

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Second Extraordinary Session, 1994**  
4 **By: Representative McJunkin**

# A Bill

Call Item 4

**HOUSE BILL**

## For An Act To Be Entitled

"AN ACT TO CREATE A COMMISSION TO ESTABLISH NINE JUVENILE  
DETENTION FACILITIES DISTRICTS; AND FOR OTHER PURPOSES."

### Subtitle

"TO CREATE A COMMISSION TO ESTABLISH  
NINE JUVENILE DETENTION FACILITIES  
DISTRICTS"

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

SECTION 1. (a) There is hereby created a Commission to establish nine districts, consisting of not more than nine (9) counties each, to be known as Juvenile Detention Facility Districts so that a site for a Juvenile Detention Facility can be centrally located within each district to serve the district's cities and counties, the members of which shall be appointed by the Governor.

(b) The Commission membership shall consist of nine (9) persons as follows:

- (1) One (1) member of the Arkansas Senate;
- (2) One (1) member of the Arkansas House of Representatives;
- (3) Two (2) county judges;
- (4) Two (2) mayors;
- (5) Two (2) citizens at large;
- (6) One (1) member of the Governor's staff.

(c) A member of the Commission shall continue to serve until he or she no longer wishes to serve or no longer qualifies to represent the position for which he or she was appointed. Any vacancy shall be filled by appointment by the Governor with another qualifying member.

(d) Members of the Commission who are state employees shall serve

1 without compensation but may be reimbursed for expenses and travel by their  
2 employing agency in the maximum amounts prescribed by the Department of  
3 Finance and Administration for state employees.

4 (e) Legislative members of the Commission shall be entitled to per diem  
5 and mileage at the same rate authorized by law for attendance at meetings of  
6 joint interim committees of the General Assembly and to be paid from funds  
7 appropriated for that purpose.

8 (f) Other members of the Commission shall serve without compensation but  
9 shall be entitled to be reimbursed for expenses and travel in the maximum  
10 amounts allowed for state employees as prescribed by the Department of Finance  
11 and Administration.

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13 SECTION 2. (a) The Commission shall be charged with establishing and  
14 naming nine (9) Juvenile Detention Facility districts consisting of no more  
15 than nine (9) contiguous counties each in which a centrally located Juvenile  
16 Detention Facility may be constructed which will dramatically reduce the costs  
17 involved in transporting juveniles to and from detention facilities and shall  
18 submit its report and legislation officially creating the districts to the  
19 80th General Assembly of the Arkansas Legislature meeting in regular session.

20 (b) The Commission shall expire on March 31, 1995.

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22 SECTION 3. (a) After legislation officially creating the nine (9)  
23 Juvenile Detention Facility Districts passed by the 80th General Assembly of  
24 the Arkansas Legislature meeting in regular session becomes effective, there  
25 shall be established a Juvenile Detention Facility District Board in each of  
26 the nine (9) districts consisting of one (1) county representative and one (1)  
27 city representative from each county in the district. The Quorum Court of each  
28 county within the district shall make the appointments, the city  
29 representative being selected from a list of three (3) nominees submitted to  
30 the Quorum Court from the Mayors of the first-class cities within the county.  
31 The members of the board shall serve at the will of the Quorum Court which  
32 appointed them.

33 (b) The district boards shall be charged with selecting the site of a  
34 juvenile detention facility within the district and coordinating their efforts  
35 with those of state officials in having a juvenile detention facility built

1 within the district or an appropriate existing facility purchased and  
2 renovated with state funds to be appropriated by the 80th General Assembly of  
3 the Arkansas Legislature meeting in regular session or such other funds as may  
4 be available from any source. Once the juvenile detention facility is built  
5 or renovations completed, the board shall develop a method whereby the  
6 counties and cities within the district shall share the cost of its operation,  
7 staffing and maintenance.

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9 SECTION 4. All provisions of this act of a general and permanent nature  
10 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
11 Revision Commission shall incorporate the same in the Code.

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13 SECTION 5. If any provision of this act or the application thereof to  
14 any person or circumstance is held invalid, such invalidity shall not affect  
15 other provisions or applications of the act which can be given effect without  
16 the invalid provision or application, and to this end the provisions of this  
17 act are declared to be severable.

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19 SECTION 6 All laws and parts of laws in conflict with this act are  
20 hereby repealed.

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22 SECTION 7. EMERGENCY. It is hereby found and determined by the General  
23 Assembly that a need exists to provide additional juvenile detention  
24 facilities within the state of Arkansas and, therefore, to develop districts  
25 of contiguous counties to locate juvenile detention facilities in order to  
26 dramatically reduce the costs involved in transporting juveniles to and from  
27 those detention facilities within the state. Therefore, an emergency is  
28 hereby declared to exist and this act being necessary for the preservation and  
29 protection of the public peace, health and safety shall be in full force and  
30 effect from and after its passage and approval.

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