

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

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO PRESCRIBE THE SALARY AND EXPENSE ALLOWANCE OF
9 THE DEPUTY PROSECUTING ATTORNEY FOR MISSISSIPPI COUNTY;
10 AND FOR OTHER PURPOSES."

11

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 Second Circuit-Chancery
15 Court Circuit may appoint one (1) or more Deputy Prosecuting Attorneys for the
16 Blytheville district of Mississippi County at a combined salary of thirty five
17 thousand dollars (\$35,000) per annum plus a combined contingent expense
18 allowance of ten thousand dollars (\$10,000) per annum and may appoint one (1)
19 or more Deputy Prosecuting Attorneys for the Osceola district of Mississippi
20 County at a combined salary of thirty five thousand dollars (\$35,000) per
21 annum plus a combined contingent expense allowance not to exceed ten thousand
22 dollars (\$10,000) per annum.

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24 SECTION 2. The salaries and contingent expense allowances provided for in
25 this act shall be paid by the county in twelve (12) monthly installments to
26 the deputies and in such amounts within the total amounts provided herein as
27 may be designated by the Prosecuting Attorney upon claims filed by such
28 deputies and allowed as claims against the County General Revenue Fund. All
29 fees earned and payable to the Deputy Prosecuting Attorneys in Mississippi
30 County shall be deposited in the county treasury to the credit of the County
31 General Fund. Expenses actually incurred by the Deputy Prosecuting Attorneys
32 in excess of the contingent expense allowance provided for such attorneys
33 shall be paid upon itemized claims filed by such deputies. The expenses and
34 allowances provided in Section 1 shall be in addition to any necessary expense
35 incurred in connection with any proper investigation incident to violations or

1 alleged violations of the criminal laws or any hearing or trial before a grand
2 jury or any court, including expenses of obtaining evidence and securing
3 attendance of witnesses from within or outside of the State of Arkansas, and
4 any unusual travel expenses incurred in connection with the duties of his
5 office, which shall be paid by the county from the County General Revenue Fund
6 upon the filing of a proper claim by the Deputy Prosecuting Attorney or by the
7 person or firm entitled to compensation therefor and having the approval of
8 the Deputy Prosecuting Attorney, the Prosecuting Attorney or the court in
9 which such matter is pending.

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11 SECTION 3. The contingent expense allowances provided for in Section 1
12 shall be allocated to provide for expenses of the office to include office
13 rental, telephone expense, postage, printing, office supplies, equipment,
14 stationery, secretarial assistance, operation of automobiles, and such other
15 expenses which within the discretion of the Prosecuting Attorney may be a
16 proper expense of the office.

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18 SECTION 4. All provisions of this act of a general and permanent nature
19 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
20 Revision Commission shall incorporate the same in the Code.

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22 SECTION 5. If any provision of this act or the application thereof to
23 any person or circumstance is held invalid, such invalidity shall not affect
24 other provisions or applications of the act which can be given effect without
25 the invalid provision or application, and to this end the provisions of this
26 act are declared to be severable.

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28 SECTION 6. (a) The following acts are hereby repealed: Act 745 of
29 1983, Act 1095 of 1985, and Act 1096 of 1985.

30 (b) All laws or parts of laws in conflict with this act are hereby
31 repealed.

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33 SECTION 7. Emergency. It is hereby found and determined by the General
34 Assembly that in order to insure the proper administration of justice and the
35 efficient functioning of the office of Deputy Prosecuting Attorney for

1 Mississippi County that it is necessary that this act become effective
2 immediately. Therefore, an emergency is hereby declared to exist and this act
3 being necessary for the preservation of the public peace, health and safety
4 shall be in full force and effect from and after March 1, 1991.

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