

State of Arkansas

76th General Assembly

1st Extraordinary Session, 1987

SENATE BILL 2

By: Senator Chaffin

"AN ACT TO REPEAL SECTION 13 OF ACT 939 OF 1987; AND FOR
OTHER PURPOSES."

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

SECTION 1. That Section 13 of Act 939 of 1987 is hereby repealed.

SECTION 2. EMERGENCY CLAUSE. It is hereby found and determined by the General Assembly that Section 13 of Act 939 of 1987 provided that the provisions of said Act are not severable, and that if any provision of said Act is declared invalid for any reason that all provisions of such Act shall also be invalid; that said Act contains the biennial appropriation for the support of the Arkansas Game and Fish Commission and it is essential that said appropriation be provided for the support of said Commission to be effective with the commencement of the fiscal year beginning July 1, 1987, and that in the event a court of competent jurisdiction were to determine any provision of said Act to be unconstitutional, said decision would nullify the entire Act, including the biennial appropriation for the support of the Game and Fish Commission, which is hereby declared not to be the intent of the General Assembly; and that the immediate passage of this Act is necessary to repeal such non-severable clause, thereby declaring the provisions of Act 939 of 1987 to be severable in the same manner as provided in Section 1 of Act 92 of 1973 (Ark. Stats. 1-209). Therefore, an 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.

