

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Gibson**

A Bill

HOUSE BILL 1602

For An Act To Be Entitled

8 "AN ACT TO AMEND SECTION 3 OF ACT 1097 OF 1985 CONCERNING
9 THE SALARY OF THE DEPUTY PROSECUTING ATTORNEY OF THE TENTH
10 JUDICIAL CIRCUIT; AND FOR OTHER PURPOSES."

Subtitle

13 "AN ACT CONCERNING THE SALARY OF THE DEPUTY PROSECUTING
14 ATTORNEY OF THE TENTH JUDICIAL CIRCUIT."

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

18 SECTION 1. Section 3 of Act 1097 of 1985 is amended to read as follows:

19 "SECTION 3. (a) The Prosecuting Attorney of the Tenth Judicial Circuit
20 may, with the approval of the quorum courts of the respective counties in the
21 Tenth Judicial Circuit, select and employ one (1) Deputy Prosecuting Attorney
22 who shall be a full-time employee and who shall not engage in the private
23 practice of law. The geographic jurisdiction of the full-time Deputy
24 Prosecuting Attorney provided for by this Section shall be the same as that of
25 the Prosecuting Attorney for the Tenth Judicial Circuit. The annual salary of
26 the full-time Deputy shall be paid by the five (5) counties comprising the
27 Tenth Judicial Circuit in the following percentages:

COUNTY	PERCENTAGE
Ashley	29%
Bradley	10%
Chicot	23%
Desha	23%
Drew	15%

1 (b) (1) The annual salary of this Deputy shall be set by the Quorum
2 Courts of the five (5) counties in the Circuit, after consulting with the
3 Prosecuting Attorney, but shall in no case be less than *twenty-two thousand*
4 *dollars (\$22,000)*, unless a lesser amount is recommended by the Prosecuting
5 Attorney, nor more than thirty-five thousand dollars (\$35,000). In addition
6 to said salary, the respective counties shall share Social Security, matching
7 retirement, insurance, and all related salary expenses shall be shared on a
8 pro-rata basis by each county in the aforementioned percentages on a monthly
9 basis. Said salary, Social Security, matching retirement, and all related
10 salary expenses shall be paid on a monthly basis by Ashley County. At the end
11 of each quarter, the other four (4) counties in the Tenth Judicial Circuit
12 shall reimburse Ashley County based on the percentages provided for herein.

13 (2) The Prosecuting Attorney may supplement the salary and salary
14 expenses of the Deputy Prosecuting Attorney from the Hot Check Fund or the
15 Drug Forfeiture Fund. However, the total salary shall not exceed the maximum
16 salary of thirty-five thousand dollars (\$35,000)."

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

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22 SECTION 3. If any provision of this act or the application thereof to
23 any person or circumstance is held invalid, such invalidity shall not affect
24 other provisions or applications of the act which can be given effect without
25 the invalid provision or application, and to this end the provisions of this
26 act are declared to be severable.

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28 SECTION 4. All laws and parts of laws in conflict with this act are
29 hereby repealed.

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/s/B. Gibson

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