

**ADMINISTRATIVE PLAN
FOR THE
NINETEENTH-EAST (19-E) JUDICIAL CIRCUIT**

Pursuant to Administrative Order Number 14, the following administrative plan for the Nineteenth-East (19th E) Judicial Circuit is submitted to the Arkansas Supreme Court:

Introduction and Background

The 19th E Judicial Circuit consists of Carroll County. Carroll County is divided into two separate districts – the Eastern district, with a county courthouse in Berryville, and the Western District, with a county courthouse in Eureka Springs. The 19th E is a one-judge judicial circuit in which the judge hears all cases, and the one judge is the administrative judge of the circuit.

Specialty Courts

The 19th E Judicial Circuit operates a drug court program.

A. Description of Program and How it Operates

The 19th E Judicial Circuit operates a Drug Court in Carroll County. The program is post-adjudication. All participants enter pleas to either regular probation or under ACT 346. A part of the plea is their specific agreement to complete the Drug Court program. Following the plea, participants sign an agreement which details Drug Court requirements. Failure to comply with those requirements may result in sanctions ranging from additional community service hours, jail time or a term at the Department of Community Correction. Continued violation may result in a petition to revoke probation handled in the usual course.

B. Statutory Authority

The 19th E Judicial Circuit Drug Court program is pursuant to A.C.A. § 16-98-301 *et seq.*

C. Certification

The 19th E Judicial Drug Court program conforms to all applicable sentencing laws includes fines, fees, court costs and probation assessments.

D. Description of Program's Use of Court Resources

The 19th E Judicial Circuit Drug Court involves one counselor and one probation officer provided by the Department of Community Corrections. The "team" consists of these DCC employees, the Prosecuting Attorney, the Chief Public Defender and the Circuit Judge. The team meets regularly to review participants compliance, potential new entrants and potential sanctions. Each participant appears before the court on a monthly basis to review in the program.

E. Source of Funding

In addition to the funding necessary for the "team" as outlined above, program expenses are provided from the assessments on each participant ("drug court fee") and any available treatment funding from AOC or DCC.

District Courts

ADMINISTRATIVE ORDER NO. 18 REFERRALS FROM CIRCUIT COURT.

Has the circuit court referred matters pursuant to Administrative Order No. 18 to be heard by a state district judge?

☒ Yes

☐ No

Participating State District Judges — Assignment and Allocation of Cases

The state district judges participating in referrals from the circuit court include:

<u>Name</u>	<u>District Court Judicial District</u>	<u>Assignment and Allocation of Cases</u>
Judge Dale Ramsey	3 rd District	100% of Referrals to State District Court Judge

Matters Subject to Reference

The following matters are referred from circuit court to state district court and have been included in the administrative plan for the circuit court and the administrative plan for the district court:

☐ **Consent Jurisdiction.** Upon the consent of all parties and approval by the circuit judge originally assigned, the following types of cases are referred from circuit court:

- ☐ Civil
- ☐ Domestic Relations
- ☐ Probate

☐ **Protective Orders.**

☐ **Forcible Entry and Detainers / Unlawful Detainer.**

☐ **Other Matters of an Emergency or Uncontested Nature Pending in Civil, Domestic Relations or Probate Division.** *Please provide detailed information regarding the types of matters that will be referred and where these matters will be heard below.*

<u>Type of Other Matters</u>	<u>Location</u>
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☐ **Other Matters, if Justification for the Reference and Procedures to be Employed are Sufficiently Demonstrated in the Circuit Court Administration Plan Pursuant to Administrative Order No. 14.** *Please provide detailed information regarding the types of matters that will be referred and where these matters will be heard below.*

Type of Other Matters

Location

☒ **Criminal.** The following duties are referred with respect to an investigation or prosecution of an offense lying within the exclusive jurisdiction of the circuit court:

- ☒ Issue Search Warrant Pursuant to Rule 13.1
- ☒ Issue Arrest Warrant Pursuant to Rule 7.1 or A.C.A. §16-81-104
- ☒ Issue Summons Pursuant to Rule 6.1
- ☒ Reasonable Cause Determinations Pursuant to Rule 4.1 (e)
- ☒ Conduct First Appearance Pursuant to Rule 8.1
- ☒ Appoint Counsel Pursuant to Rule 8.2
- ☒ Inform Defendant Pursuant to Rule 8.3
- ☐ Accept Plea of "Not Guilty" or "Not Guilty by Reason of Insanity"
- ☒ Conduct Pretrial Release Inquiry Rules 9.1, 9.2 and 9.3
- ☐ Conduct Preliminary Hearing Pursuant to A.C.A. §16-93-307

Digital Audio Recording Equipment
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Is digital audio recording equipment utilized to make a verbatim record of matters referred from the circuit court?

☐ Yes

☒ No

Specialty Court Dockets or Programs

Does a district court judge preside over a circuit court specialty court program?

☐ Yes

☒ No

The following circuit court specialty courts are conducted by a district judge:

Type of Specialty Court

Location

Not Applicable.

- a. Type of specialty docket and description of its operation:
- b. Statutory or legal authority on which it is based:
- c. Certification of compliance with all applicable sentencing laws, including assessment, collection and remittance of fines, fees, court costs, probation fees.
- d. Use of court resources. *[Describe the court team including prosecuting attorneys, public defenders, and health professionals; that each has been consulted in setting up the program and its operation; scheduling has been coordinated; and the necessary resources are available.]*
- e. Sources of funding:

District Court Administrative Plans

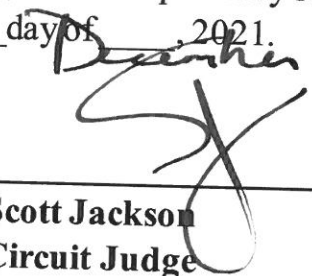
The following district court administrative plans are appended for submission to the supreme court:

- ☒ 3rd District – Carroll County (and Madison County)

Effective Date

The effective date of this Administrative Plan is January 1, 2022.

This Administrative Plan is adopted and respectfully submitted to the
Arkansas Supreme Court on this 17th day of December, 2021.



Scott Jackson
Circuit Judge
19-E Judicial Judge