

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Senator Bearden

# A Bill

SENATE BILL 645

## For An Act To Be Entitled

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

## Subtitle

"AN ACT TO PRESCRIBE THE SALARY AND  
EXPENSE ALLOWANCE OF THE DEPUTY  
PROSECUTING ATTORNEY FOR MISSISSIPPI  
COUNTY."

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

SECTION 1. The Prosecuting Attorney of the Second Circuit-Chancery Court Circuit may appoint one (1) or more Deputy Prosecuting Attorneys for the Blytheville district of Mississippi County at a combined salary of not less than thirty five thousand dollars (\$35,000) per annum plus a combined contingent expense allowance of not less than ten thousand dollars (\$10,000) per annum and may appoint one (1) or more Deputy Prosecuting Attorneys for the Osceola district of Mississippi County at a combined salary of not less than thirty-five thousand dollars (\$35,000) per annum plus a combined contingent expense allowance of not less than ten thousand dollars (\$10,000) per annum.

SECTION 2. The salaries and contingent expense allowances provided for in this act shall be paid by the county in twelve (12) monthly installments to the deputies and in such amounts within the total amounts provided herein as may be designated by the Prosecuting Attorney upon claims filed by such deputies and allowed as claims against the County General Revenue Fund. All

1 fees earned and payable to the Deputy Prosecuting Attorneys in Mississippi  
2 County shall be deposited in the county treasury to the credit of the County  
3 General Fund. Expenses actually incurred by the Deputy Prosecuting Attorneys  
4 in excess of the contingent expense allowance provided for such attorneys  
5 shall be paid upon itemized claims filed by such deputies. The expenses and  
6 allowances provided in Section 1 shall be in addition to any necessary  
7 expense incurred in connection with any proper investigation incident to  
8 violations or alleged violations of the criminal laws or any hearing or trial  
9 before a grand jury or any court, including expenses of obtaining evidence  
10 and securing attendance of witnesses from within or outside of the State of  
11 Arkansas, and any unusual travel expenses incurred in connection with the  
12 duties of his office, which shall be paid by the county from the County  
13 General Revenue Fund upon the filing of a proper claim by the Deputy  
14 Prosecuting Attorney or by the person or firm entitled to compensation  
15 therefor and having the approval of the Deputy Prosecuting Attorney, the  
16 Prosecuting Attorney or the court in which such matter is pending.

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18       SECTION 3. The contingent expense allowances provided for in Section 1  
19 shall be allocated to provide for expenses of the office to include office  
20 rental, telephone expense, postage, printing, office supplies, equipment,  
21 stationery, secretarial assistance, operation of automobiles, and such other  
22 expenses which within the discretion of the Prosecuting Attorney may be a  
23 proper expense of the office.

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25       SECTION 4. The Deputy Prosecuting Attorneys appointed pursuant to this  
26 act shall be entitled to all benefits provided to other county employees.

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28       SECTION 5. All provisions of this act of a general and permanent  
29 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
30 Code Revision Commission shall incorporate the same in the Code.

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32       SECTION 6. If any provision of this act or the application thereof to  
33 any person or circumstance is held invalid, such invalidity shall not affect  
34 other provisions or applications of the act which can be given effect without  
35 the invalid provision or application, and to this end the provisions of this

1 act are declared to be severable.

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3 SECTION 7. (a) Act 476 of 1991 is repealed.

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

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7 SECTION 8. Emergency. It is hereby found and determined by the  
8 General Assembly that in order to insure the proper administration of justice  
9 and the efficient functioning of the office of Deputy Prosecuting Attorney  
10 for Mississippi County that it is necessary that this act become effective  
11 immediately. Therefore, an emergency is hereby declared to exist and this  
12 act being necessary for the preservation of the public peace, health and  
13 safety shall be in full force and effect from and after passage and  
14 approval.

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