

State of Arkansas
76th General Assembly
Regular Session, 1987
By: Rep. Mahony

HOUSE 2076

"AN ACT TO ESTABLISH LEGISLATIVE INTENT WITH RESPECT TO ANY ENACTMENT RESULTING FROM THE PASSAGE OF HOUSE BILLS 1874 THROUGH 1938 OF THE SEVENTY-SIXTH GENERAL ASSEMBLY; AND FOR OTHER PURPOSES."

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

SECTION 1. PURPOSE. It is hereby found and determined by the General Assembly of the State of Arkansas that because of the case Ricarte v. State, CR 86-31, questions have arisen over the validity of Acts passed in the Extended Session of the Arkansas General Assembly of 1976 and that House Bills 1874 through 1938 of the Seventy-Sixth General Assembly were introduced to re-enact a number of these Acts as they existed prior to the convening of the regular session of the Seventy-Sixth General Assembly. Therefore, it is the purpose of this Act to clarify legislative intent of any enactment resulting from the passage of House Bills 1874 through 1938.

SECTION 2. Any enactment resulting from the passage of House Bills 1874 through 1938, inclusive, shall be interpreted as a re-enactment of the law existing prior to the convening of the regular session of the Seventy-Sixth General Assembly and shall not repeal any other Act of the regular session of the Seventy-Sixth General Assembly. In the event any other Act of the regular session of the Seventy-Sixth General Assembly conflicts with any enactment resulting from the passage of House Bills 1874 through 1938, inclusive, the other Act shall be controlling as the latest expression of the intent of the General Assembly.

SECTION 3. It is hereby found and determined by the General Assembly of the State of Arkansas that the intent of the General Assembly for the enact-

ment of House Bills 1874 through 1938 or any number thereof should be provided by law to insure their proper interpretation; that other enactments of this regular session of the Seventy-Sixth General Assembly may include some of the subjects covered in House Bills 1874 through 1938; and that this Act should become effective immediately to insure the proper interpretation of these enactments. Therefore, a emergency is hereby declared to exist and this Act being immediately 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.

