

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**

A Bill

ACT 899 OF 1995
SENATE BILL 803

4 **By: Senators Scott, Edwards, and Smith**

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For An Act To Be Entitled

8 "AN ACT TO CREATE THE INTERGOVERNMENTAL JUVENILE DETENTION
9 COUNCIL TO ADMINISTER AND SUPERVISE THE OPERATION OF THE
10 JUVENILE DETENTION FACILITY TO BE LOCATED IN THE TENTH
11 JUDICIAL DISTRICT; TO PRESCRIBE THE AUTHORITY AND
12 RESPONSIBILITY OF THE COUNCIL; AND FOR OTHER PURPOSES."

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Subtitle

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

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SECTION 1. There is hereby created the Intergovernmental Juvenile Detention Council of the Tenth Judicial District, hereinafter referred to as the Council. The Council shall be composed of the county judge of each of the five counties comprising the district, the prosecuting attorney of the district, and one municipal mayor from each of the five counties. The mayor member from each county shall be selected by majority vote of all the mayors of incorporated cities and towns in the county. The members of the Council shall select from their number a chairperson, vice chairperson and such other officers of the Council as it deems appropriate. The Council shall meet at least semiannually and at such other times as it shall deem necessary to carry out its powers, functions and duties.

SECTION 2. A majority of the full membership of the Council shall constitute a quorum for doing business. An affirmative vote of a majority of the membership shall be necessary to take any action. Members of the Council shall serve without compensation but may be reimbursed for actual expenses incurred in carrying out their official duties.

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SECTION 3. The Council shall have the following powers and duties:

(a) To receive funds from the State of Arkansas, the U. S. Government, and any other source whatsoever, to be used for the construction, maintenance and operation of a juvenile detention facility in the Tenth Judicial District, hereinafter referred to as the detention facility.

(b) To take title to, serve as custodian of, and to manage and operate the detention facility or to contract for its operation.

(c) To receive funds from the resident school districts of juveniles committed to the detention facility to be used for the education of juveniles in the facility.

(d) To seek additional funds for the expansion, maintenance and operation of the detention facility and for programs and activities at the facility through gifts, grants, and donations from any and all public and private sources and to administer and disburse all funds received for the construction, expansion, maintenance and operation of the detention facility and for all programs and activities of the facility.

(e) To cooperate and coordinate with the regional jail in the Tenth Judicial District with respect to feeding inmates, providing laundry services to inmates, maintenance of facilities at the regional jail and the juvenile detention facility, purchase of supplies, and such other services and purchases as the Council and the officials of the regional jail feel appropriate.

(f) To cooperate and contract with any and all educational institutions in the area for providing education resources for inmates at the detention facility.

(g) To contract with any and all health providers in the area including the Arkansas Department of Health for providing health services to inmates of the detention facility.

(h) To establish a schedule of fees or charges to be billed to the various political subdivisions for the detention of juveniles in the facility.

SECTION 4. The Council is authorized to employ a director and such other personnel as it deems necessary and appropriate to assure the effective and efficient operation of the detention facility.

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SECTION 5. The Council shall have the authority to adopt appropriate policies and practices regarding the operation of the detention facility as it deems necessary to assure the effective and efficient operation of the facility.

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

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

SECTION 8. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 9. EMERGENCY. It is hereby found and determined by the General Assembly that funds have been made available for the construction and operation of a juvenile detention facility in the Tenth Judicial District; that it is urgent that such facility be established as soon as practical; that before such facility can be established and operational, an appropriate body must be established to provide for the construction and to supervise the operation of the facility; and that this act is designed to accomplish this purpose and should be given effect immediately. Therefore, an emergency is hereby declared to exist and this act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

APPROVED: 4-4-95

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