submitted to the electors of Greene County for vote shall be set out as follows:

For adoption of a one percent (1%) sales and use tax for a period of eighteen (18) months for the purpose of complying with the Americans with Disabilities Act to renovate or construct Paragould and Greene County administrative and court facilities (courthouse and city hall) including equipment, furnishings, parking lots, sidewalks, and for other purposes.

Against adoption of a one percent (1%) sales and use tax for a period of eighteen (18) months for the purpose of complying with the Americans with Disabilities Act to renovate or construct Paragould and Greene County administrative and court facilities (courthouse and city hall) including equipment, furnishings, parking lots, sidewalks, and for other purposes.

- 4) Pursuant to Section 6 of Act 669 of 1993, sales and use tax levied pursuant to a favorable vote of the electors shall be levied and collected only on the first Two Thousand Five Hundred Dollars (\$2,500.00) of gross receipts, gross proceeds, or gross sales price from a single transaction.
- 5) The Special Election on said question shall be held on the 23rd day of August 1994, between the hours of 7:30 a.m. to 7:30 p.m. The Greene County Election Commission is directed to do all things legally necessary and required under the law to prepare for, set up, and conduct the Special Election on this question.

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

- 6) The County Clerk of Greene County shall forthwith certify a copy of this Ordinance, upon its approval by the Quorum Court, to the Greene County Election Commission in order that the question may be timely put on the ballot for such election.
- 7) EMERGENCY CLAUSE. An emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health, safety, and welfare, shall be in full force and take effect from and after its date of passage and approval.
([Ord. 1994-006](#), passed 07-11-1994)

§ 440.06 LEVY OF A 0.375% SALES AND USE TAX.

- 1) Under the authority of the Authorizing Legislation, there is hereby levied a 0.375% tax on the gross receipts from the sale at retail within the County of all items which are subject to the Arkansas Gross Receipts Act of 1941, as amended (A.C.A. §§ 26-52-01, et seq, and the imposition of an exercise (or use) tax on the storage, use, distribution, or other consumption with the County of tangible personal property subject to the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. §§ 26-53-101, et seq.), at a rate of 0.375% of the sale price of the property or, in the case of leases or rentals, of the lease or rental price (collectively, the “Sales and Use Tax”). The Sales and Use Tax shall be levied, and the net collections received after deduction of the administrative charges of the State of Arkansas and required rebates (the “Net Collections”) shall be used for one or more of the following: (a) to acquire, construct, improve, expand, equip, furnish, operate, and maintain new or existing jail and law enforcement facilities, including any utility, road and parking improvements related thereto or in support thereof; and (b) to pay and secure the repayment of Jail and Law Enforcement Bonds, and (c) for other law enforcement purposes. The Sales and Use Tax shall be levied and collected on the gross receipts, gross proceeds or sales price in the maximum amount allowed from time to time under Arkansas law, subject to rebates and limitations as required for certain single transactions as from time to time required by Arkansas statutes.
- 2) The Net Collections shall be distributed only to the County and not to the municipalities therein.
- 3) REPEALER. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- 4) This Ordinance shall not take effect until an election is held on the question of levying the Sales and Use Tax at which a majority of electors voting on the questions shall have approved the levy of the Sales and Use Tax.
([Ord. 2011-010](#), passed 08-23-2011; Am. [Ord. 2020-012](#), passed 08-17-2020)

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

§ 440.07 SPECIAL ELECTION FOR 0.375% SALES AND USE TAX.

- 1) There is hereby called a special election to be held on November 8, 2011, at which election there shall be submitted to the electors of the County the question of the levy of the Sales and Use Tax.
- 2) The question of levying the Sales and Use Tax shall be placed on the ballot for the election in substantially the following form:

0.375% SALES AND USE TAX FOR JAIL AND LAW ENFORCEMENT PURPOSES

Adoption of a 0.375% local sales and use tax within Greene County, the net collections of which remaining after deduction of the administrative charges of the State of Arkansas and required rebates will be distributed only to the County and used for one or more of the following: (a) to acquire, construct, improve, expand, equip, furnish, operate, and maintain new or existing jail and law enforcement facilities, including any utility, road, and parking improvements related thereto or in support thereof; and (b) to pay and secure the repayment of bonds approved by the voters and issued by the County from time to time to finance jail and law enforcement facilities and facilities related thereto or in support thereof. The levy of the tax is not dependent on any bonds being approved or issued.

FOR..... []

AGAINST..... []

- 3) The election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now provided for county elections and only qualified voters of the County shall have the right to vote at the election.
- 4) The results of the election shall be proclaimed by the County Court, and such Proclamation shall be published one time in a newspaper published in the County and having a general circulation therein, which Proclamation shall advise that the results, as proclaimed, shall be conclusive unless attacked in the courts within thirty days after the date of publication.
- 5) A copy of this Ordinance shall be (a) filed with the Greene County Clerk at least 60 days prior to the election date and (b) given to the Greene County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance and the Tax Ordinance shall be provided to the Commissioner of Revenues of the State of Arkansas as soon as practical.

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

- 6) The County Judge and County Clerk for and on behalf of the County, are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and, if the levy of the Sales and Use Tax is approved by the electors, to cause the Sales and Use Tax to be collected, and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.
- 7) REPEALER. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- 8) SEVERABILITY CLAUSE. The provisions of this Ordinance are separable and if any article, phrase, or provision shall be declared invalid, such declaration shall not affect the validity of the remainder of the Ordinance.
([Ord. 2011-011](#), passed 08-23-2011)

§ 440.08 CALLING A SPECIAL ELECTION FOR ISSUING BONDS; LEVY OF A ONE-HALF OF ONE PERCENT (0.5%) SALES AND USE TAX.

- 1) Under the authority of the Authorizing Legislation, there is hereby levied the Sales and Use Tax. The Sales and Use Tax shall be levied, and the net collections received after the State of Arkansas deducts its administrative charges shall be used solely for the purpose of retiring or paying obligations with respect to the Bonds. The Sales and Use Tax shall be levied and collected only on the first \$2,500 of gross receipts, gross proceeds or sales price for each “single transaction,” as defined in Article 8 hereof. The levy of the Sales and Use Tax shall not take effect until the issuance of the Bonds is approved by the voters as provided herein.
- 2) There be, and there is hereby called, a special election to be held on March 27, 2011, at which election there shall be submitted to the electors of the County, the question of issuing the Bonds under Amendment 62 and the Authorizing Legislation to finance all or a portion of the costs of the accomplishing the Capital Improvements in the aggregate principal amount of not to exceed \$15,350,000 to be payable from the net collections of the Sales and Use Tax.
- 3) The question of issuing the Bonds shall be placed on the ballot for the election in substantially the following form:

GREENE COUNTY, ARKANSAS
CAPITAL IMPROVEMENT BONDS
AND 0.5% SALES AND USE TAX

If the bonds are approved, there will be levied within the County a new 0.5% sales and use tax, the net collection of which remaining after the State of Arkansas deducts its

Chapter 4 - Taxes

administrative charges, shall be used solely to retire the bonds and obligations with respect thereto. The bonds may be issued in series from time to time.

FOR an issue of bonds of Greene County in the maximum principal amount of \$15,350,000 to finance all or a portion of the costs of new and/or improvements to roads, streets and related structures, including particularly without limitation bridges and viaducts, and additional road equipment therefor and, in order to pay the bonds, the levy and pledge of a 0.5% local sales and use tax within the County

AGAINST an issue of bonds of Greene County in the maximum principal amount of \$15,350,000 to finance all or a portion of the costs of new and/or improvements to roads, streets and related structures, including particularly without limitation bridges and viaducts, and additional road equipment therefor and, in order to pay the bonds, the levy and pledge of a 0.5% local sales and use tax within the County

If the bonds are approved, there will be levied within the County a new 0.5% sales and use tax, the net collections of which after the State of Arkansas deducts its administrative charges will be used solely to retire or pay obligations with respect to the bonds in accordance with Amendment No. 62 to the Arkansas Constitution. The tax will expire after the bonds have been paid or provision is made therefore in accordance with Arkansas statutes. Proceeds of the bonds may fund a debt service reserve and pay expenses of issuing bonds.

- 4) The election shall be held and conducted, and the vote canvassed, and the results declared under the law and in the manner now provided for county elections unless otherwise provided in the Authorizing Legislation and only qualified voters of the County shall have the right to vote at the election.
- 5) The results of the election shall be proclaimed by the County Judge, and the Proclamation shall be published one time in a newspaper having general circulation in the County, which Proclamation shall advise the results as proclaimed shall be conclusive unless attacked in the courts within thirty days after the date of publication.
- 6) A copy of this Ordinance shall be given to the Greene County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance shall also be provided to the Commissioner of Revenues

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

of the State of Arkansas as soon as practical.

- 7) The County Judge and County Clerk, for and on behalf of the County, are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and, if the issuance of the Bonds is approved by the electors, to cause the Sales and Use Tax to be collected in accordance with the Authorizing Legislation, and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.
- 8) “Single transaction” is defined according to the nature of the goods purchased as follows:
 - a. When two or more devices in which or by which any person or property is, or may be, transported or drawn, including but not limited to, on-road vehicles, whether required to be licensed or not, off-road vehicles, farm vehicles, airplanes, water vessels, motor vehicles, or non-motorized vehicles, and mobile homes are sold to a person by a seller, each individual unit, whether part of a “fleet” sale or not, shall be treated as a single transaction for the purposes of the Sales and Use Tax.
 - b. The charges for utility services, which are subject to the Sales and Use Tax, and which are furnished on a continuous service basis, whether such services are paid daily, weekly, monthly, or annually, shall be computed in daily increments, and each such daily charge increment shall be considered to be a single transaction for the purposes of the Sales and Use Tax.
 - c. For sales of building materials and supplies to contractors, builders or other persons, a single transaction for the purpose of the Sales and Use Tax, shall be deemed to be any single sale which is reflected on a single invoice, receipt or statement, on which an aggregate sales (or use) tax figure has been reported and remitted to the State of Arkansas.
 - d. When two or more items of major household appliances, commercial appliances, major equipment and machinery are sold, each individual unit shall be treated as a single transaction for the purposes of the sales and Use Tax.
 - e. For the groceries, drug items, dry goods and other tangible personal property and/or services not otherwise expressly covered in this Section, a single transaction shall be deemed to be any single sale which is reflected on a single invoice, receipt or statement, on which an aggregate sales tax figure has been

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

reported and remitted to the State of Arkansas.

- 9) If the Bonds are approved, the County intends to negotiate with Stephens, Inc., which has assisted the County in preparation of the Bond size and repayment structure, for the sale of the Bonds
- 10) SEVERABILITY CLAUSE. The provisions of this Ordinance are severable and if an article, phrase or provision shall be declared to be invalid, such declaration shall not affect the validity of the remainder of the Ordinance.
- 11) REPEALER. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
([Ord. 2001-007](#), passed 02-12-2001)

§ 440.09 CALLING SPECIAL ELECTION FOR ISSUING BONDS; LEVY ON A ONE-HALF OF ONE PERCENT (0.5%) SALES AND USE TAX.

- 1) There is hereby called a special election to be held on November 7, 2006 at which election there shall be submitted to the electors of the County, the questions of issuing the Bonds under Amendment 62 and the Authorizing Legislation to finance all or a portion of the costs of the accomplishing the Jail Improvements and the Refunding in the maximum principal amounts described above, to be payable from the net collections of the Sales and Use Tax.
- 2) Under the authority of the Authorizing Legislation, there is hereby levied the Sales and Use Tax. The Sales and Use Tax shall be levied, and the net collections received after the State of Arkansas deducts its administrative charges shall be used solely for the purpose of retiring or paying obligations with respect to the Bonds. The Sales and Use Tax shall be levied and collected on the gross receipts, gross proceeds, or sales price for each "single transaction" (as defined in Article 8 hereof) in the maximum amount allowed from time to time by Arkansas law. The levy of the Sales and Use Tax shall not become effective until the special election called in Article 1 above has been held and the issuance of the Bonds for one or more of the purposes is approved by the voters; provided, however, that no Bonds will be issued unless the issuance of the Bonds for the Refunding is approved. The effective date of the 2006 Tax will be the day following the date in the 2001 Tax expires.
- 3) The question of issuing the Bonds shall be placed on the ballot for the election in substantially the following form:

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

The bonds described below that are approved may be combined into a single issue or may be issued in a series from time to time. If the bonds for one or more of the purposes are approved and one of such purposes is the Refunding Bonds, there will be levied a replacement 0.5% sales and use tax, the net collections of which remaining after the State of Arkansas deducts its administrative charges will be solely used to retire the bonds and obligations of the County with respect thereto. The tax will replace the County's existing 0.5% sales and use tax levied in 2001 for the sole purpose of retiring bonds. The effective date of the new tax will be the day following the date the existing tax expires. The rate of taxation will be 0.5% even if bonds for more than one purpose are approved. The tax will expire after the bonds have been paid or provision is made therefore in accordance with Arkansas statutes. No bonds will be issued for any purpose unless the Refunding Bonds are also approved.

REFUNDING BONDS

Vote FOR or AGAINST an issue of bonds of Greene County in the maximum principal amount of \$8,600,000 for the purpose of refunding the County's outstanding Sales and Use Tax bonds, Series 2011 and, in order to pay the bonds, the levy and pledge of a 0.5% Local Sales and Use Tax within the County.

FOR the Refunding Bonds.....☐

AGAINST the Refunding Bonds.....☐

JAIL AND CRIMINAL JUSTICE FACILITIES BONDS

Vote FOR or AGAINST an issue of bonds of Greene County in the maximum principal amount of \$7,850,000 for the purpose of financing all or a portion of the costs of improvement to the County's jail and criminal justice facilities, including particularly, without limitation. Renovations to and the expansion of the existing adult detention facility and any parking, utility and road improvements related thereto or in support thereof and, in order to pay the bonds, the levy and pledge of a 0.5% local sales and use tax within the County.

FOR the issuance of Jail and Criminal Justice
Facilities Bonds.....☐

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

AGAINST the issuance of Jail and Criminal Justice

Facilities Bonds.....□

- 4) The election shall be held and conducted, and the vote canvassed, and the results declared under the law and in the manner now provided for county elections unless otherwise provided in the Authorizing Legislation and only qualified voters of the County shall have the right to vote at the election.
- 5) The results of the election shall be proclaimed by the County Judge, and the Proclamation shall be published one time in a newspaper having general circulation in the County, which Proclamation shall advise the results as proclaimed shall be conclusive unless attacked in the courts within thirty days after the date of publication.
- 6) A copy of this Ordinance shall be given to the Greene County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance shall also be provided to the Commissioner of Revenues of the State of Arkansas as soon as practical.
- 7) The County Judge and County Clerk, for and on behalf of the County, are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and, if the issuance of the Bonds is approved by the electors, to cause the Sales and Use Tax to be collected in accordance with the Authorizing Legislation, and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.
- 8) In the event the General Assembly shall define “single transaction” the General Assembly’s definition shall replace the definition hereinafter set forth. “Single transaction” is defined according to the nature of the goods purchased as follows:
 - a. When two or more devices in which or by which any person or property is, or may be, transported or drawn, including but not limited to, on-road vehicles, whether required to be licensed or not, off-road vehicles, farm vehicles, airplanes, water vessels, are sold to a person by a seller, each individual unit, whether part of a “fleet” sale or not, shall be treated as a single transaction for the purposes of the Sales and Use Tax.
 - b. The charges for utility services, which are subject to the Sales and Use Tax, and which are furnished on a continuous service basis, whether such services are paid daily, weekly, monthly, or annually, shall be considered to be a single transaction

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

for the purposes of the Sales and Use Tax.

- c. For sales of building materials and supplies to contractors, builders or other persons, a single transaction for the purpose of the Sales and Use Tax, shall be deemed to be any single sale which is reflected on a single invoice, receipt, or statement, on which an aggregate sales (or use) tax figure has been reported and remitted to the State of Arkansas.
 - d. When two or more items of major household appliances, commercial appliances, major equipment, and machinery are sold, each individual unit shall be treated as a single transaction for the purposes of the sales and Use Tax.
 - e. For the groceries, drug items, dry goods, and other tangible personal property and/or services not otherwise expressly covered in this article, a single transaction shall be deemed to be any single sale which is reflected on a single invoice, receipt or statement, on which an aggregate sales tax figure has been reported and remitted to the State of Arkansas.
- 9) If the Bonds for the Refunding are approved by the voters and if such Bonds are issued, the 2001 Tax shall be abolished at the proper time so that the 2001 Tax and the 2006 Tax are not in effect at the same time. Collections of the 2001 Tax received after the Bonds are issued shall be used, if necessary, to provide for the payment of the Bonds.
- 10) If the Bonds for the Refunding are approved, the County intends to negotiate with Stephens, Inc., which has assisted the County in preparation of the Bond size and repayment structure, for the sale of the Bonds that may be issued from time to time.
- 11) SEVERABILITY CLAUSE. The provisions of this Ordinance are severable and if an article, phrase or provision shall be declared to be invalid, such declaration shall not affect the validity of the remainder of the Ordinance.
- 12) REPEALER. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- [\(Ord. 2006-010](#), passed 09-05-2006)

§ 440.10 CALLING AN ELECTION FOR A 0.33 MILLS AD VALOREM TAX FOR CAPITAL IMPROVEMENTS TO PUBLIC LIBRARY.

- 1) There be and hereby is called an election to be held on Tuesday, November 7, 2006, at which election there shall be submitted to the electors of Greene County, Arkansas, the question of issuing the Bonds under the Amendments and Act No. 920 for the purposes

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

specified in Section Two hereof. The maximum rate to retire the Bonds shall be stated on the ballot.

- 2) The ballot shall be in substantially the following form:

PROPOSED PUBLIC LIBRARY CAPITAL IMPROVEMENTS

AUTHORIZATION OF BONDS FOR THE GREENE COUNTY PUBLIC LIBRARY
CAPITAL IMPROVEMENTS PROJECT TO FINANCE THE ACQUISITION,
CONSTRUCTION, TOGETHER WITH APPROVAL TO PLEDGE RECEIPTS FROM
AN AD VALOREM TAX OF .033 MILLS FOR PAYMENT THEREOF.

The issuance of bonds by Greene County in the aggregate principal amount of up to Nine Hundred Thousand Dollars (\$900,000.00) for the purpose of paying the costs of acquiring, constructing, and equipping capital improvements to the public library owned and operated by Greene County and the Northeast Arkansas Regional Library System. Approval shall authorize the Quorum Court to pledge all of the receipts from an ad valorem tax levied by the Greene County Quorum Court at the millage rate of 0.33 mills on the dollar of the assessed value of all real and personal property subject to taxation in the County and said tax shall expire upon payment in full of the principal of and interest on the bonds and all fees and expense in connection therewith.

Vote on measure by placing an "X" in the square opposite the measure either for or against:

FOR the levy of the library tax at the rate of 0.33 mills on real and personal property within Greene County, Arkansas, to be pledged to an issue or issues of bonds not to exceed Nine Hundred Thousand Dollars (\$900,000) in the aggregate principal amount to finance the acquiring, constructing, and equipping of capital improvements to the public county library owned and operated by the Greene County and the Northeast Arkansas Regional Library System and to authorize the issuance of the bonds on such terms and conditions as shall be approved by the County Court.

AGAINST the levy of the library tax at the rate of 0.33 mills on real and personal property within Greene County, Arkansas, to be pledged to an issue or issues of bonds not to exceed Nine Hundred Thousand Dollars (\$900,000) in the aggregate principal amount to finance the acquiring, constructing, and equipping of capital improvements to the public county library owned and operated by the Greene County and the Northeast Arkansas Regional Library System and to authorize the

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

issuance of the bonds on such terms and conditions as shall be approved by the County Court.

- 3) A copy of this Ordinance shall be given to the Greene County Board of Election Commissioners so that the necessary election officials and supplies may be provided.
- 4) The County Clerk is authorized and directed to give notice of the election as required by law.
- 5) The election shall be held and conducted, and the vote canvassed, and the results declared under the law and in the manner now provided for general elections, unless otherwise provided in Amendments and Act No. 920. Only qualified electors of the County shall have the right to vote on the question.
- 6) The results of the election shall be certified by the Election Commissioners and proclaimed by the County Judge, and his Proclamation shall be published one (1) time in a newspaper having general circulation in the County. The Proclamation shall advise that the results, as proclaimed, shall be conclusive unless suit challenging the results is filed in the Circuit Court of Greene County within thirty (30) days after the date of publication.
- 7) The County Judge and County Clerk, for and on behalf of the County, be and they are hereby authorized and directed to do any and all things necessary to call and hold the Election as herein provided and, if the issuance of the Bonds is approved by the electors, to cause the Tax to be collected in accordance with the Amendments and Act 920 of 1993 and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.
- 8) REPEALER. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- 9) The County Court of Greene County, Arkansas is hereby directed pursuant to the provisions of the Amendments, Act 920 of 1993 and the general election law of the State of Arkansas, to enter an order containing substantially the same terms as provided for in this Ordinance, setting the date of the election for determination of the question of the levy of the Tax and the issuance of the Bonds by the qualified electorate of Greene County, Arkansas.
- 10) EMERGENCY CLAUSE. It is hereby ascertained and declared that there is an immediate need for the County to fund the acquisition, construction, and equipping of capital improvements to the County's public library which can be accomplished with the levy of

Chapter 4 - Taxes

the proposed 0.33 mills ad valorem tax and the issuance of the Bonds. Time is of the essence to place the question before the voters at an Election called for Tuesday, November 7, 2006. It is, therefore, declared that an emergency exists, and this Ordinance, being necessary for the immediate preservation of public peace, health, and safety, shall be in full force and take effect immediately from and after its passage.

([Ord. 2006-009](#), passed 08-25-2006)

§ 440.11 LEVY OF A 0.25% SALES AND USE TAX; JAIL AND CRIMINAL JUSTICE PURPOSES.

- 1) Under the authority of the Authorizing Legislation, there is hereby levied a 0.25% tax on the gross receipts from the sale at retail within the County of all items which are subject to the Arkansas Gross Receipts Act of 1941, as amended (A.C.A. §§ 26-52-101, et seq.), and the imposition of an excise (or use) tax on the storage, use, distribution or other consumption within the County of tangible personal property subject to the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. §§ 26-53-101, et seq.), at a rate of 0.25% of the sale price of the property or, in the case of leases or rentals, of the lease or rental price (collectively, the "Sales and Use Tax"). The Sales and Use Tax shall be levied, and the net collections received after the State of Arkansas deducts its administrative charges (the "Net Collections") shall be used to acquire, construct, improve, expand, equip, furnish, operate, and maintain new or existing jail and criminal justice facilities and facilities related thereto or in support thereof. The Sales and Use Tax shall be levied and collected on the gross receipts, gross proceeds, or sales price for each single transaction in the maximum amount allowed from time to time under Arkansas law.
- 2) The Net Collections shall be distributed only to the County and not to the municipalities therein.
- 3) REPEALER. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- 4) This Ordinance shall not take effect until an election is held on the question of levying the Sales and Use Tax at which a majority of the electors voting on the question shall have approved the levy of the Sales and Use Tax.
([Ord. 2006-011](#), passed 09-05-2006)

§ 440.12 SPECIAL ELECTION FOR A 0.25% SALES AND USE TAX FOR JAIL AND CRIMINAL JUSTICE PURPOSES.

- 1) There is hereby called a special election to be held on November 7, 2006, at which election there shall be submitted to the electors of the County the question of the levy of the Sales and Use Tax.

- 2) The question of levying the Sales and Use Tax shall be placed on the ballot for the election in substantially the following form:

0.25% SALES AND USE TAX FOR JAIL AND CRIMINAL JUSTICE PURPOSES

Vote FOR or AGAINST the adoption of a 0.25% local sales and use tax within Greene County, the net collections of which remaining after deduction of the administrative charges of the State of Arkansas, will be distributed only to the County and used to acquire, construct, improve, expand, equip, furnish, operate and maintain new or existing jail and criminal justice facilities and facilities related thereto or in support thereof.

FOR adoption of a 0.25% sales and use tax

AGAINST adoption of a 0.25% sales and use tax

- 3) The election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now provided for county elections and only qualified voters of the County shall have the right to vote at the election.
- 4) The results of the election shall be proclaimed by the County Court, and such Proclamation shall be published one time in a newspaper published in the County and having a general circulation therein, which Proclamation shall advise that the results as proclaimed shall be conclusive unless attacked in the courts within thirty days after the date of publication.
- 5) A copy of this Ordinance shall be given to the Greene County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance and the Tax Ordinance shall also be provided to the Commissioner of Revenues of the State of Arkansas as soon as practical.
- 6) The County Judge and County Clerk, for and on behalf of the County, are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and, if the levy of the Sales and Use Tax is approved by the electors, to cause the Sales and Use Tax to be collected, and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.
- 7) In the event the General Assembly shall define "single transaction," the General Assembly's definition shall replace the definition hereinafter set forth. "**Single Transaction**" is defined according to the nature of the goods purchased as follows:
 - a) When two or more devices in which or by which any person or property is, or may be, transported or drawn, including but not limited to, on-road vehicles, whether required to be licensed or not, off-road vehicles, farm vehicles, airplanes,

Chapter 4 - Taxes

water vessels, motor vehicles, or non-motorized vehicles, and mobile homes, are sold to a person by a seller, each individual unit, whether part of a “fleet” sale or not, shall be treated as a single transaction for the purpose of the Sales and Use Tax.

- b) The charges for utility services, which are subject to the Sales and Use Tax, and which are furnished on a continuous service basis, whether such services are paid daily, weekly, monthly, or annually, shall be computed in daily increments, and each such daily charge increment shall be considered to be a single transaction for the purposes of the Sales and Use Tax.
 - c) For sales of building materials and supplies to contractors, builders or other persons, a single transaction, for the purposes of the Sales and Use Tax, shall be deemed to be any single sale which is reflected on a single invoice, receipt or statement, on which an aggregate sales (or use) tax figure has been reported and remitted to the State of Arkansas.
 - d) When two or more items of major household appliances, commercial appliances, major equipment and machinery are sold, each individual unit shall be treated as a single transaction for the purposes of the Sales and Use Tax.
 - e) For groceries, drug items, dry goods and other tangible personal property and/or services not otherwise expressly covered in this Article, a single transaction shall be deemed to be any single sale which is reflected on a single invoice, receipt or statement, on which an aggregate sales tax figure has been reported and remitted to the State of Arkansas.
- 8) **REPEALER.** All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.
- 9) **SEVERABILITY CLAUSE.** The provisions of this Ordinance are separable and if any article, phrase or provision shall be declared invalid such declaration shall not affect the validity of the remainder of the Ordinance.
- ([Ord. 2006-012](#), passed 09-06-2006)

GREENE COUNTY CODE OF ORDINANCES
Chapter 4 - Taxes

Article III. COLLECTION

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 5 - Public Records

Chapter 5: PUBLIC RECORDS

Reserved.

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 5 - Public Records

GREENE COUNTY CODE OF ORDINANCES
Chapter 6 - Agriculture and Livestock

Chapter 6: AGRICULTURE AND LIVESTOCK

Article

I. FAIRS, SALES AND LIVESTOCK

II. INSPECTION AND PROTECTION

III. RODENT, PREDATOR, INSECT AND WEED CONTROL

GREENE COUNTY CODE OF ORDINANCES
Chapter 6 - Agriculture and Livestock

Article I. FAIRS, SALES AND LIVESTOCK

A.C.A. § 2-36-303(a)(1). Adjoining counties; joint shows.

- (a) (1) Any two (2) or more adjoining counties in the state are authorized to enter into an agreement for and to conduct an annual joint fair or livestock show.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 6 - Agriculture and Livestock

Article II. INSPECTION AND PROTECTION

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 6 - Agriculture and Livestock

Article III. RODENT, PREDATOR, INSECT AND WEED CONTROL

A.C.A. §§ 20-20-207-227. Licenses –Issuance—Categories—Regulations.

- (a) (1) The State Plant Board may classify or sub-classify commercial or noncommercial licenses to be issued under this subchapter as may be necessary for the effective administration and enforcement of this subchapter. The classifications may include, but not be limited to:
 - (A) Agricultural;
 - (B) Right-of-way;
 - (C) Forest;
 - (D) Aquatic; and
 - (E) Regulatory pesticide applicators.
- (2) Separate sub-classifications may be specified as to ground, aerial, or manual methods used by any licensee to apply pesticides or as to the use of pesticides to control insects, plant diseases, rodents or weeds.
- (3) Each classification shall be subjected to separate testing procedures and requirements.
- (b) (1) The board in promulgating regulations under this subchapter shall prescribe standards for the licensing of applicators of pesticides.
- (2) The standards shall relate to the use and handling of the pesticides or to the use and handling of the pesticide or class of pesticide covered by the individual's license and shall be relative to the hazards involved.
- (3) In determining standards, the board shall consider:
 - (A) The characteristics of the pesticide formulation such as the acute dermal and inhalation toxicity and the persistence, mobility, and susceptibility to biological concentration;
 - (B) The use experience which may reflect an inherent misuse or an unexpected good safety record which does not always follow laboratory toxicological information;

GREENE COUNTY CODE OF ORDINANCES
Chapter 6 - Agriculture and Livestock

- (C) The relative hazards of patterns of use such as granular soil applications, ultra low volume or dust aerial applications, or air blast sprayer applications; and
 - (D) The extent of the intended use.
- (c) Further, the board is authorized to adopt standards in conformance with and at least equal to those prescribed by the Environmental Protection Agency and such additional standards as it deems necessary.

Section

Reserved.

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 6 - Agriculture and Livestock

GREENE COUNTY CODE OF ORDINANCES
Chapter 7 - Animals

Chapter 7: ANIMALS

Article

I. ANIMALS – GENERAL

II. ANIMAL CONTROL

GREENE COUNTY CODE OF ORDINANCES
Chapter 7 - Animals

Article I. ANIMALS – GENERAL

A.C.A § 5-62-125. Unlawful dog attack.

- (a) A person commits the offense of unlawful dog attack if:
 - (1) The person owns a dog that the person knows or has reason to know has a propensity to attack, cause injury, or endanger the safety of other persons without provocation;
 - (2) The person negligently allows the dog to attack another person; and
 - (3) The attack causes the death of or serious physical injury to the person attacked.
- (b) The offense of unlawful dog attack is a Class A misdemeanor.
- (c) In addition to any penalty imposed under this section, the court or jury may require the defendant to pay restitution under § 5-4-205 for any medical bills for the person attacked for injuries caused by the attack.

Section

700.00 Dangerous dogs and potentially dangerous dogs.

§ 700.00 DANGEROUS DOGS AND POTENTIALLY DANGEROUS DOGS.

1) DEFINITIONS.

- a) ***Dangerous Dog***- means any dog that has:
 - i) Without provocation, inflicted substantial bodily harm on a human being on public or private property;
 - ii) Killed a domestic animal without provocation while off the owner's property; or
 - iii) Been found to be potentially dangerous, and after the owner has notice that the dog is potentially dangerous, that dog aggressively bites, attacks, or endangers the safety of humans or domestic animals.
- b) ***Potentially Dangerous Dog***- means any dog that:

GREENE COUNTY CODE OF ORDINANCES
Chapter 7 - Animals

- i) When unprovoked, inflicts bites on a human or domestic animal on public or private property;
 - ii) When unprovoked, chases or approaches a person upon the streets, sidewalks, or any public property in an apparent attitude of attack; or
 - iii) Has a known propensity, tendency, or disposition to attack unprovoked, causing injury or otherwise threatening the safety of humans or domestic animals.
- c) ***Proper Enclosure*** - means securely confined indoors or in a securely enclosed and locked pen or structure suitable to prevent the animal from escaping and providing protection from the elements for the dog. A proper enclosure does not include a porch, patio, or any part of a house, garage, or other structure that would allow the dog to exit of its own volition.
- d) ***Owner*** - means any person, firm, corporation, organization, or department possessing, harboring, keeping, having an interest in, or having care, custody, or control of a dog.

2) DANGEROUS DOGS; REGISTRATION.

- a) ***Requirement.*** No person may own a dangerous dog in this County unless the dog is registered as provided in this section.
- b) ***Registration.*** The County shall issue a certificate of registration to the owner of a dangerous dog if the owner presents sufficient evidence that:
- i) A proper enclosure exists for the dangerous dog and a posting on the premises with a clearly visible warning sign, including a warning symbol to inform children, that there is a dangerous dog on the property; and
 - ii) A surety bond issued by a surety company authorized to conduct business in this state in a form acceptable to the County in the sum of at least Fifty Thousand Dollars (\$50,000.00), payable to any person injured by the dangerous dog, or a policy of liability insurance issued by an insurance company authorized to conduct business in this state in the amount of at least Fifty Thousand Dollars (\$50,000.00), insuring the owner for any personal injuries inflicted by the dangerous dog.
 - iii) The Greene County Judge's office shall be responsible for issuing a certificate of registration and proper tags at a fee of five dollars (\$5.00).
- c) ***Law Enforcement; Exemption.*** The provisions of this section do not apply to dangerous dogs used by law enforcement officials for police work.

GREENE COUNTY CODE OF ORDINANCES
Chapter 7 - Animals

- d) *Exemption.* Dogs may not be declared dangerous if the threat, injury, or damage was sustained by a person:
- i) Who was committing, at the time, a willful trespass or other tort upon the premises occupied by the owner of the dog;
 - ii) Who was provoking, tormenting, abusing, or assaulting the dog or who can be shown to have repeatedly, in the past, provoked, tormented, abused, or assaulted the dog; or
 - iii) Who was committing or attempting to commit a crime.
- e) *Tag.* A dangerous dog registered under this section must have a standardized, easily identifiable tag identifying the dog as dangerous affixed to the dog's collar at all times.
- 3) **DANGEROUS DOGS: REQUIREMENTS.** An owner of a dangerous dog shall keep the dangerous dog, while on the owner's property, in a proper enclosure. If the dog is outside the proper enclosure, the dog must be muzzled and restrained by a substantial chain or leash and under the physical restraint of a responsible person. The muzzle must be made in a manner that will prevent the dog from biting any person or animal but that will not cause injury to the dog or interfere with its vision or respiration.
- 4) **INJURY TO LIVESTOCK.** Any person knowing the dog has killed or is attempting to catch, injure or kill any domestic livestock shall have the right to kill any such dog without in any way being liable to the owner or owners of such dog in any court for damages.
- 5) **PENALTY.** Any person who violates any provision of this Ordinance is deemed guilty of a misdemeanor and may be fined not less than fifty dollars (\$50.00), nor more than one thousand dollars (\$1,000.00) for each subsequent offense.
([Ord. 1991-011](#), passed 08-26-1991)

GREENE COUNTY CODE OF ORDINANCES
Chapter 7 - Animals

Article II. ANIMAL CONTROL

A.C.A. § 5-62-106. Disposition of animal.

- (a) (1) Unless otherwise ordered by a court, for purposes of this subchapter, an animal that has been seized by a law enforcement officer or animal control officer under this subchapter shall remain at the appropriate place of custody for a period of at least fifteen (15) consecutive days, including weekends and holidays, after written notice is received by the owner.
- (2) The written notice shall:
 - (A) Be left at the last known address of the owner; and
 - (B) Contain a description of the animal seized, the date seized, the name and contact information of the law enforcement or animal control officer seizing the animal, the location of the animal, and the reason for the seizure.
- (3) If the owner of the animal cannot be determined, a written notice regarding the seizure of the animal shall be conspicuously posted where the animal is seized at the time the seizure occurs if practicable and a notice shall be published in a local newspaper of general circulation in the jurisdiction where the animal was seized at least two (2) times each week for two (2) consecutive weeks, with the first notice published within three (3) days of the seizure, and no less than at least five (5) days before a hearing conducted under this section
- (4)
 - (A) After written notice is received by the owner or published under subdivision (a)(3) of this section, the owner within fifteen (15) business days may petition the district court having jurisdiction where the animal was seized to determine the custody of the animal.
 - (B) If a petition is not filed by the owner within the time period prescribed by this section, the prosecuting attorney shall file a petition in the district court to divest the owner of ownership of the animal and, after a hearing, the district court may order the animal transferred to an appropriate place of custody, euthanized, or any other disposition the district court deems appropriate.

GREENE COUNTY CODE OF ORDINANCES
Chapter 7 - Animals

(e) The court shall order an animal seized under this section returned to the owner if the owner:

- (1) Filed a petition under subsection (a) of this section;
- (2) Paid all reasonable expenses incurred in caring for the animal; and
- (3) Is found not guilty of the offense of cruelty to animals, §5-62-103, or the offense of aggravated cruelty to a dog, cat, or horse, §5-62-104, or the proceedings against the owner have otherwise terminated.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

Chapter 8: COMMUNITY SERVICES

Article

I. CEMETERY, BURIAL AND MEMORIAL

II. CONSUMER EDUCATION / PROTECTION

**III. LIBRARIES, MUSEUMS, HISTORICAL AND NATURAL SITE
SERVICES**

IV. PARKS AND RECREATION

V. EDUCATION

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

Article I. CEMETERY, BURIAL AND MEMORIAL

A.C.A. § 14-14-812. Cemetery access roads.

- (a) A “cemetery”, as used in this section, means any burying place for the dead, a burial plot, a graveyard, or any land, public or private, dedicated and used for the interment of human remains which includes at least six (6) grave markers.
- (b) (1) The county judges of the several county governments in Arkansas shall be authorized to improve and maintain any roads across public or private lands used or to be used for access to a cemetery.
- (2) The cemetery access roads shall be constructed to a standard and nature to permit their use by automobiles.

A.C.A. § 16-66-207. Burial places.

- (a) The clerk and recorder of deeds of the proper county, when any description of the metes and bounds of a family graveyard or public burial place shall be filed in his or her office, shall make a record of the description on the record of deeds, which shall be sufficient to exempt the land or burial place, not only from taxation, but also from execution.
- (b) Not more than five (5) acres shall be so exempted under this section.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

Article II. CONSUMER EDUCATION / PROTECTION

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

**Article III. LIBRARIES, MUSEUMS, AMUSEMENTS, ENTERTAINMENT
HALLS, HISTORICAL AND NATURAL SITE SERVICES**

. Establishment; maintenance; operation. (Libraries)

- (a) The county quorum courts of the several counties shall have the power and authority to establish, maintain, and operate county public libraries or public library services or systems in the manner and with the functions prescribed in this subchapter, and counties may appropriate money for these purposes.
- (b) The county quorum court shall also have the power to establish in cooperation with another county or other counties a joint public library or a joint library service or system for the benefit of the cooperating counties.
- (c) (1) Establishment of county libraries or library systems shall be evidenced by an ordinance of the county quorum court or by an agreement between the governing bodies of the several counties participating in a regional library system or coordinating library services under an interlocal agreement.

(2) Appropriations for the establishment and maintenance of a county library or library system shall be in the manner prescribed by law for expenditures by counties.
- (d) In addition to county library boards created under this section, §13-2-402, and § 13-2-404, a county quorum court may by ordinance establish a county library board to conduct the affairs of the county public library or its library services or system in accordance with the law for establishing other county advisory or administrative boards found at § 14-14-705.

A.C.A. § 13-2-402. County librarian.

- (a) No person shall be appointed to the office of county librarian unless prior to appointment the person is recommended for appointment by the county library board, if the board has been created.
- (b) A county librarian shall conduct the library according to the most acceptable library methods.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

A.C.A. §§ 13-2-901-907. Regional Library System Law.

A.C.A. §§ 13-5-501. Establishment; existing county museum.

- (a) The quorum courts of the respective counties of this state are authorized, by ordinance approved by a majority of the members of the quorum court, to establish a county museum, to be under the direction of a county museum commission as provided in this subchapter.
- (b) (1) The provisions of this subchapter shall not affect the county museum of any county which, on July 6, 1977, had established and was operating a county museum.
- (2) However, the quorum court of any such county may elect to place the operation of the museum under a county museum commission as authorized in this subchapter.

A.C.A. § 22-9-208. Renovation of historic sites – Legislative intent and construction.

- (a) The General Assembly finds and determines that:
 - (1) The mandatory adherence to competitive bidding of all costs in altering, repairing, or renovating historic sites and structures has resulted in increased costs due to the inability of bidders to accurately determine on the basis of only an external examination of the historic sites and structures the exact quantity of labor, materials, and supplies necessary to meet the restoration standards;
 - (2) The State of Arkansas would conserve state revenues by giving agencies charged with restoring or maintaining historic properties authority to select the contractors on the basis of the lowest responsible bid price, the bidder's experience in like work, and the techniques he or she proposes to employ, and by giving the agencies authority to reimburse contractors on an actual cost basis for those cost components which cannot be accurately predetermined before undertaking the project; and
 - (3) The procedures provided in subdivision (a)(2) of this section should be applicable for specific projects only after review and approval by the Chief Fiscal Officer of the State, the Arkansas Building Authority Council, and the Legislative Council. Provided, however, projects undertaken by public institutions of higher education exempt from review and approval of Arkansas Building Authority shall not require review and approval by the Arkansas Building Authority Council.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

- (b) In the event there is a conflict between the provisions of this section and §§ 22-9-209 – 22-9-211 and the provisions of any other act insofar as the restoration of historic structures is concerned, the procedures set forth in this section and §§ 22-9-209—22-9-211 shall govern.

Section

Libraries

- 830.00 Library Department.
- 830.01 Interlocal Agreement for the Northeast Arkansas Regional Library.

Museums

Reserved.

Amusements / Entertainment Halls

Reserved.

Historical and Natural Site Services

Reserved.

Libraries

§ 830.00 LIBRARY DEPARTMENT.

- 1) GREENE COUNTY LIBRARY DEPARTMENT.
 - a) There is hereby established a Greene County Library Department.
 - b) It shall be the function and responsibility of the Greene County Library Department to provide free library services to all citizens, residents, and institutions located in Greene County, Arkansas, under the supervision and control of the Greene County Library Board created in Section 2 of this Ordinance.
 - c) The administrator of the Greene County Library Department shall be the Greene County Librarian who shall be responsible to the Greene County Library Board created in Section 2 of this Ordinance.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

2) **GREENE COUNTY LIBRARY BOARD.**

- a) There is hereby established a Greene County Administrative Board to be known as the Greene County Library Board.
- b) It shall be the function and responsibility of the Greene County Library Board to administer the Greene County Library Department and, to that end, to furnish to all residents, citizens, and institutions located in Greene County, Arkansas, free library service. To this end, the Greene County Library Board shall:
 - i) Have full and complete responsibility for the operation, maintenance, and control of all Greene County Library property and facilities presently existing or to be acquired in the future.
 - ii) To succeed automatically to all of the powers, duties, and responsibilities of the presently existing Greene County Library Board as hereinafter set forth.
 - iii) Employ a Greene County Librarian whose qualifications, at a minimum, shall be those required by the laws of the State of Arkansas.
 - iv) Determine the number of and employ such other persons as are necessary, in the judgment of the Board, to adequately furnish library services in Greene County, Arkansas.
 - v) Set the salaries of all employees of the Greene County Library Department, including the Greene County Librarian.
 - vi) Supervise and expend funds from the Greene County Free Library Fund, any funds appropriated for library purposes by this Court, and any funds received from other sources.
 - vii) Have the power to contract and be contracted with, sue and be sued, as an agency of County government, accept and receive gifts of money and property for library purposes.
 - viii) Do any and all acts, exercise any and all powers and perform any and all duties or obligations necessary or incidental to the operation of the Greene County Library Department and the Greene County Public Library not prohibited by law.
- c) The Greene County Library Board shall not pledge the credit of Greene County, Arkansas.

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 8 - Community Services

- d) The Greene County Library Board shall not be responsible for any library services presently or hereafter residing in or delegated to the Greene County Law Library Board.
- e) The Greene County Library Board shall consist of five members, each of whom shall be a qualified elector residing in Greene County, Arkansas, who shall be appointed by the County Judge of Greene County, Arkansas, subject to confirmation by the Quorum Court of Greene County, Arkansas. The term of service of a member of the Greene County Library Board shall be for a period of five years; provided, however, that the appointments of the initial five persons constituting the Greene County Library Board, shall be for the appointment of one member for a term of one year, one member for a terms of two years, one member for a term of three years, one member for a term of four years, and one member for a term of five years. The terms of the members of the Greene County Library Board, if they have otherwise qualified, shall begin and said board shall come into existence on July 1, 1978.
- f) In the conduct of its affairs, the Greene County Library Board, the members thereof, and all employees of the Greene County Library Department shall be governed by and fully subject to the provisions of Act 742 of the General Assembly of the State of Arkansas for the year 1977, as the same is presently constituted or as said act may exist hereafter as amended.
- g) i) The purposes for which the organization is organized are exclusively religious, charitable, scientific, literary, and educational within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.
 - ii) Notwithstanding any other provisions of these articles, this organization shall not carry on any activities not permitted to be carried on by an organization exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.
 - iii) Upon dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, or corresponding section of any future Federal tax code, or shall be distributed to the Federal, state or local government for a public purpose. Any such assets not so disposed of shall be disposed of by the Court of Common Pleas, of the County in which the principal office of the organization is then located, exclusively for such purposes.

([Ord. 1978-007](#), passed 01-31-1978; Am. [Ord. 1991-012](#), passed 09-23-1991)

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

**§ 830.01 INTERLOCAL AGREEMENT FOR THE NORTHEAST ARKANSAS
REGIONAL LIBRARY.**

- 1) This Agreement is entered into by the County Courts of the Counties of Clay, Greene, and Randolph, Arkansas.
- 2) The purpose of this Agreement is to provide library services for the residents and citizens of the Counties of Clay, Greene, and Randolph, Arkansas, supplementary and in addition to those of the County Library in each of said Counties, and to perpetuate the existence of the presently existing Northeast Arkansas Regional Library and the services provided thereby.
- 3) This Agreement shall be effective on February 1, 1978, or upon the date it is fully executed by all parties hereto, whichever shall last occur.
- 4) This Agreement shall be effective for a period of one year from February 1, 1978, and shall automatically remain effective for each one-year period thereafter until and unless terminated as provided in the next succeeding paragraph of this agreement.
- 5) This Agreement may be terminated by any party hereto at the expiration of any of the one-year terms of this Agreement. However, in order to have the right to terminate or withdraw from this Agreement, any party (County) wishing to withdraw must give written notice of its intention to withdraw and terminate this Agreement at the end of the term on or prior to the 31st day of the month of July preceding the expiration of the then current one-year term of this agreement. To be effective, such written notice must be given by the County Judge of the withdrawing or terminating County or Counties to the County Judges of the remaining Counties who are parties to this Agreement, to the Northeast Arkansas Regional Librarian, and to the Chairman of the Northeast Arkansas Regional Library Commission by registered or certified mail. A copy of said notice shall also be sent to the Arkansas State Library Commission addressed to the attention of the Librarian for the State of Arkansas.
- 6) In the event that this Agreement is terminated, the Northeast Arkansas Regional Library Commission shall have full authority to allocate and convey any real or personal property owned by the Northeast Arkansas Regional Library to the County Libraries of the Counties of Clay, Greene, and Randolph, Arkansas, on a basis deemed by said Board in its sole and unrestricted judgment and discretion to represent a fair and equitable apportionment of the properties of the Northeast Arkansas Regional Library reflecting the financial contribution made by the member Counties to the acquisition of such properties over the period of existence of this Agreement.
- 7) The headquarters library for the Northeast Arkansas Regional Library shall be the Greene Library in Paragould, Arkansas.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

- 8) The affairs of the Northeast Arkansas Regional Library shall be governed, directed, and controlled by a Commission consisting of seven members, which shall be known as the Northeast Arkansas Regional Library Commission. Two members of said Commission shall be selected and appointed by the Clay County Library Board, two members of said Commission shall be selected and appointed by the Randolph County Library Board, and three members of said Commission shall be selected and appointed by the Greene County Library Board. Each member of said Commission shall be a member of the County Library Board selecting and appointing the member and shall serve a term of one year, unless a longer period of service is specified by the County Library Board appointing the member, in which event, the member's term shall be for the period specified by the appointing County Library Board. However, no term of service shall exceed the period for which the member of the Commission is appointed to serve as a member of his or her County Library Board. A Commission member may be removed at any time by the County Library Board appointing him. In the event that a vacancy shall exist upon the Commission by reason of the death, resignation, or removal of a member, that vacancy shall be filled by the County Library Board which appointed the member whose position is vacant.
- 9) The Northeast Arkansas Regional Library Commission, in the conduct of its affairs:
- a) Hold an initial meeting at a time and place designated by the existing Northeast Arkansas Regional Librarian within one month of the date of its creation.
 - b) By rule, provide the date, time, and place of regular monthly meetings or other regularly scheduled meetings, which information shall be filed with the County Court Clerk of Clay, Greene, and Randolph Counties, Arkansas.
 - c) Conduct all of its meetings and provide for public notification thereof as established by law for public meetings.
 - d) Special meetings may be called by the Chairman or by two or more Commissioners upon written notification to all members not less than three calendar days prior to the calendar day fixed for the time of such meeting.
 - e) A majority of Commissioners shall constitute a quorum for purposes of conducting business and exercising powers and responsibilities. Commission action may be taken by a majority vote of those present and voting.
 - f) At its initial meeting of a quorum of members, elect one of its members to serve as chairperson for the Commission for a term of one year. Such chairperson shall thereafter preside over the Board throughout his or her term as chairperson. In the absence of the chairperson, the Commission may select one of its members to preside and conduct the affairs of the Commission.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

- g) Provide for the keeping of written minutes which include the final vote on all Commission actions indicating the vote of each individual member on the question.
 - h) Select other officers as the Commission may deem necessary, including but not limited to a secretary, a treasurer and/or a permanent vice-chairperson.
- 10) The Northeast Arkansas Regional Library Commission shall have the following powers, duties and responsibilities:
- a) To administer the Northeast Arkansas Regional Library program to furnish all residents, citizens and the institutions located in Clay, Greene, and Randolph Counties, Arkansas, free library service supplementary and in addition to that provided by the respective County Libraries of said counties.
 - b) Have full and complete responsibility for the operation, control and maintenance of all of the facilities and property of the presently existing Northeast Arkansas Regional Library.
 - c) To succeed automatically to all of the powers, duties, and responsibilities of the presently existing Northeast Arkansas Regional Library Board.
 - d) To employ a Northeast Arkansas Regional Librarian, whose qualifications shall, at a minimum, be those required by the laws of the State of Arkansas for County Librarians and who may be a County Librarian in a County which is a party to this agreement.
 - e) To determine the number and employ such other persons as are necessary in the judgment of the Commission to adequately furnish library services in Clay, Greene, and Randolph Counties, Arkansas.
 - f) To set the salaries of all employees of the Northeast Arkansas Regional Library including, but not limited to, the Northeast Arkansas Regional Librarian. To this end, the Northeast Arkansas Regional Library Commission may supplement or provide a portion of the salary of any employee of any County Library participating in this agreement so long as said contribution is in proportion to services rendered by that employee to the Northeast Arkansas Regional Library.
 - g) To supervise and expend funds and monies received by the Northeast Arkansas Regional Library Commission from any source.
 - h) To have the power to contract and be contracted with, sue and be sued, as an interlocal governmental agency, and to accept and receive gifts of money and property for library purposes.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

- i) To do any and all acts and exercise any and all powers and perform any and all duties and obligations necessary or incidental to the operation of the Northeast Arkansas Regional Library not otherwise prohibited by law.
 - j) The Northeast Arkansas Regional Library Board shall not pledge the credit of any County which is a party to this agreement.
- 11) The Counties of Clay, Greene, and Randolph hereby allocate to the Northeast Arkansas Regional Library Commission, for the operation and maintenance of the Northeast Arkansas Regional Library, all funds presently received or to be received in the future by or through the Arkansas State Library Commission and its successors through its programs of State aid and any and all funds of the United States of America or any of its agencies received by or through the Arkansas State Library Commission or its successors as the same may exist at the present time or may become available in the future, together with any property or monies which may be received by any member County for the use and benefit of the Northeast Arkansas Regional Library. The Northeast Arkansas Regional Library Commission shall, at least once annually, deliver to the County Judge and the County Quorum Court of each County which is a party to this agreement, a written report of all receipts and disbursements of property or monies of the Northeast Arkansas Regional Library for its fiscal or accounting year.
- 12) Nothing in this agreement shall be deemed or construed to empower the Northeast Arkansas Regional Library Commission to expend funds from the Free County Library Fund of Clay, Greene and Randolph Counties, Arkansas, which funds shall remain under the control of the County Library Board of each of the said counties.
- 13) Prior to the beginning of each of its fiscal or accounting years, the Northeast Arkansas Regional Library Commission shall furnish to the County Judge and the County Quorum Court of each member county, a budget for the coming fiscal year, setting out anticipated revenues and disbursements for the fiscal year.
- 14) The Northeast Arkansas Regional Library Commission shall maintain records adequate to determine at any time the nature, extent, and location of all of its monies and properties.
- 15) a) The purposes for which the organization is organized are exclusively religious, charitable, scientific, literary, and educational within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Revenue law.
 - b) Notwithstanding any other provisions of these articles, this organization shall not carry on any activities not permitted to be carried on by an organization exempt from the Federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986 or the corresponding provision of any future United States Internal Revenue law.

GREENE COUNTY CODE OF ORDINANCES

Chapter 8 - Community Services

- c) Upon dissolution of the organization, assets shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, or corresponding section of any future Federal tax code, or shall be distributed to the Federal, state or local government for a public purpose. Any such assets not so disposed of shall be disposed of by the Court of Common Pleas, of the County in which the principal office of the organization is then located, exclusively for such purposes.
- ([Ord. 1978-008](#), passed 01-31-1978; Am. [Ord. 1991-013](#), passed 09-23-1991)

Museums

Reserved.

Amusements / Entertainment Halls

Reserved.

Historical and Natural Site Services

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

Article IV. PARKS AND RECREATION

A.C.A. §§ 22-4-101-504. Parks and recreational areas.

A.C.A. § 22-4-110. Counties, cities, etc.; expenditures, etc.

- (a) Any county, city, or town may expend money from any funds available to aid in the purchase of land within the county which, when purchased shall become the property of the state to be cared for and administered as a part of the state parks system, but only if the State Parks, Recreation, and Travel Commission has first agreed in writing to the acceptance of the land.
- (b) Any county, city, or town may annually contribute money to the commission from any funds available to be expended in the care, improvement, and maintenance of any park within the county.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 8 - Community Services

Article V. EDUCATION

A.C.A. § 6-15-101. Academic standards and expected outcomes.

By September 1, 2003, and as updates are necessary each year thereafter, the State Board of Education shall:

- (1) Define and publish academic standards and expected outcomes for students in prekindergarten through grade twelve (preK-12);
- (2) Require that the academic standards and expected outcomes be adopted by local school board of directors; and
- (3) Require that the academic standards and expected outcomes be implemented by local school districts.

A.C.A. §§ 6-15-201-216. The Quality Education Act of 2003.

Section

Reserved.

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 8 - Community Services

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

Chapter 9: EMERGENCY SERVICES

Article

I. AMBULANCE

II. OFFICE OF EMERGENCY MANAGEMENT

III. FIRE PREVENTION / PROTECTION

IV. JUVENILE SERVICES

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

Article I. AMBULANCE

A.C.A. §§ 12-75-101-133. Arkansas Emergency Services Act of 1973.

A.C.A. §§ 14-282-101-117. Ambulance Service Improvement Districts.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

Article II. OFFICE OF EMERGENCY MANAGEMENT

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

Article III. FIRE PREVENTION / PROTECTION

A.C.A. § 14-20-108(a)(1)(A)-(a)(1)(B)(i)(a), (b)-(c). Dues for volunteer fire departments.

- (a) (1)(A) The quorum court of each county, upon request filed with the quorum court by one (1) or more volunteer fire departments in the county, may adopt an ordinance authorizing a designated county official to collect and remit to the volunteer fire department the annual or quarterly dues charged by the volunteer fire department in consideration of providing fire protection to unincorporated areas in the county.

- (B)(i)(a) When a quorum court receives a request for the levy of volunteer fire department dues and the request has been signed by the fire chief and the chair and secretary of the board of directors, if any, of a volunteer fire department and filed with the county clerk, the quorum court by ordinance shall call for an election on the issue of the levy of the volunteer fire department dues on each residence and on each business having an occupiable structure.

- (b) (1) The Quorum Court by majority vote may designate the geographical area that a volunteer fire department serves

- (2) Upon request by a volunteer fire department, the quorum court of each county involved may authorize a volunteer fire department to serve a geographical area to extend across the county boundary lines.

- (c) The quorum court may establish its own countywide fire department, either regular or voluntary.

A.C.A. §§ 14-284-201-225. Fire Protection Districts Outside of Cities and Towns.

A.C.A. §§ 14-284-201. Applicability.

- (a) (1) Fire protection districts established under the provisions of this subchapter shall cover only territory within the county, or within the defined district, outside the corporate limits of cities and towns.

- (2) (A) However, if any city or town within the district does not have an organized volunteer fire department and desires to be included within the fire protection district, upon the adoption of an ordinance therefor by the governing body of the city or town, addressed to the county judge and quorum court, the area covered by the fire protection district may be extended to provide fire protection within the city limits of the city or town by ordinance adopted by the quorum court.

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

- (B) A limited fire protection district MAY be established by county ordinance upon the petition adopted by ordinance addressed to the county judge and quorum court from a city or town fire department that serves an area outside the city or town for the purpose of contracting for the collection of assessments under this subchapter.
- (b) A fire protection district under this subchapter shall be established for fire protection in rural areas for buildings, structures, and other man-made improvements and may provide other emergency services, including hazardous and toxic materials response, search and rescue services, emergency medical services, patient transport services, and other functions as may be assigned.
- (c) This subchapter does not relieve the Arkansas Forestry Commission of responsibility for providing fire protection for forest lands.

A.C.A. § 14-284-203. Methods of establishment. (Fire Protection Districts Outside of Cities and Towns.)

Fire protection districts may be established to serve all or any defined portion of any county in any of the following ways:

- (1) By ten percent (10%) of the qualified electors in the proposed district's petitioning the quorum court to hold a public hearing and to form a district, and by the quorum court's adopting an ordinance calling for notice and a public hearing within the district;
- (2) By the county court pursuant to an election of the qualified electors of the proposed district initiated, called, and conducted as provided in this subchapter; or
- (3) By the county court pursuant to a resolution of a suburban improvement district, approved by a unanimous vote of its board of commissioners, to convert to a fire protection district to be administered under this subchapter.

Section

- | | |
|--------|---|
| 940.00 | Western Greene County Fire District. |
| 940.01 | Lorado Fire District. |
| 940.02 | Northeast Greene County Fire District; enlarging territory. |

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

940.03 Northeast Greene County Fire District.

§ 940.00 WESTERN GREENE COUNTY FIRE DISTRICT.

- 1) That there is hereby created and established the Western Greene County Fire District pursuant to the provisions of Ark. Stat. Ann. §§ 20-923, et seq., and that this district shall cover the following described lands:
 - a) Section 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, and 24; and North Quarter of Sections 25, 26, and 27; all lying in Township 16 North, Range 3 East. Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, and 24; and North Quarter of Sections 25, 26, 27, 28, 29, and 30; all in Township 16 North, Range 4 East. Sections 6, 7, 18, and 19; West Quarter of Sections 5, 8, 17, and 20; North Quarter of Section 30; all in Township 16 North, Range 5 East. Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36, all in Township 17 North, Range 3 East. Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36 all in Township 17 North, Range 4 East. Sections 6, 7, 18, 19, 30, and 31; West Quarter of Section 5, 8, 17, 20, 29, and 32; all in Township 17 North, Range 5 East.
- 2) That pursuant to Ark. Stat. Ann. § 20-928, the Greene County Quorum Court hereby approves the appointment of the following five qualified electors of the district as a Board of Commissioners for this district, to wit: Charles Rowe, James Bowlin, James Michael Cupp, Jimmy Smith, and Marvin Exum.
([Ord. 1981-003](#), passed 01-12-1981)

§ 940.01 LORADO FIRE DISTRICT.

- 1) The name of this subordinate service district shall be known as the Lorado Fire District.
- 2) The purpose of this Ordinance is to provide basic fire protection for the district. Basic fire protection shall mean response to a fire within a reasonable time of notification, with men and equipment, to all legitimate calls.
- 3) This fire district is hereby deemed necessary for the protection of the residents of the district in that there is not adequate means of fire protection presently available to the residents of said district.
- 4) The boundaries of this district shall be those as follows:
 - a) In TWP 16 N: Rge. 3, South Three Quarters of Sec. 25, 26, 27, all of Sect. 34, 35, 36, in Rge. 4. South Three Quarters of Sec. 28, 29, 30, all of Sect. 31, 32, 33, the West Three Quarters of Sec. 34, and all of that part of Sec. 27 that lies West and South of the NE corner of the SW ¼ of the NE ¼.

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

THE FOUR CORNERS DESCRIBED AS FOLLOWS:

The NW corner at TWP 16 N Rge. 3, Sec. 27 the NW corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$.

The NE corner at TWP 16 N Rge. 4, Sec. 27 the NE corner of SW $\frac{1}{4}$ of the NE $\frac{1}{4}$.

The SE corner at TWP 16 N Rge. 4, Sect. 34 the SE corner of SW $\frac{1}{4}$ of the SE $\frac{1}{4}$.

The SW corner at TWP 16 N Rge. 3, the SW corner of Sec. 34

- 5) Each residential dwelling (excluding mobile homes) in the district shall be assessed fifty-five dollars (\$55.00) per annum, which shall be collected in accordance with this Ordinance.
 - a) Each mobile home in the district shall be assessed forty dollars (\$40.00) per annum, which shall be collected in accordance with this Ordinance.
 - b) Each commercial establishment, retail/service, in the district shall be assessed one hundred dollars (\$100.00) per annum, which shall be collected in accordance with this Ordinance.
 - c) Each Industrial/manufacturing establishment in the district shall be assessed one hundred seventy-five dollars (\$175.00) per annum, which shall be collected in accordance with this Ordinance.
 - d) All service assessments provided for in this Ordinance shall be collected in accordance with Ark. 1981 Act. #874, Section 10-D, which provides for the service assessment to be included on personal and real tax notices and collected in like manner as personal and real property tax.

- 6) The district shall be administered by a five (5) man administrative board, having authority as if permitted by law, to be appointed by, and serve at the discretion, of the County Judge of Greene County, provided however, that all appointments shall be confirmed by a majority vote of the Quorum Court.
([Ord. 1991-009](#), passed 07-22-1991)

§ 940.02 NORTHEAST GREENE COUNTY FIRE DISTRICT; ENLARGING TERRITORY.

- 1) The Northeast Greene County Fire District, hereafter referred to as the “District” was created by Ordinance Number O-1996-4-A of the Ordinances of Greene County, Arkansas, on November 12, 1996.

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

- 2) That is hereby deemed necessary for the protection of residents of the areas surrounding the District that the area served by the District be expanded, in that there is not adequate means of fire protection presently available to the residents of the neighboring area.
- 3) A petition has been filed with the County Court asking that a date be set for a public hearing after sufficient notice to the residents of the affected area to formally propose the enlargement of the area serviced by the District. The County Court set a date for a public hearing and gave notice of the public hearing on the petition by publication in the Daily Press. Said public hearing was in fact conducted on January 17, 2006.
- 4) The additional lands to be serviced by the District shall be those as follows:
 - a) See "Schedule A" which is attached hereto and marked "Schedule A" and incorporated by reference as if set out word for word herein.
- 5) The cost of services and the methods of financing the proposed services, as well as service charges, shall be as set forth in Ordinance Number O-1996-4-A of the Ordinances of Greene County, Arkansas.
- 6) The method of administering the enlarged district shall be as set forth in Ordinance Number O-1996-4-A of the Ordinances of Greene County, Arkansas.
([Ord. 2006-004](#), passed 01-23-2006)

§ 940.03 NORTHEAST GREENE COUNTY FIRE DISTRICT.

- 1) The name of the subordinate service district shall be the Northeast Greene County Fire District.
- 2) The purpose of this Ordinance is to provide basic fire protection services for the District. Basic fire protection shall mean response to a fire within a reasonable time of notification, with the firefighters and equipment, to all legitimate calls.
- 3) The Fire District is hereby deemed necessary for the protection of the residents of the District and that there is not adequate means of fire protection presently available to the residents of said District.
- 4) A Petition has been filed with the Quorum Court by twenty-five percent (25%) of the number of realty owners within the proposed District, the owners of twenty-five percent (25%) of the realty in the area of the proposed District, and the owners of twenty-five percent (25%) of the assessed value of the realty within the proposed District. The Quorum Court set a date for a Public Hearing and gave notice of the Public Hearing on the Petition by publication in the Paragould Daily Press. Said Public Hearing was in fact conducted on October 28, 1996.

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

- 5) The boundaries of this District shall be those as follows: See Schedule A, which is attached hereto and marked Schedule “A” and incorporated by reference as if set out word for word herein. A map of said District is attached hereto and incorporated by reference herein.
- 6) Each residential dwelling (excluding mobile homes) in the District shall be assessed thirty-five dollars (\$35.00) per annum which shall be collected in accordance with this Ordinance.
 - a) Each residential dwelling (excluding mobile homes) in the district shall be assessed forty-five dollars (\$45.00) per annum which shall be collected in accordance with this Ordinance.
 - b) Each mobile home shall be assessed thirty dollars (\$30.00) per annum which shall be collected in accordance with this Ordinance.
 - c) Each apartment complex shall be assessed thirty dollars (\$30.00) per annum which shall be collected in accordance with this Ordinance.
 - d) Each commercial establishment, retail/service, shall be assessed eighty-five dollars (\$85.00) per annum which shall be collected in accordance with this Ordinance.
 - e) Each industrial/manufacturing establishment shall be assessed one hundred sixty dollars (\$160.00) per annum which shall be collected in accordance with this Ordinance.
- 7) The District shall be administered by a five (5) member administrative board having such authority as permitted by law, to be appointed by and serve at the discretion of the Greene County Judge, provided however, that all appointments shall be confirmed by a majority vote of the Quorum Court. The initial board of said District shall consist of Jody Austin, Arthur Reese, Floyd Bennett, Nikki McDowell and Danny Franks.
([Ord. 1996-004-A](#), passed 11-12-1996; Am. [Ord. 2009-003](#), passed 07-20-2009)

GREENE COUNTY CODE OF ORDINANCES
Chapter 9 - Emergency Services

Article IV. JUVENILE SERVICES

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 10 - Human Services

Chapter 10: HUMAN SERVICES

Article

I. AIR / WATER POLLUTION CONTROL

II. CHILD, YOUTH, SENIOR CITIZEN SERVICES

III. PUBLIC HEALTH AND HOSPITALS

IV. SOCIAL AND REHABILITATION SERVICES

GREENE COUNTY CODE OF ORDINANCES
Chapter 10 - Human Services

Article I. AIR / WATER POLLUTION CONTROL

A.C.A. § 8-4-101-316. Arkansas Water and Air Pollution Control Act.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 10 - Human Services

Article II. CHILD, YOUTH, SENIOR CITIZEN SERVICES

A.C.A. §§ 9-28-201-217. Youth Services.

A.C.A. § 9-28-201(a) Legislative intent and purpose.

- (a) The General Assembly recognizes that the state has a responsibility to provide its youth with appropriate services and programs to help decrease the number of juvenile offenders in the state and to create a better future for the state's youth and that reforms in the juvenile justice system require oversight by an organization with special expertise in the problems of juvenile offenders. Therefore, the General Assembly declares that this subchapter is necessary to create a single entity within the Department of Human Services with primary responsibility for coordinating, sponsoring, and providing services to Arkansas' youth and to create structures within state government that will be responsive to the needs of the state's youth.

A.C.A. §§ 12-41-801-809. Juvenile Detention Facilities Cooperative Development and Operations Act.

A.C.A. § 12-41-804. Regional facilities.

- (a) Local governmental units are authorized to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, populations, and other factors influencing the need and development of local governmental units.
- (b) Local governmental units may contract with the state through the Division of Youth Services of the Department of Human Services for the financing, acquisition, construction, and operation of juvenile detention facilities, in particular, in accordance with the provisions and procedures as outlined in the Interlocal Cooperation Act, § 25-20-101, et seq.

A.C.A. § 14-20-116. Student accident prevention program.

- (a) The quorum courts of the counties of Arkansas are hereby authorized by ordinance to establish a Youth Accident Prevention Program designed to educate junior and senior high school students about driving while intoxicated, seat belt safety, and injuries

GREENE COUNTY CODE OF ORDINANCES
Chapter 10 - Human Services

resulting from drinking and driving and not being belted. These programs may be conducted up to four (4) days in length, and the cost of salaries, equipment supplies, and other items related to the operation of the program shall be paid by the county.

- (b) The municipal courts of Arkansas are hereby authorized to allocate up to five dollars (\$5.00) of every fine, penalty, and forfeiture imposed and collected from every person convicted of a moving traffic offense for any Youth Accident Prevention Education Program created under subsection (a) of this section, and the same allocation shall pertain to any bond which is forfeited for any such offenses. These funds are to be remitted to the county treasurer and deposited into a special fund. Funds may be expended from this fund only for the purposes of this section.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 10 - Human Services

Article III. PUBLIC HEALTH, HOSPITALS AND NURSING HOMES

A.C.A. § 14-262-104. County health officer.

- (a) The office of county health officer is created in each county within the state.
- (b) The State Board of Health, upon recommendation of the county judge, shall appoint for each county in this state a health officer who shall serve a term of four (4) years and may be reappointed for additional terms.
- (c) (1) The county health officer shall be a graduate of an accredited and reputable medical or osteopathic university, shall be licensed to practice medicine in Arkansas, and shall have had at least three (3) years' experience in the practice of medicine in the state.

(2) Time spent in the practice of medicine while in the service of the United States Armed Forces shall be accepted as equivalent to time spent in the practice of medicine in Arkansas.
- (d) (1)(A) The county health officer shall serve as a key public health representative in the local community.

(B) The duties of the county health officer shall include without limitation:
 - (i) Promoting the use of local health unit services;
 - (ii) Advocating for public health policy initiatives with local and state policy makers;
 - (iii) Providing assistance to local public health education and promotion initiatives; and
 - (iv) Establishing a regular communication process with the local health unit administrator.

. . .

- (i) When performing official duties, a county health officer is immune from civil suit and liability in the same manner as officers and employees of the State of Arkansas are immune under §19-10-305 and Arkansas Constitution, Article 5, §20.

GREENE COUNTY CODE OF ORDINANCES
Chapter 10 - Human Services

A.C.A. § 14-262-106. Health departments; establishment.

- (a) Any county may, by proper order of the county court, establish and maintain a county health department.
- (b) Any two (2) or more counties may, with approval of the State Board of Health and, by order of the county court of the respective counties, establish and maintain a district health department.
-
- (g) No county, whether in a multiple unit or otherwise, voting “NO” regarding the establishment and maintenance of a county health department shall be forced to create a health unit.

A.C.A. §§ 12-12-1701-1722. Adult and Long-Term Care Facility Resident Maltreatment Act.

Section

1060.00 Dissolving emergency medical services compact with City of Paragould.

§ 1060.00 DISSOLVING EMERGENCY MEDICAL SERVICES COMPACT WITH CITY OF PARAGOULD.

- 1) That the County Judge of Greene County, Arkansas, be and he is hereby authorized and directed to execute on behalf of Greene County, Arkansas, a Dissolution Agreement with the City of Paragould, Arkansas, for the purpose of dissolving the Emergency Medical Service Commission.
- 2) That the City and County shall sell all of the property presently held by the Emergency Medical Service Commission, including, but not limited to, ambulances, radios, federal alert monitor, office equipment and all other property.
- 3) That such Dissolution Agreement executed by the City and the County shall be subject to ratification and approval by the Quorum Court by motion made at the regular or special Quorum Court meeting. Should the document be ratified, the County Judge shall file a

GREENE COUNTY CODE OF ORDINANCES
Chapter 10 - Human Services

copy of the agreement with the County Clerk to be maintained in the records of the County.

- 4) EMERGENCY CLAUSE. It being determined that this Ordinance and Dissolution Agreement authorized hereby are necessary and essential for the health, safety and welfare of the inhabitants of Greene County, Arkansas, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect, from and after its passage, approval and publication as required by law.
([Ord. 1977-026](#), passed 10-24-1977; Am. [Ord. 1978-001](#), passed 01-20-1978; Am. [Ord. 1979-018](#), passed 12-18-1979; Am. [Ord. 1979-019](#), passed 12-28-1979)

GREENE COUNTY CODE OF ORDINANCES
Chapter 10 - Human Services

Article IV. SOCIAL AND REHABILITATION SERVICES

A.C.A. § 25-10-115. County offices of human services.

- (a) The Director of the Department of Human Services shall establish a county office of human services in each county of this state. The county offices shall provide the citizens of each county access to the various services and programs provided by the Department of Human Services as well as follow-up contact and services.
- (b) In establishing a county office of human services, it is necessary that each county office be staffed to provide complete access to services and programs of the department.

A.C.A. §§ 20-79-201-216. Rehabilitation Act of Arkansas.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

Chapter 11: PUBLIC WORKS

Article

I. SOLID WASTE COLLECTION / DISPOSAL

II. RECYCLING

III. UTILITY SERVICES

IV. SANITARY, STORM SEWERS

V. SEWAGE TREATMENT SERVICES

VI. WATER SUPPLY AND DISTRIBUTION SERVICES

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

Article I. SOLID WASTE COLLECTION / DISPOSAL

A.C.A. § 8-6-212. County solid waste management systems.

- (a) (1) Each county of the state is authorized to provide and shall provide a solid waste management system adequate to collect and dispose of all solid wastes generated or existing within the boundaries of the county and outside the corporate limits of any municipality in the county.

- (2) By agreement or contractual arrangement, the county may assume responsibility for solid wastes generated within municipalities whether within its county or other counties.

- (3) A county may enter into agreements with other counties, one (1) or more municipalities, a regional solid waste management district, governmental agencies, private persons, trusts, or with any combination thereof, to provide a solid waste management system for the county or any portion thereof but the agreement shall not relieve the parties to the agreement of their responsibilities under this subchapter.

- . . .

- (e) A county shall have the right to issue orders, to establish policies for, and to enact ordinances concerning all phases of the operation of a solid waste management system, including hours of operation, the character and kinds of wastes accepted at the disposal site, the separation of wastes according to type by those generating them prior to collection, the type of container for storage of wastes, the prohibition of the diverting of recyclable materials by persons other than the generator or collector of the recyclable materials, the prohibition of burning wastes, the pretreatment of wastes, and such other rules as may be necessary or appropriate, so long as such orders, policies, and ordinances are consistent with, in accordance with, and not more restrictive than, those adopted by, under, or pursuant to this subchapter or any other laws, rules regulations or orders adopted by state law or incorporated by reference from federal law, the Arkansas Pollution Control and Ecology Commission, or the regional solid waste management boards or districts, unless:
 - (1) There exists a fully implemented comprehensive area-wide zoning plan and corresponding laws or ordinances covering the entire county; or
 - (2) The county has made a request to the regional solid waste management board or district to adopt a more restrictive rule, regulation, order, or standard and no public hearing has been held within sixty (60) days or the request has not been acted upon within ninety (90) days.

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

A.C.A. § 8-6-703. Regional districts and boards.

(a) (1)(A) The eight (8) regional solid waste planning districts created by Acts 1989, No. 870, and each solid waste service area created pursuant to Acts 1989, No. 870, are renamed regional solid waste districts.

(B) Each district shall be governed by a regional solid waste management board.

.

A.C.A. § 19-5-1019. County Solid Waste Management System Aid Fund.

(a) (1) There is established in the State Treasury a fund to be known as the County Solid Waste Management System Aid Fund, to consist of such special or general revenues or other moneys that may be deposited in it as provided by the General Assembly, to be used for the purpose of providing financial assistance to counties in the manner provided in this section, for the establishment, expansion, maintenance, and operation of county solid waste collection and disposal systems.

.

Section

- | | |
|---------|---|
| 1100.00 | Requiring that solid waste generated or collected within the County shall be delivered to the regional landfill owned by the Northeast Arkansas Regional Solid Waste Management District. |
| 1100.01 | Collection and disposal of refuse; fees established. |
| 1100.02 | Fees for solid waste disposal. |
| 1100.03 | Solid waste management system; established. |
| 1100.04 | Collection with an independent waste management company; approved. |
| 1100.05 | Interlocal agreement with Paragould; Solid Waste Disposal Commission. |

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

§ 1100.00 REQUIRING THAT SOLID WASTE GENERATED OR COLLECTED WITHIN THE COUNTY SHALL BE DELIVERED TO THE REGIONAL LANDFILL OWNED BY THE NORTHEAST ARKANSAS REGIONAL SOLID WASTE MANAGEMENT DISTRICT.

- 1) For the purposes of this Ordinance, “*Solid Waste*” shall mean all putrescible and nonputrescible wastes which are permitted by law and allowed by landfill operating permits to be accepted for disposal at the Regional Landfill.
- 2) All solid waste generated or collected within the County shall be collected, treated, or hauled either by the County or by licensed entities or another municipality within the District under contract with the County according to Article 3 herein.
- 3) All contracts for the collection, treatment, or hauling of solid waste shall require that said solid waste be delivered to the District for treatment or disposal at the Regional Landfill in the manner prescribed by the District.
- 4) Nothing in this Ordinance shall be construed to prohibit or restrict the disposal of solid waste generated by private industry in a permitted landfill where the private industry bears the expense of operating and maintaining the landfill solely for the disposal of waste generated by the industry.
- 5) Any person which generates, collects, transports, or accepts solid waste, and which causes or allows said solid waste to be disposed of at a place or in a manner prohibited by this Ordinance shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of up to five hundred dollars (\$500.00) for the first offense and up to one thousand dollars (\$1,000.00) for each subsequent offense.
- 6) This Ordinance shall remain in full force and effect and shall be enforced so long as any bonds, notes, or other evidences of indebtedness issued to fund construction and operation of the Regional Landfill remain outstanding; or until the County receives specific authority in writing from the Board of the District allowing the disposal or treatment of solid waste generated or collected within the boundaries of the County in some other manner.
([Ord. 1994-003](#), passed 04-25-1994; Am. [Ord. 2003-008](#), passed 04-21-2003)

§ 1100.01 COLLECTION AND DISPOSAL OF REFUSE; FEES ESTABLISHED.

- 1) a) “Class 4 Items” shall mean household furniture and appliances, provided that the compressors of freezers, refrigerators and air conditioners are tagged by a certified technician to verify the removal of Freon.

b) “Container” shall mean a 90-96 gallon plastic cart with a lid.

GREENE COUNTY CODE OF ORDINANCES

Ch. 11 - Public Works

- c) “Garbage” shall mean putrescible animal and vegetable wastes resulting from the handling, preparation, cooking, and consumption of food.
 - d) “Hazardous Materials” shall mean wastes that are hazardous by reason of their pathological, explosive, radio logical, or toxic characteristics.
 - e) “Refuse” shall mean putrescible and nonputrescible solid wastes (except body wastes), including, but not limited to, garbage and rubbish. The term refuse shall not in any way include or apply to large appliances, car bodies, other large implements, scrap metal, dead animals, wood, limb, brush, leaves, or grass.
 - f) “Residential Unit” shall mean all individual residences, household, or other dwellings, whether single family or multi-family located in Greene County.
 - g) “Rubbish” shall mean nonputrescible solid wastes (excluding ashes), consisting of both combustible and non-combustible wastes, such as paper, plastic, cardboard, tin or aluminum cans, glass, bedding, crockery, and similar materials. The term rubbish shall not in any way include or apply to large appliances, car bodies, other large implements, scrap metal, dead animals, wood, limbs, brush, leaves, or grass.
- 2) In lieu of establishing a county operated Refuse collection and disposal service, the Greene County Judge is authorized to negotiate a contract with an independent waste management company (“Collector”) to provide a Refuse collection service for Greene County. Such contract, prior to acceptance by the County Judge, shall be approved by the Greene County Quorum Court.
- 3) No other person, firm, company, or corporation shall be permitted to collect and remove Refuse commercially from Residential Units for a fee, unless approved by the Quorum Court.
- 4) That refuse collection services provided to Greene County residents shall no longer be on a mandatory basis, but rather on a voluntary basis. Said residents of Greene County who desire to participate in the refuse collection service may subscribe to the refuse collection service through the provider contracted for by Greene County.
- 5) The Collector shall prepare a collection schedule for weekly service for each Residential Unit subject to this Ordinance. The Collector shall deliver a Container to each Residential Unit at the expense of the Collector. Additional Containers delivered to a Residential Unit due to damage, destruction, or loss by the Residential Unit shall be provided at a price established by the Collector and the County. The Containers shall

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

remain the property of the Collector.

- 6) All Refuse shall be placed in plastic bags designed for the containment of such Refuse and each such bag shall be fully and properly sealed to prevent the spillage of the contents thereof. Such bags shall be further placed within the Containers provided by the Collectors.

It is the responsibility of the Residential Unit to place all Containers at locations that are readily accessible to Collector's personnel and shall be within five (5) feet of the curb or public right-of-way.

It is the responsibility of the Residential Unit to place the Containers at the pick-up location prior to the designated pick-up day and time.

No pick-up shall be required if the Containers are placed within the fence which is locked or encloses a dog or other dangerous animal.

No pick-up shall be required of Refuse that is not properly contained.

The failure of the Collector to pick up Refuse that is not properly contained or situated within a fence which is locked or containing a dog or other dangerous animal shall not free the Residential Unit from the obligation of paying the collection charge found herein. No unauthorized person or persons shall disturb, remove, or collect any Refuse situated in any Container located within Greene County.

- 7) Hazardous Materials are prohibited from being placed in any Container for pickup by the Collector.

No Hazardous Materials shall be collected by the Collector unless the Residential Unit requests such service and it is approved by the County, and agreed to by the Collector. Any additional charge to collect Hazardous Materials shall be at a rate negotiated between the Residential Unit and the Collector.

- 8) The Collector shall provide a semi-annual clean-up service to Residential Units to collect and dispose of Class 4 Items at no additional charge. The Collector shall provide a schedule of the dates of the semi-annual clean-up.
- 9) a) The Collector shall bill each Residential Unit for the monthly collection charge. For purposes of this Article, each dwelling unit located at a multi-family unit shall be considered a separate residence for billing purposes.

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

- b) It is the responsibility of the owner, lessee, tenant, and other occupier of a Residential Unit to pay the Collector for the Refuse collection service when due irrespective of the use or non-use of the Refuse collection service.
 - c) The rate established herein shall be \$10.03 per residential unit per month.
 - d) The Collector may provide for discounts on its feed. The discounts, if any, shall be specified by the Collector. The availability of discounts to any Residential Unit shall be negotiated directly between the Residential Unit and the Collector.
 - e) The Collector may impose a 10% late fee on all bills not paid by the 20th of the month in which the statement for collection service is due.
- 10) **PENALTY.** Violation of this Ordinance is a misdemeanor and punishable by a fine of not less than \$100.00 and not more than \$500.00 for the first violation. Any subsequent violations shall be punishable by a fine of not less than \$250.00 and not more than \$1,000.00.
- 11) **SEVERABILITY CLAUSE.** If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.
- 12) **REPEALER.** All ordinances and parts of ordinances in conflict herewith are hereby repealed.
([Ord. 1994-007](#), passed; Am. [Ord. 1997-009](#), passed 02-19-1997; Am. [Ord. 1998-003](#), passed 06-01-1998)

§ 1100.02 FEES FOR SOLID WASTE DISPOSAL.

- 1) That Greene County, Arkansas, does hereby approve the following rate structure:

DUMPING FEE	RATE
City of Paragould, Arkansas, and Greene County	\$ 3.06 per cubic yard
Private Industry located in Greene County	\$ 3.34 per cubic yard

Ch. 11 - Public Works

\$ 4.49 per cubic yard

- ([Ord. 1991-001](#), passed 02-11-1991)

§ 1100.03 SOLID WASTE MANAGEMENT SYSTEM; ESTABLISHED.

- 1) There is hereby established a County Solid Waste Management System for Greene County, Arkansas for the purpose of collection, transportation, and disposal of solid waste for county residents.

Dumpsters shall be set up at various locations throughout the County with pickup and transportation of refuse to be made by a county truck and delivery to be made to a state approved solid waste disposal site.

- 2) Funding for the establishment of said Solid Waste Management System shall come in from the State of Arkansas which has appropriated funds for fiscal year 1985-86 for that purpose.

Funds for the Solid Waste Management System shall be used for the acquisition of land for location of an operations center for repairs and maintenance of equipment, purchase of a truck, construction and placement of dumpsters, labor and expenses for pickup and transportation of refuse, and fees for disposal in state approved disposal site.

- 4) **REPEALER.** All ordinances or parts thereof in conflict herewith are hereby repealed.
([Ord. 1985-003](#), passed 06-24-1985)

§ 1100.04 COLLECTION WITH AN INDEPENDENT WASTE MANAGEMENT COMPANY; APPROVED.

- 1) That the Agreement hereinabove referred to as an attached and incorporated by reference herein is approved by the Quorum Court for execution.

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

- 2) The Greene County Judge and County Clerk are hereby authorized and directed to execute the attached Contract on behalf of the County.
- 3) EMERGENCY CLAUSE. In order to promote the orderly transition of refuse collection and disposal in the County and the recognition that the existing contract will soon expire, in order to prevent a delay for refuse collection service, an emergency is declared to exist and this Ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.
([Ord. 1999-006](#), passed 07-27-1999; Am. [Ord. 2001-012](#), passed 12-10-2001)

§ 1100.05 INTERLOCAL AGREEMENT WITH PARAGOULD; SOLID WASTE DISPOSAL COMMISSION.

- 1) That the Compact executed by the Mayor of the City of Paragould, Arkansas, and by the City Clerk of the City of Paragould, Arkansas, the County Judge and the County Clerk, on February 13, 1986, is ratified and confirmed in its entirety except as hereinafter amended.
- 2) The present compact should be amended to place the Mayor of the City of Paragould, Arkansas, and the Greene Count Judge as permanent members of the Solid Waste Disposal Commission.
- 3) The Compact should be amended to permit the solid waste to be deposited in the City-County Landfill from outside of Greene County.
- 4) The Compact described above should be further be amended to require that any Commission member asking to be reimbursed for expenses must tender an invoice or receipt as proof of entitlement for reimbursement. The requirement for invoices or receipts should not apply to expenses attending normal Commission meetings.
- 5) The form of the Amendment to the Compact is attached hereto and incorporated by reference as if set out word for word. It is in its form, as attached, approved, and authorized by this legislative body.
- 6) In order to make the operation of the Solid Waste Disposal Commission and its operation activities more economical, efficient and productive an emergency is declared to exist, this Ordinance shall be in full force and effect from and after its passage, approval, and publication as required by law.
([Ord. 1977-034](#), passed 12-06-1977; [Ord. 1986-001](#), passed 01-27-1986; [Ord. 1991-007](#), passed 07-08-1991)

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

Article II. RECYCLING

**A.C.A. § 8-6-720. Opportunity to recycle – Recyclable materials collection centers-
Definition.**

- (a) (1) Each regional solid waste management board shall ensure that its residents have an opportunity to recycle.
- (2) At least one (1) recyclable materials collection center shall be available in each county of a regional solid waste management district unless the Arkansas Pollution Control and Ecology Commission grants the district an exemption. An exemption may be granted if a county is adequately served by a recyclable materials collection center in another county.
- (3) Boards shall assess the operation of existing and proposed recycling centers and materials recovery facilities to determine the adequacy of these facilities for the collection and recovery of recyclable materials. Boards shall give due consideration to existing recycling facilities in ensuring the opportunity to recycle and are encouraged to use, to the extent practicable, persons engaged in the business of recycling on March 26, 1991, whether or not the persons were operating for profit.
- (4) As used in this subsection, “opportunity to recycle” means availability of curbside pickup or collection centers for recyclable materials at sites that are convenient for persons to use.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

Article III. UTILITY SERVICES

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

Article IV. SANITARY, STORM SEWERS

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

Article V. SEWAGE TREATMENT SERVICES

A.C.A. §§ 14-238-106. Rural waterworks facilities board.

- (a) Any county is authorized to create one (1) or more rural waterworks facilities boards and to empower each board to own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning, or otherwise deal in or dispose of, waterworks facilities and wastewater facilities or any interest in such facilities, including, without limitation, leasehold interests in and mortgages on such facilities.
- (b) Boards created under this subchapter are not administrative boards under the County Government Code, §14-14-101, et seq.
- (c) Any public facilities board created under the Public Facilities Boards Act, § 14-137-101, et seq., or its predecessor, for the purpose of operating a waterworks facility or a wastewater facility, or both, and which is in existence on July 28,1995, may petition the quorum court which created the board to grant the board all the powers conveyed by this chapter, and if the quorum court adopts an ordinance to that effect, the powers and authority granted under this chapter shall be applicable to that public facilities board, and it shall thereafter be governed exclusively by the provisions of this chapter and none other.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Ch. 11 - Public Works

Article VI. WATER SUPPLY AND DISTRIBUTION SERVICES

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

Chapter 12: ROADS / TRANSPORTATION

Article

I. ROADS, BRIDGES, AIRPORTS, AVIATION

II. FERRIES, WHARVES, DOCKS, MARINE SERVICES

III. PARKING

IV. PUBLIC TRANSPORTATION

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

Article I. ROADS, BRIDGES, AIRPORTS, AVIATION

A.C.A. § 27-66-101. Construction, repair, maintenance contracts.

- (a) (1) The State Highway Commission is authorized and empowered to enter into contracts with as many as two (2) counties of this state under the terms of which, in consideration of the sum agreed to be paid by the particular county, the commission will be authorized, permitted, and required to assume the work of construction, repair, and maintenance of all the county roads in the particular county or part thereof that may be agreed upon in the contract.
- (2) The counties are authorized and empowered to enter into contracts with the commission.
- (b) The contracts authorized by this section may provide for the use of the machinery and equipment belonging to the county, or of the machinery and the equipment belonging to the commission, or the machinery and equipment of both, in the construction, repair, and maintenance of county roads.
- (c) No contract herein authorized shall be for a period extending beyond the end of the term for which the county judge of the contracting county was elected.
- (d) Nothing contained in this section shall have the effect of adding any county roads to the state highway system, nor shall any contracts remove from the county court of the contracting county exclusive jurisdiction over the roads within that county.
- (e) Nothing in this section shall reduce or diminish, or have any effect upon, the amount of money now paid by the state to the various counties for road purposes.

A.C.A. § 27-72-320(a). Provisions for advanced transfers.

- (a) (1) Advance transfers may be made to each of the several county highway funds from time to time during the fiscal year in amounts as may be requested by the several county courts and approved by the Chief Fiscal Officer of the State.

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

A.C.A. § 14-358-101. Authorization.

Any county in this state may acquire, own, operate, and maintain an airport or flying field in that county and may make, build, and construct all improvements at the airport or flying field as may be deemed necessary for the proper operation thereof.

Section

1200.00	Road and bridge improvement plan.
1200.01	Utility facilities or improvements for county roads.
1200.02	Civil responsibility for use and/or damage of county roads.
1200.03	Procedures, requirements, minimum standards, and specification of roads in the county.

§ 1200.00 ROAD AND BRIDGE IMPROVEMENT PLAN.

- 1) The Greene County Road and Bridge Improvement Plan is attached hereto as Exhibit A and incorporated by reference, as if set out word for word herein.
- 2) The Greene County Road and Bridge Improvement Plan as set forth in Exhibit A shall be the County guideline to determine the order in which a bridge, road or other improvement is implemented when funds become available, which funds would include, but not be limited to, the proceeds from issuing of bonds under amendment 62 to the Constitution of the State of Arkansas and Title 14, Chapter 164, Subchapter 3 of the Arkansas Code of 1987 Annotated.
- 3) Said Road and Bridge Improvement Plan is hereby adopted by Greene County.
- 4) SEVERABILITY CLAUSE. The provisions of this Ordinance are separable and if an article, phrase or provision shall be declared invalid; such declaration shall not affect the validity of the remainder of the Ordinance.
- 5) REPEALER. All ordinances and acts thereof in conflict herewith are hereby repealed to the extent of such conflict.
([Ord. 1991-003](#), passed 03-11-1991; [Ord. 1994-012](#), passed 10-24-1994; Am. [Ord. 1995-006](#), passed 10-09-1995; Am. [Ord. 1996-002](#), passed 09-09-1996; Am. [Ord. 2001-009](#), passed 02-15-2001)

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

§ 1200.01 UTILITY FACILITIES OR IMPROVEMENTS FOR COUNTY ROADS.

- 1) That any utility company, improvement district, public or private contractor must apply and request and receive written permission from the Greene County Judge to install, operate and/or maintain proposed or existing utility facilities, improvements or other construction upon, over, under, along and/or across roads and road rights-of-ways in the Greene County roadway system.
- 2) That the County Judge or his representative shall review each request and issue a permit accordingly. The County Judge is given the discretion to require a deposit or bond in the amount of \$500.00 to \$50,000.00 as deemed appropriate by the County Judge. That the deposit or bond must be in effect before any installment, operation, or maintenance begins upon, over, under, or across Greene County roads and Greene County rights-of-way; and further, that such bond or deposit is to continue in effect through the proposed utility company, improvement district, and public or private contractor project and , additionally, the deposit or bond is to remain in effect for a period of time not to be less than one (1) year after the facility, project, or construction is completed.
- 3) That any utility company, improvement district, or private or public contractor which has received permission to install, operate, and/or maintain proposed or existing utility or improvement facilities upon, over, under, along and/or across roads or rights-of-way in the Greene County roadway system is to place on file in the Greene County Judge's office an accurate and complete plan on file in the Greene County Judge's office an accurate and complete plan drawing, blueprint or other such rendering of the position and location of completed facility, improvement or construction.
- 4) That as a condition for the granting of the permission by the Greene County Judge to install, operate, and/or maintain proposed or existing utility or improvement facilities upon, over, under, along and/or across roads and road rights-of-way in the Greene County roadway system, the utility company, improvement district, private or public contractor agrees to relocate, replace or remove the existing facility, improvement, or construction to conform with the future needs regarding roadway construction, expansion, redesign or improvements of whatsoever kind regarding the Greene County roadway system and to hold harmless Greene County for any expense, costs, or charge for such relocation, replacement or removal of existing facility or improvement.
- 5) All utility companies in connection with any project or construction, shall restore all county roads, ditches, easements, or similar, to their same condition as they were prior to such projects or construction.

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

- 6) EMERGENCY CLAUSE. An emergency is hereby declared, and this Ordinance shall be effective from and after its passage, approval, and publication as required by law. ([Ord. 1978-021](#), no passage date; Am. Ord 1983-008, no passage date; Am. [Ord. 2015-008](#), passed 07-20-2015)

§ 1200.02 CIVIL RESPONSIBILITY FOR USE AN/OR DAMAGE OF COUNTY ROADS.

- 1) That whenever any person or entity, acting directly or by agent or employee, operates equipment or machinery (other than vehicles designed primarily for highway travel), upon county roads and thereby causes damage or destruction to said roads or their rights of way, it should be the responsibility of that person or entity to reimburse Greene County, Ark., for any expenses incurred in the repair of such damages or destruction. Damage or destruction shall include, but not be limited to, the filling in of road ditches, the scarring of road surfaces caused by turning machinery in rights of way, and the cutting through of road surfaces in any manner.
- 2) Upon completion of necessary repairs, the County shall notify the responsible party by certified mail, setting forth the nature of the damage done, the nature of the repair work done by Greene County, a statement reflecting the expenses incurred by Greene County, a demand for payment of that amount within twenty (20) days of the responsible party's receipt of said notice. This notice shall make clear that the amount demanded is a special assessment against that individual or entity related to the cost of a special service or special benefit provided by county government.
- 3) If the responsible party objects to this assessment, he may request in writing an opportunity to be heard by the Greene County Quorum Court or the appropriate committee thereof within the 20-day period. Such a hearing shall be set at the convenience of the Quorum Court or its appropriate committee, but it must be set within 21 days of the request, with a minimum of three (3) days' notice to the responsible party. If, after such a hearing, the Quorum Court or its appropriate committee rules that the original or some modified amount is still due and owing to Greene County, they shall so advise the responsible party, and further advise him that payment of that amount will be due in seven (7) days. Failure to pay that amount within that time will result in a debt due and owing Greene County, Arkansas from the responsible party which may be enforced by any and all means available to Greene County, Arkansas.
- 4) SEVERABILITY CLAUSE. If any provision of this ordinance is held invalid, such invalidity shall not affect other provisions of the ordinance which can be given effect without the invalid provision, and to this end the provisions of the ordinance are declared to be

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

severable.

- 5) EMERGENCY CLAUSE. Therefore, an emergency is hereby declared to exist and this ordinance being necessary for the peace, health and safety of the public shall be in full force and effect from and after its passage.

([Ord. 1991-004](#), passed 03-11-1991)

§ 1200.03 PROCEDURES, REQUIREMENTS, MINIMUM STANDARDS, AND SPECIFICATIONS OF ROADS IN THE COUNTY.

- 1) The Greene County Judge, pursuant to authority referenced above, has adopted Exhibit A as Greene County Road Specifications.
- 2) All construction, reconstruction, alterations, removal, or replacement required by this Ordinance shall conform to the approved design standards of the Greene County Road Specifications Document to be adopted by reference in this Ordinance, if said road is to be dedicated to the public for County maintenance purposes.
- 3) VIOLATIONS. Violations shall be subject to a fine no less than \$200.00 for each day of offense and shall be subject to further restraints and restitution to the County in an amount as set forth by the Court. Violators are also subject to civil liability for violations of this Ordinance and other applicable laws and regulations in the State of Arkansas. The County Judge may institute a civil suit to prevent or remove a violation of this Article and for damages sustained by the County. Any affected person may also institute a civil suit to prevent a remove a violation of this Article and for damages sustained against any person or entity other than the County.
- 4) SEVERABILITY CLAUSE. If any provision of this ordinance is held invalid, such invalidity shall not affect the remaining provisions of the ordinance which remains effective absent the invalid provision, and to this end, the provisions of this ordinance are declared to be severable.
- 5) EMERGENCY CLAUSE. In order to protect Greene County taxpayers investment in the County Road system and to provide for necessary administrative and enforcement authority as well as proper and timely conduct of County Operations to manage the Greene County Road System, an emergency exists, and this Ordinance, being necessary for the immediate preservation of the public peace, health, and safety shall be in full force and effect from and after its passage and approval.

([Ord. 2020-009](#), passed 07-20-2020)

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

Article II. FERRIES, WHARVES, DOCKS, MARINE SERVICES

A.C.A. § 27-87-103. Declaration of public ferry.

- (a) Where a public road crosses any private stream which has not been meandered as a navigable stream, the bed of which may belong to any individual, if in the opinion of the county court, the public convenience will be promoted thereby, the court may make an order upon its record to that effect, declaring the crossing to be a public ferry.
- (b) And when so declared by the county court, the ferry shall be and remain a public ferry during the pleasure of the court and be subject to all the regulations and restrictions that are made by law applicable to public ferries or navigable streams.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

Article III. PARKING

A.C.A. § 14-304-101. Legislative findings. (Parking Authorities)

The General Assembly determines and declares that:

- (1) Excessive curb parking of motor vehicles on roads and streets in the cities and towns of the State of Arkansas and the lack of adequate off-street parking facilities create congestion, obstruct the free circulation of traffic, diminish property values, and endanger the health, safety and general welfare of the public;
- (2) The provision of conveniently located off-street parking facilities is therefore necessary to alleviate those conditions; and
- (3) The establishment of public off-street automobile parking facilities is deemed to be a proper public or municipal purpose.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 12 - Roads / Transportation

Article IV. PUBLIC TRANSPORTATION

A.C.A. §§ 14-334-101-116. Public Transit System Act.

Section

Reserved.

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 12 - Roads / Transportation

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

Chapter 13: URBAN /RURAL DEVELOPMENT

Article

I. BUILDING

II. PLANNING / ZONING

III. ECONOMIC DEVELOPMENT

IV. HOUSING

**V. WATERCOURSE, DRAINAGE, IRRIGATION, FLOOD
CONTROL SERVICES**

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

Article I. BUILDING

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

Article II. PLANNING / ZONING

A.C.A § 14-17-209. Zoning ordinance – Board of zoning adjustment.

- (a) (1) The county planning board shall have authority to prepare, or to cause to be prepared, a zoning ordinance for all or part of the unincorporated area of the county, which ordinance shall include both a map and a text.
- (2) The zoning ordinance may regulate:
 - (A) The location, height, bulk, number of stories, and the size of the building;
 - (B) Open space;
 - (C) Lot coverage;
 - (D) Density and distribution of population; and
 - (E) The uses of land, buildings and structures.
- (3) The zoning ordinance may require off-street parking and loading.
- (4) The zoning ordinance may provide for districts of compatible uses, for large scale unified development, for the control and elimination of uses not in conformance with provisions of the ordinance, and for such other matters as are necessary to the health, safety, and general welfare of the county.
- (5) The zoning ordinance shall designate districts or zones of such shape, size, or characteristic as deemed advisable for all, or part, of the unincorporated area of the county.
- (6) The regulations imposed within each district or zone shall be uniform throughout the district or zone.
- (7) The zoning ordinance shall allow and regulate home-based work as provided in § 14-1-104.

. . .

A.C.A. § 14-17-210. Jurisdiction over unincorporated areas.

The county planning board shall have the exclusive zoning and planning jurisdiction over all unincorporated areas lying within a county and along a navigable stream notwithstanding the fact that such areas may be within five (5) miles of the corporate limits of a city having a planning

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

commission if the unincorporated areas are lands upon which a new community has been or is being developed with funds guaranteed, in whole or in part, by the federal government under Title IV of the Housing and Urban Development Act of 1968 or under Title VII of the Housing and Urban Development Act of 1970.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

Article III. ECONOMIC DEVELOPMENT

A.C.A. §§ 14-173-101-105. City and County Economic Development Grant Authorization Act.

A.C.A. §§ 14-169-901. Subchapter intention.

It is the intention of this subchapter to permit municipal and county government in the State of Arkansas to participate fully in the Community Development Act of 1974, specifically, but not limited to, community development activities eligible for assistance in section 105 of it, and to have their governing bodies exercise any and all powers conferred on housing authorities and urban renewal agencies, including, but not limited to:

- (1) Eminent domain;
- (2) Redevelopment activities;
- (3) Housing;
- (4) Public housing;
- (5) Urban renewal; and
- (6) Community development in its broadest sense.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

Article IV. HOUSING

A.C.A. §§ 14-54-1601-1606. The Affordable Housing Accessibility Act.

A.C.A. §§ 16-123-201-210. Arkansas Fair Housing Act.

Section

1360.00 Residential Housing Facilities Board.

§ 1360.00 RESIDENTIAL HOUSING FACILITIES BOARD.

- 1) CREATION OF PUBLIC FACILITIES BOARD FOR GREENE COUNTY, ARKANSAS. There is hereby created a Public Facilities Board pursuant to the provisions of Ark. Stats. Ann. § 20-1701, et seq. That said Board shall be known as the Residential Housing Facilities Board of Greene County, Arkansas. That said Board shall have the powers provided for by Ark. Stats. Ann. § 20-1704. The governing body of this County may at its sole discretion, and at any time, alter or change the structure, organization, programs, or activities of the Board, including the power to terminate the Board, but no such valid action shall be effective to alter or impair contracts entered into by the Board prior to the effective date of such action.
- 2) MEMBERSHIP OF THE BOARD. The Board shall consist of five members who shall be appointed by the Greene County Judge and confirmed by the Quorum Court. The Initial Board shall serve for terms of one, two, three, four, and five years, respectively. Successor members shall be elected by a majority of the Board for terms of five years each. Each member shall qualify by taking and filing with the Clerk of the County his oath of office in which he shall swear to support the Constitution of the United States and the Constitution of the State of Arkansas and to discharge faithfully his duties in the manner provided by law. Each member shall serve until his successor is elected and qualified. In the event of a vacancy in the membership, however caused, a majority of the Board shall elect a successor member to serve the unexpired term. A member shall not be eligible for more than two terms.
- 3) ORGANIZATION OF THE BOARD. The members of the Board shall meet and organize by electing one of their members as chairman, and one as vice-chairman, one as secretary and one as treasurer, and such officers shall be elected annually thereafter in like manner. The duties of the secretary and treasurer may be performed by the same member. The Board may also appoint an executive Director who shall not be a member of the Board and who shall serve at the pleasure of the Board and receive such compensation as shall be fixed by the Board. The members of the Board shall receive no compensation for their

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

services but shall be entitled to reimbursement of expenses incurred in the performance of their duties. Any member of the Board may be removed for misfeasance, malfeasance, or willful neglect to duty by the Greene County Judge after reasonable notice of and an opportunity to be heard concerning the alleged grounds for removal.

4) **GENERAL POWERS OF THE BOARD.** The Board is hereby specifically empowered:

- a) To own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning, or otherwise deal in or dispose of residential housing facilities or any interest in such facilities, including, without limitation, leasehold interest in and loans evidenced by promissory notes and secured by real estate mortgages and/or security interest in personal properties of such facilities from the owners thereof and to make loans to mortgage lenders (as defined in the Act) to provide financing for such facilities.
- b) To issue bonds through _____; the Underwriter, to obtain funds and revenues for the accomplishment of any of the public facilities projects herein authorized, either alone or together with other available funds and revenues therefor.
- c) The Board is empowered to own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning, or otherwise deal in or dispose of facilities for securing and developing industry and other capital improvement facilities, or any interest in such facilities including, without limitation, leasehold interest in and mortgages on such facilities.
- d) The Board is further empowered to make loans to mortgage lenders as defined in A.C.A. § 14-137-106(2)(b) that maintain a principal office or place of business in this state and all insurance companies authorized to do business in this state, on the condition that the mortgage lenders use the proceeds of each loan to provide financing for either residential housing facilities for securing or developing industry, or any combination of such facilities.

5) **ADDITIONAL AUTHORITY OF THE BOARD.** The Board is hereby additionally authorized and empowered:

- a) As a body politic and corporate to have perpetual succession and to adopt bylaws, not in conflict with this Ordinance or the Public Facilities Board Act as it may, from time to time be amended, for the regulations of its affairs and the conduct of its business;
- b) To maintain an office at such place or places in Greene County, Arkansas, as the Board may designate, from time to time;
- c) To sue and be sued in its own name;

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

- d) To fix, charge, and collect rents, fees, loan repayments, interest, and charges for the use of any public facilities project or loan made in connection therewith;
 - e) To employ and pay compensation to such employees and agents, including attorneys, consulting engineers, architects, surveyors, accountants, financial experts, and others as it may in its judgment find necessary for the accomplishment of the purposes and objective for which it has been created and to fix their compensation;
 - f) To do any and all other acts and things to accomplish the public facilities projects for which it is authorized by this Ordinance and all other acts and things authorized or required by the Public Facilities Board Acts as it may, from time to time be amended, except as may be specifically limited herein and any and all other things necessary or convenient to accomplish the purposes for which the Board has been created.
- 6) **USE OF FUNDS AND REVENUES.** This Board is hereby authorized to use any available funds and revenues for the accomplishment of the public facilities projects which it is authorized to own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning, or otherwise deal in or to give or take leasehold interests in and to fund loans with respect thereto in exchange for promissory notes secured by real estate mortgages and/or security agreements in personalty from owners, users or others in connection with any such public facilities projects. Bonds may be issued by the Board in such principal amounts as shall be sufficient to pay the cost of accomplishing the public facilities projects involved; the cost of issuing the bonds, the amount necessary for reserves, if deemed desirable; the amount necessary to provide for debt service on the bonds until revenues for the payment thereof are available from other sources; and any other costs and expenditures of whatever nature incidental to the accomplishment of the public facilities involved and the placing of it in operation. Any net earnings of the Board (beyond that necessary for retirement of the indebtedness or to implement any public facilities project) shall not inure to the benefit of any person other than to Greene County, Arkansas.
- 7) **AUTHORITY WITH RESPECT TO BONDS.** This Board shall have, with respect to the issuance of bonds authorized to be issued by it, the authority and power with respect thereto set forth and contained in Ark. Stats. Ann. §§ 20-1709 through 20-1713, inclusive, which terms and provisions are hereby incorporated in this Ordinance as though herein expressly set forth, word for word, except to the extent of changes required for the provisions thereof to be consistent in the context of this Ordinance, and such additional authority as may be granted in similar provisions by amendment of the Public Facilities Board Act from time to time hereafter, except within 60 days prior to the date of each issue of obligations of the Bond, the Board shall obtain the approval of the Quorum Court of Greene County, Arkansas. All bonds of the Public Facilities Board shall be special obligation revenue bonds which shall be obligations only of the Public Facilities Board and shall not constitute an indebtedness for which the faith and credit of Greene County or any of its revenues are pledged, and the principal of and interest on the

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

bonds shall be payable from and secured by a pledge of revenue derived from the residential housing projects financed, in whole or in part, from bond proceeds and as authorized by, and in accordance with the provisions of Act 142.

- 8) **MEETINGS.** The Board shall meet upon the call of its Chairman or a majority of its members and at such times as may be specified in the bylaws for regular meetings, and a majority of its members shall constitute a quorum for the transaction of business. The affirmative vote of the majority of the members present at a meeting of the Board shall be necessary for any action taken by the Board. Any action taken by the Board may be authorized by resolution and such resolution shall take effect immediately unless a later effective date is specified in the resolution. No vacancy in the membership in the Board shall impair the right of a quorum to exercise all the rights and perform all the duties of the Board.
- 9) **RECORDS.** The Secretary shall keep a record of the proceedings of the Board and shall be custodian of all books, documents, and papers filed with the Board and of the minute book or journal of the Board and its officials seal, if any shall be adopted. The secretary may cause copies to be made of all minutes and other records and documents of the Board and may give certificates of the Board to the effect that such copies are true copies, and all persons dealing with the Board may rely upon such certificates.
- 10) **ANNUAL REPORTS.** Within the first 90 days of each calendar year, this Board shall make a written report to the Greene County Judge and Quorum Court of Greene County, Arkansas, concerning its activities for the preceding calendar year. Each such report shall set forth a complete operating and financial statement concerning its operation during the year.
- 11) **AUTOMATIC AMENDMENT.** To accomplish the specific public facilities objectives set forth above, the Board shall have such additional authority and power and may, from time to time, hereafter be authorized for Public Facilities Boards by amendments to the Public Facilities Act without additional action by this Quorum Court.
- 12) **SEVERABILITY CLAUSE.** The provisions of this Ordinance are severable. If any provision hereof shall be held to be invalid or inapplicable to any person or circumstance such holding or invalidity shall not affect the validity or applicability of the remainder of the provisions hereof.
- 13) **EMERGENCY CLAUSE.** An emergency is hereby declared to exist, and this Ordinance, being necessary for the immediate preservation of the public peace, health, safety, and welfare, shall be in full force and take effect from and after its date of passage and approval.
([Ord. 1978-022](#), passed 01-20-1978; Am. [Ord. 2003-007](#), passed 04-21-2003)

GREENE COUNTY CODE OF ORDINANCES
Chapter 13 - Urban / Rural Development

**Article V. WATERCOURSE, DRAINAGE, IRRIGATION, FLOOD
CONTROL SERVICES**

A.C.A. §§ 14-121-101-1110. Drainage Improvement Districts Generally.

A.C.A. §§ 14-117-101-427. Arkansas Irrigation, Drainage, and Watershed Improvement District Act of 1949.

A.C.A. § 14-16-112. Flood control improvements.

- (a) (1) The counties of this state are authorized and empowered to enter upon, take, and hold any lands or interest, easement or servitude therein, whether by purchase, grant, donation devise, or otherwise, that may be necessary and proper for the location, construction, operation, repair, or maintenance of any floodway, reservoir, spillway, levee or diversion, or other flood control improvements.
- (2) (A) In order to acquire such rights, easements, and servitudes, the counties are given the authority and power to condemn land or interest therein for these purposes.

(B) In the event it becomes necessary for counties to exercise the right of eminent domain, condemnation proceedings shall be instituted and conducted in the same manner as provided in §§ 18-15-304—18-15-307.
- (b) Nothing in this section shall ever be so construed or applied as to relieve the federal government of any liability or responsibility which it has assumed by the passage of the Flood Control Act of May 15, 1928, or the Flood Control Act of June 15, 1936, or any other existing law, or any law that may hereafter be passed by the Congress of the United States.

Section

Reserved.

GREENE COUNTY CODE OF ORDINANCES
Chapter 14 - Other County Services

Chapter 14: OTHER COUNTY SERVICES

Section

Reserved.

GREENE COUNTY **CODE OF ORDINANCES**
Chapter 14 - Other County Services

INDEX

ADMINISTRATION	2-1
AGRICULTURE	6-1
Insect and Weed Control.....	6-4
Licenses.....	6-4
Pesticides.....	6-4
Predator Control.....	6-4
Rodent Control.....	6-4
AIR POLLUTION	<i>See POLLUTION CONTROL</i>
AIRPORTS	12-2
Authorization	12-3
AMBULANCE	9-2
Arkansas Emergency Services Act of 1973.....	9-2
Service Improvement Districts	9-2
AMUSEMENTS	8-4
ANIMALS	7-1
Animal Control	7-5
Disposition	7-5
General.....	7-2
Dog	
Attack.....	7-2
ANIMALS - GENERAL	
Dangerous and Potentially Dangerous Dogs	7-2
ASSESSMENT	
Local Option	
Levy of .5% Tax	4-11
Levy of 1% Tax	4-8
Levy of 3.75% Tax	4-14
Special Election for .375% Tax	4-15
Special Election for .5% Tax	4-10
Special Election for 1% Tax	4-7, 4-8, 4-13
AVIATION	<i>See AIRPORTS</i>
BRIDGES	12-2
BUILDING	13-2
BURIAL.....	<i>See CEMETERY</i>
CEMETERY	8-2
Access Roads	8-2
Burial Places	8-2
CHILD SERVICES	<i>See CITIZEN SERVICES</i>
CITIZEN SERVICES	10-3
Child Services	10-3
Regional Facilities	10-3
Senior Services.....	10-3
Youth Services	10-3

Accident Prevention Program	10-3
Juvenile Detention Facilities	10-3
COMMUNITY SERVICES.....	8-1
CONSUMER EDUCATION	8-3
COUNTY FEES.....	2-60
COUNTY FUNDS.....	2-60
COUNTY JAILS	3-3
Daily Fee for Jails	3-6
Interlocal Cooperative Agreement.....	3-4
Levy of Tax.....	4-25
Populations.....	3-3
Prisoners	
Expenses	3-3
Special Election for Tax.....	4-25
Supervision	3-3
COUNTY LAW	3-19
Closing Hours for Bars Nightclubs and Clubs.....	3-20
Hazardous Driving Prohibited	3-19
COUNTY OFFICERS	2-13
Elective County Officers.....	2-13
Ethics.....	2-15
Fine Collection.....	2-15
Freedom of Information Act	2-16
Offices Included.....	2-13,
Quorum Court Administration.....	2-14
COUNTY ORGANIZATIONS	2-26
Boards	2-27
Depository Board.....	2-29
Establishment.....	2-26
Housing Authorities Act	2-29
Human Services Facilities Board.....	2-30
Public Facilities Boards Act.....	2-29
Regional Housing Authorities.....	2-29
COUNTY POLICIES	2-44
Employee/ Employment Policies	
Employment Policy.....	2-48, 2-49
General Policies	
Capital Assets.....	2-45
Collector's Office for Tax Books and Receipts	2-45
COURT COSTS.....	3-10
Additional \$20 Fine	3-15
Additional \$5 Fine	3-14
Agreement Between Greene County and Oak Grove	3-13
Court Costs.....	3-10
DOCKS,	12-7

DRAINAGE.....	13-10
Arkansas Irrigation, Drainage, and Watershed Improvement District Act of 1949	13-10
Improvement Districts	13-10
ECONOMIC DEVELOPMENT.....	13-5
Community Development Act	13-5
Grant Authorization	13-5
EDUCATION	8-15
Academic Standards.....	8-15
Quality of Education Act of 2003	8-15
EMERGENCIES.....	2-51
Arkansas Emergency Services Act of 1973.....	2-51
Natural Disasters	2-51
PLANS, SYSTEMS AND FEES	
Flooding	
Flood Damage Prevention Program.....	2-55
General	
Beaver Eradication Program	2-53, 2-55
E911 Service Charge.....	2-52
Election to fund 911 System	2-51
EMERGENCY SERVICES.....	9-1
ENTERTAINMENT HALLS	8-4
FAIR HOUSING	<i>See HOUSING</i>
FEES	<i>See COUNTY FEES</i>
FERRIES.....	12-7
Public Ferry.....	12-7
FIRE PREVENTION	9-4
Fire Protection Districts	
Establishment.....	9-5
Provisions.....	9-4
Volunteer Fire Department Dues	9-4
FIRE PREVENTION / PROTECTION	
Western Greene County Fire District	9-6
FIRE PREVENTION / PROTECTION	
Greene County Enlarging Territory	9-7
Lorado Fire District.....	9-6
Northeast Green County Fire District	9-8
FIRE PROTECTION	<i>See FIRE PREVENTION</i>
FLOOD CONTROL SERVICES	13-10
Improvements	13-10
FREEDOM OF INFORMATION ACT	<i>See COUNTY OFFICERS</i>
HISTORICAL AND NATURAL SITE SERVICES.....	8-4
Renovation	8-5
HOSPITALS	<i>See PUBLIC HEALTH</i>
HOUSING.....	13-6
Affordable Housing Accessibility Act.....	13-6

Arkansas Fair Housing Act	13-6
Residential Housing Facilities Board.....	13-6
HUMAN SERVICES.....	10-1
IRRIGATION	13-10
Arkansas Irrigation, Drainage, and Watershed Improvement District Act of 1949	13-10
JUVENILE SERVICES	9-10
LAW ENFORCEMENT	3-1
Policies	3-2
LIBRARIES	8-4
Establishment.....	8-4
Librarian.....	8-4
Maintenance	8-4
Operation.....	8-4
Regional Library System	8-5
LIBRARIES, MUSEUMS, AMUSEMENTS, ENTERTAINMENT HALLS, HISTORICAL AND NATURAL SITE SERVICES	
Interlocal Agreement for Library	8-9
Libraries	
Library Department.....	8-6
LIVESTOCK	6-1
Fairs.....	6-2
Inspection.....	6-3
Protection	6-3
Sales	6-2
Shows	
Adjoining Counties	6-2
Joint.....	6-2
MARINE SERVICES	12-7
MEMORIAL.....	<i>See CEMETERY</i>
MISC. SERVICES	14-1
MUSEUMS	8-4
Establishment.....	8-5
NATURAL SITE SERVICES	<i>See HISTORICAL AND NATURAL SITE SERVICES</i>
NURSING HOMES.....	<i>See PUBLIC HEALTH</i>
OFFICE OF EMERGENCY MANAGEMENT	9-3
PARKING.....	12-8
Authority	12-8
PARKS AND RECREATION.....	8-14
Expenditures	8-14
Parks and Recreational Areas	8-14
PERSONNEL	<i>See COUNTY OFFICERS</i>
PESTICIDES	<i>See INSECT AND WEED CONTROL</i>
PLANNING	13-3
Unincorporated Areas	13-3
Zoning	13-3

Board.....	13-3
POLLUTION CONTROL	10-2
Arkansas Water and Air Pollution Control Act	10-2
PUBLIC HEALTH	10-5
County Health Officer.....	10-5
Health Departments	
Establishment.....	10-6
Nursing Homes	
Maltreatment Act	10-6
PUBLIC RECORDS	5-1
PUBLIC TRANSPORTATION.....	<i>See</i> TRANSPORTATION
PUBLIC WORKS	11-1
QUORUM COURT	2-2
Authority to Establish	2-2
Designating a Secretariat	2-8
Juror Pay	2-9
Powers.....	2-3
Procedures.....	2-2
Regulating the Participation.....	2-5
Time and Place of Meetings	2-4
RECYCLING.....	11-10
REHABILITATION SERVICES	<i>See</i> SOCIAL SERVICES
ROADS	12-1, 12-2
Construction.....	12-2
Fund	12-2
Maintenance.....	12-2
ROADS, BRIDGES, AIRPORTS, AVIATION	
Road and Bridge Improvement Plan.....	12-3
RURAL DEVELOPMENT	<i>See</i> URBAN DEVELOPMENT
SANITARY SEWERS.....	<i>See</i> SEWERS
SENIOR SERVICES	<i>See</i> CITIZEN SERVICES
SEWAGE TREATMENT.....	11-13
Waterworks Facilities	11-13
SEWERS.....	11-12
SOCIAL SERVICES	10-8
Human Services	
Offices.....	10-8
Rehabilitation Services	
Rehabilitation Act of Arkansas	10-8
SOLID WASTE	11-2
Aid Fund	11-3
Boards	11-3
Management Systems	11-2
Regional Districts.....	11-3
SOLID WASTE COLLECTION / DISPOSAL	

Waste Requirement	11-4
STORM SEWERS	<i>See</i> SEWERS
TAX	
Administration	4-2
Assessment.....	4-3
Dates Due and Payable	4-4
Levying Taxes.....	4-3
Sales and Use Tax.....	4-3
Rebates	4-4
Collection.....	4-28
TAXES.....	4-1
TRANSPORTATION.....	<i>See</i> ROADS
Public	12-9
Public Transit System	12-9
URBAN DEVELOPMENT	13-1
UTILITY SERVICES	11-11
WATER DISTRIBUTION	11-14
WATER POLLUTION.....	<i>See</i> POLLUTION CONTROL
WATER SUPPLY	11-14
WATERCOURSE.....	13-10
WEED CONTROL	<i>See</i> AGRICULTURE
WHARVES.....	12-7
YOUTH SERVICES.....	<i>See</i> CITIZEN SERVICES
ZONING	<i>See</i> PLANNING