

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Representative Mike Wilson**

**A BILL ACT 758 OF 1991**  
**HOUSE BILL 1436**

**For An Act To Be Entitled**

8 "AN ACT TO CREATE ADDITIONAL EMPLOYEES FOR THE SIXTH  
9 JUDICIAL DISTRICT PROSECUTING ATTORNEY; AND FOR OTHER  
10 PURPOSES."

11  
12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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14 SECTION 1. Subchapter 11 of Chapter 21 of Title 16 of the Arkansas Code  
15 is hereby amended by inserting an additional section at the end thereof to  
16 read as follows:

17 "16-21-1108. (a) Effective February 1, 1991, the Prosecuting Attorney  
18 of the Sixth Judicial District shall have the power to appoint the following  
19 employees *if the prosecutor receives a grant award therefor*, without  
20 confirmation of any court or tribunal, at such salaries as are indicated  
21 below, or as are authorized in grants awarded from the Arkansas Department of  
22 Finance and Administration (DFA), Office of Intergovernmental Services (IGS),  
23 Arkansas Drug Law Enforcement Program (DLEP):

24 Deputy Prosecuting Attorney (DTF Chief)	\$37,075
25 Deputy Prosecuting Attorney	31,293
26 Deputy Prosecuting Attorney	32,000
27 Law Enforcement Agent in Charge	33,903
28 Law Enforcement Investigation Agent	18,000
29 Law Enforcement Agent Asset Recovery Accountant	32,085
30 Law Enforcement Drug Abatement Agent	25,000
31 Administrative Assistant	19,200
32 Secretary	15,080

33 (b) The positions created in subsection (a) of this section shall be in  
34 addition to those created by Arkansas Code Annotated sections 16-21-113 and  
35 16-21-1102, and other Arkansas Code provisions. In the event additional  
36 funding becomes available, the Prosecuting Attorney may employ such additional

1 employees and have expense allowances as are authorized in the DFA, IGS, DLEP  
2 grant awards.

3 (c) Any law enforcement agent positions created in subsection (a) of  
4 this section who are assigned to the Sixth Judicial District Prosecutor's  
5 Regional Interdiction Drug Enforcement (PRIDE) Task Force from their  
6 respective law enforcement agencies shall be treated as an employee of their  
7 respective law enforcement agency for administrative and fringe benefit  
8 purposes. All law enforcement agent positions shall have peace officer  
9 jurisdiction throughout the Sixth Judicial District, and may serve process  
10 issuing out of all courts within the State.

11 (d) The Prosecuting Attorney for the Sixth Judicial District shall  
12 administer its DLEP grant from DFA, IGS. Expenditures may be made only for  
13 purposes of the grant. All monies *from the grant* are appropriated on a  
14 *continuing basis and are subject to* Arkansas Code Annotated Section 10-4-209,  
15 the Prosecuting Attorney's Financial Management System. It is the explicit  
16 legislative intent that nothing in this Act shall be construed to decrease,  
17 supplant or be substituted for employee positions, salaries, or expenses, nor  
18 maintenance and operation expenses or capital equipment expenditures which the  
19 Sixth Judicial District Prosecuting Attorney's Office will receive through  
20 quorum court appropriation from and after February 1, 1991."

21

22 SECTION 2. All provisions of this Act of a general and permanent nature  
23 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
24 Revision Commission shall incorporate the same in the Code.

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26 SECTION 3. If any provision of this Act or the application thereof to  
27 any person or circumstance is held invalid, such invalidity shall not affect  
28 other provisions or applications of the Act which can be given effect without  
29 the invalid provision or application, and to this end the provisions of this  
30 Act are declared to be severable.

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32 SECTION 4. All laws and parts of laws in conflict with this Act are  
33 hereby repealed.

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35 SECTION 5. EMERGENCY. It is hereby found and determined by the General

1 Assembly that there is an urgent need for additional personnel to fight the  
2 war on drugs. Therefore, an emergency is hereby declared to exist and this  
3 Act being necessary for the preservation of the public peace, health and  
4 safety shall be in full force and effect from and after its passage and  
5 approval.

6 */s/ Mike Wilson*

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8 APPROVED: 3/26/91

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