

*As Engrossed: 1/17/91 2/26/91*

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

# A Bill

**HOUSE BILL 1148**

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 10-3-502 THROUGH 10-3-506  
9 TO PROVIDE FOR SELECTION OF ALTERNATE MEMBERS OF THE JOINT  
10 BUDGET COMMITTEE; AND FOR OTHER PURPOSES."

11

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

13

14 SECTION 1. Arkansas Code 10-3-502 is hereby amended to read as follows:  
15 "10-3-502. Creation.

16 In each biennial session of the General Assembly there shall be a Joint  
17 Budget Committee of the General Assembly which shall be composed of twenty-  
18 four (24) members, twelve (12) of whom shall be members of the Arkansas Senate  
19 and twelve (12) of whom shall be members of the House of Representatives.  
20 There shall be one (1) alternate member for each member. The Senate members  
21 and the House members and their alternates shall be selected in the manner  
22 provided in §§ 10-3-503 and 10-3-504."

23

24 SECTION 2. Arkansas Code 10-3-504(a) and (b) are hereby amended to read  
25 as follows:

26 "(a) The members of the House of Representatives to be appointed to  
27 serve on the Joint Budget Committee at each biennial regular session of the  
28 General Assembly and their alternates shall be appointed by the Speaker-  
29 designate of the House of Representatives. These appointments shall be made on  
30 or before October 1 preceding the convening of the regular biennial session of  
31 the General Assembly.

32 (b) In appointing the House members of the Joint Budget Committee, the  
33 Speaker-designate shall appoint at least one (1) House member of the committee  
34 from each of the six (6) congressional districts as established in Acts 1951,  
35 No. 297 [repealed]. The Speaker-designate shall, at the time of appointing

1 the members, appoint one alternate member for each member, with at least one  
2 alternate to be appointed from each of those six congressional districts."

3

4 SECTION 3. Arkansas Code 10-3-506 is hereby amended to read as follows:

5 "10-3-506. Vacancies - House members.

6 (a) In the event a vacancy occurs due to death, resignation, failure  
7 of a member or alternate to qualify as a candidate for election to the House,  
8 defeat in a primary or general election, or other cause, the vacancy shall be  
9 filled by appointment by the Speaker of the House of Representatives of a  
10 member then serving as a member of the House of Representatives who is, from  
11 the facts then known, to be a member of the House of Representatives in the  
12 next regular session.

13 (b) If a vacancy occurs in a House member position or alternate  
14 position of the Joint Budget Committee for any reason after the convening of  
15 the regular biennial session of the General Assembly, the vacancy shall be  
16 filled by appointment of the Speaker of the House then serving as Speaker."

17

18 SECTION 4. *Twelve (12) members of the Senate shall be selected to serve  
19 as alternates to the twelve (12) Senate members of the Joint Budget Committee.*

20 *The Senators residing within the territory of each of the six (6)  
21 congressional districts established by Act 297 of 1951 shall caucus and select  
22 one (1) of their number to serve as the alternate to the Joint Budget  
23 Committee member selected by the caucus and one (1) of their number to serve  
24 as the alternate to the Joint Budget Committee member selected by seniority  
25 and whose seniority, when compared to the seniority of the other Joint Budget  
26 Committee members who were selected by seniority, is the same number as the  
27 number of the congressional district, unless there are not enough Senators  
28 residing within any district to fill all alternate positions, in which case  
29 the Senators residing within that congressional district shall notify the  
30 Secretary of the Senate that they are unable to fill the alternate position  
31 for the member selected by seniority, and at that time the Secretary of the  
32 Senate shall notify the caucus with the largest membership and that caucus  
33 shall select one or more of its number to fill the alternate position from the  
34 other congressional district.*

35

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

4  
5 SECTION 6. If any provision of this act or the application thereof to  
6 any person or circumstance is held invalid, such invalidity shall not affect  
7 other provisions or applications of the act which can be given effect without  
8 the invalid provision or application, and to this end the provisions of this  
9 act are declared to be severable.

10  
11 SECTION 7. All laws and parts of laws in conflict with this act are  
12 hereby repealed.

13  
14 SECTION 8. EMERGENCY. *It is hereby found and determined by the General*  
15 *Assembly that it is immediately necessary to provide by law for the*  
16 *appointment of alternate members to the House Joint Budget Committee and that*  
17 *until this Act goes into effect such appointments cannot be made. Therefore,*  
18 *an emergency is hereby declared to exist and this Act being immediately*  
19 *necessary for the preservation of the public peace, health and safety shall be*  
20 *in full force and effect from and after its passage and approval.*

21 /s/ J. P. Capps

22  
23  
24  
25  
26  
27  
28  
29  
30