

Act 47 of the 1989 Regular Session.

Act 47

HB1209

By: Representatives Willems, McJunkin and Calhoun

"AN ACT TO AMEND THE TITLE AND PURVIEW OF THE ARKANSAS LOCAL  
GOVERNMENTAL COMPLIANCE ACT, ARKANSAS CODE ANNOTATED  
10-4-301 AND 10-4-304; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Annotated 10-4-301 is hereby amended to read as follows:

"10-4-301. Title. This subchapter shall be know as the 'Arkansas Governmental Compliance Act.'"

SECTION 2. Arkansas Code Annotated 10-4-304 is hereby amended to read as follows:

"10-4-304. Laws within purview of subchapter. The fiscal management laws coming within the purview of this subchapter are as follows:

- (1) Sections 14-25-101 - 14-25-115;
- (2) Sections 14-22-101 - 14-22-115;
- (3) Section 14-16-105(b)-(e);
- (4) Section 26-39-201;
- (5) Section 26-35-1001;
- (6) Section 26-28-111(a);
- (7) Section 14-14-101 et seq.;
- (8) Sections 14-59-101 - 14-59-116;
- (9) Sections 16-10-201 - 16-10-210;
- (10) Section 22-9-203(a) and (b);
- (11) Section 16-92-110;
- (12) Sections 26-79-104(b) and 27-70-207(b);
- (13) Arkansas Constitution, Amendment 13;
- (14) Sections 14-237-101 - 14-237-113;
- (15) Sections 6-13-618, 6-17-910, 6-17-912, 6-17-913, 6-17-918, and 6-17-919;
- (16) Sections 19-1-401 - 19-1-405;
- (17) Sections 19-4-101 - 19-4-2004;
- (18) Sections 19-11-201 - 19-11-259;
- (19) Sections 21-4-201 - 21-4-213;
- (20) Sections 21-5-101 - 21-5-105;
- (21) Sections 21-5-201 - 21-5-218;
- (22) Sections 6-20-101 - 6-20-1515;
- (23) Sections 6-21-101 - 6-21-608."

SECTION 3. Arkansas Code Annotated 10-4-309(a) is hereby amended to read as follows:

"(a) In such cases where compliance has not been obtained by the public servant within the above-given time periods, the Committee shall notify the respective prosecuting attorney of each public servant and the prosecuting attorney shall conduct an investigation into the transactions coming within the fiscal management laws contained in 10-4-304 as to the public servant's compliance with the laws as they related to the public servant's functions

within a state agency, institution, department, board, commission, bureau, or within a county, municipality, or school district."

SECTION 4. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions of the Act which can be given effect without the invalid provisions or applications, and to this end the provisions of this Act are declared to be severable.

SECTION 5. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

APPROVED: February 13, 1989

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