

As Engrossed: 1/26/95

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Representatives Harris, Argue, & Malone**

A Bill

ACT 285 OF 1995
HOUSE BILL 1224

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 16-93-201 TO PROVIDE THAT
9 THE POST PRISON TRANSFER BOARD WILL BE COMPOSED OF FIVE
10 FULL-TIME MEMBERS AND TWO PART-TIME MEMBERS INSTEAD OF
11 THREE FULL-TIME MEMBERS AND FOUR PART-TIME MEMBERS; AND
12 FOR OTHER PURPOSES."

Subtitle

15 "TO PROVIDE THAT THE POST PRISON
16 TRANSFER BOARD WILL BE COMPOSED OF FIVE
17 FULL-TIME MEMBERS AND TWO PART-TIME
18 MEMBERS INSTEAD OF THREE FULL-TIME
19 MEMBERS AND FOUR PART-TIME MEMBERS."

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

23 *SECTION 1. Arkansas Code 16-93-201 is amended to read as follows:*

24 *"16-93-201. Creation - Members.*

25 *(a) There is hereby created the Post Prison Transfer Board to be*
26 *composed of seven (7) members to be appointed, from the state at-large, by the*
27 *Governor and confirmed by the Senate. Five (5) members shall be full-time*
28 *officials of this state, one of which shall be designated by the Governor as*
29 *the chairman of the Board. The terms of office of two (2) of the four (4)*
30 *part-time members serving on January 1, 1995, shall expire on the effective*
31 *date of this 1995 act. The Governor shall designate the two (2) members whose*
32 *terms shall expire and shall appoint two (2) full-time members to replace*
33 *them. Members shall serve seven (7) year terms except that the terms shall be*
34 *staggered by the Governor so that the term of one member expires each year.*

35 *(b) If any vacancy shall occur on the Post Prison Transfer Board prior*
36 *to the expiration of a term, the Governor shall fill the vacancy for the*

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1 remainder of the unexpired term, subject to confirmation by the Senate at its
2 next regular session.

3 (c) The two (2) part-time members of the Post Prison Transfer Board shall
4 receive the same amount per day as is paid to the members of the Arkansas
5 Board of Correction and Community Punishment for each day they are actually
6 engaged in attending the official board meetings or official board business.
7 In addition, those two (2) members shall be entitled to be compensated for
8 actual expenses incurred in the attendance of such meetings or business and
9 shall be entitled to be compensated for mileage at the same rate authorized by
10 state travel regulations for state employees for each mile traveled in
11 attending official board meetings or board business.

12 (d) Four (4) members of the Post Prison Transfer Board shall constitute
13 a quorum."

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

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

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

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29 SECTION 5. EMERGENCY. It is hereby found and determined by the General
30 Assembly that the Post Prison Transfer Board is presently composed of four
31 part-time members and three full-time members; that the workload of the Board
32 dictates that more full-time members are necessary; that this bill increases
33 the number of full-time members to five; and that the change in the
34 composition of the Board should occur as soon as possible in order for it to
35 properly carry out its duties. Therefore, an emergency is hereby declared to

1 exist, and this act being immediately necessary for the preservation of the
2 public peace, health, and safety shall be in full force and effect from and
3 after its passage and approval.

4 */s/Rep. Harris, et al*

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6 APPROVED: 2-13-95

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