

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

A BILL ACT 427 OF 1991
HOUSE BILL 1790

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7 **For An Act To Be Entitled**

8 "AN ACT TO PRESCRIBE THE COMPENSATION OF THE DEPUTY
9 PROSECUTING ATTORNEY FOR NEVADA COUNTY; AND FOR OTHER
10 PURPOSES."

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

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14 SECTION 1. The Prosecuting Attorney of the Eighth Judicial District of
15 Arkansas shall be entitled to appoint one (1) Deputy Prosecuting Attorney for
16 Nevada County, which appointment shall be subject to approval by the Judges of
17 the Circuit Court of the Eighth Judicial District of Arkansas.

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19 SECTION 2. The Deputy Prosecuting Attorney of Nevada County shall be
20 paid a salary of not less than twelve thousand dollars (\$12,000) nor more than
21 forty thousand dollars (\$40,000) per annum, from an appropriation to be made
22 by the Quorum Court of Nevada County, and paid to said Deputy Prosecuting
23 Attorney in equal monthly installments from the County General Fund of Nevada
24 County.

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26 SECTION 3. In addition to the salary provided for in Section 2 of this
27 Act, the Deputy Prosecuting Attorney of Nevada County shall be paid the sum of
28 not less than five thousand dollars (\$5,000) per annum for and as an office
29 expense allowance, to be set, subject to such minimum, by the Quorum Court of
30 Nevada County, and paid to said Deputy Prosecuting Attorney in equal monthly
31 installments from the County General Fund of Nevada County. Said office
32 expense allowance shall be used by said Deputy Prosecuting Attorney to help
33 defray the expense of maintaining his office, including expenses for
34 secretarial hire, postage, office supplies, office equipment, stationery,
35 telephone and other utility expenses, and occupancy costs for maintaining
36 office space.

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2 SECTION 4. In the event the Deputy Prosecuting Attorney of Nevada
3 County, rather than the City Attorney for the City of Prescott, shall attend
4 to and prosecute cases on the City of Prescott Docket in the Municipal Court
5 of Prescott, then the Deputy Prosecuting Attorney shall also receive such
6 additional compensation as is established by Ordinance of the Prescott City
7 Council for the prosecution of cases on the City of Prescott Docket by the
8 Deputy Prosecuting Attorney.

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10 SECTION 5. The provisions of this Act shall be retroactive to January
11 1, 1991.

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13 SECTION 6. All provisions of this Act of a general and permanent nature
14 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
15 Revision Commission shall incorporate the same in the Code.

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17 SECTION 7. If any provision of this Act or the application thereof to
18 any person or circumstance is held invalid, such invalidity shall not affect
19 other provisions or applications of the Act which can be given effect without
20 the invalid provision or application, and to this end the provisions of this
21 Act are declared to be severable.

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23 SECTION 8. (a) Act 654 of 1987 is hereby repealed.

24 (b) All laws and parts of laws in conflict with this Act are hereby
25 repealed.

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27 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
28 General Assembly that the compensation of the Deputy Prosecuting Attorney for
29 Nevada County is not adequately set out in the law, and that this Act is
30 necessary for the efficient administration of justice. Therefore, an
31 emergency is hereby declared to exist and this Act being immediately necessary
32 for the preservation of the public peace, health and safety shall be in full
33 force and effect from and after its passage and approval.

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APPROVED: 3-11-91

