

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

A Bill

SENATE BILL 699

4 By: Senators Everett and Lewellen

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For An Act To Be Entitled

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

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Subtitle

12 "AN ACT TO PRESCRIBE THE SALARY AND
13 EXPENSE ALLOWANCE OF THE DEPUTY
14 PROSECUTING ATTORNEYS FOR CRITTENDEN
15 COUNTY."
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. The Prosecuting Attorney of the Second Circuit-Chancery
21 Court Circuit may appoint one or more deputy prosecuting attorneys for
22 Crittenden County at a combined salary not to exceed one hundred fifty
23 thousand dollars (\$150,000) per annum, and in such amounts, within the total
24 amounts provided herein, as may be designated by the prosecuting attorney,
25 plus a combined contingent expense allowance in the amount established by the
26 quorum court, not to exceed fifty thousand dollars (\$50,000) per annum. The
27 salaries provided for herein shall be paid by the county court in twenty-four
28 (24) semi-monthly installments from the county general fund and the expense
29 allowance shall be paid monthly in an amount necessary to provide office
30 rental, postage, printing, office supplies, equipment, stationery,
31 secretarial assistance, automobile operation and other proper expenses
32 supported by written itemized claims filed by the deputy prosecuting attorney
33 with the county judge and subject to the approval of the county judge.

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35 SECTION 2. Expenses actually incurred by the deputy prosecuting

1 attorney or attorneys in Crittenden County in excess of the contingent
2 expense allowance provided for such attorney or attorneys shall be paid upon
3 itemized claims filed by such deputy or deputies. The expense and allowances
4 provided in Section 1 shall be in addition to any necessary expense incurred
5 in connection with any proper investigation incident to violations or alleged
6 violations of the criminal laws or any hearing or trial before a grand jury
7 or any court, including expenses of obtaining evidence and securing
8 attendance of witnesses from within or outside of the State of Arkansas and
9 any unusual travel expenses incurred in connection with the duties of his
10 office, which shall be paid by the county from the county general revenue
11 fund upon the filing of a proper claim by the deputy prosecuting attorney or
12 by the person or firm entitled to compensation therefor and having the
13 approval of the deputy prosecuting attorney, the prosecuting attorney, or the
14 court in which such matter is pending.

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16 SECTION 3. It is not the purpose of this act to repeal any laws now or
17 hereafter enacted fixing the fees collectible as prosecuting attorneys_ fees,
18 but rather to update and make possible a more efficient administration of
19 justice and county government. All courts shall collect the fees heretofore
20 provided by law as prosecuting attorneys_ fees and all such fees collected
21 shall be paid into the county treasury as required by law regarding funds
22 belonging to the county. It is the explicit legislative intent to provide
23 the salaries and expense allowances herein set forth without regard to the
24 amount of prosecuting attorneys_ fees and emoluments earned or collected in
25 the counties affected by the act. However, nothing in this act shall be so
26 interpreted as to preclude Crittenden County from paying additional expense
27 allowances in addition to those enumerated herein upon proper action of the
28 appropriate quorum courts.

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30 SECTION 4. The provisions of this act shall be retroactive to January
31 1, 1995, and thereafter.

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33 SECTION 5. Arkansas Code 16-21-701 (a)(2)(A) and (B) are hereby
34 repealed.

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

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

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

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14 SECTION 9. EMERGENCY. It is hereby found and determined by the
15 Eightieth General Assembly of the State of Arkansas that the salaries and
16 contingent expense allowances, provided for herein are immediately necessary
17 to provide adequate compensation and allowances for the officers provided for
18 herein to assure the effective and efficient administration of justice in the
19 Second Circuit-Chancery Court Circuit and should be given effect immediately.
20 Therefore, an emergency is hereby declared to exist and this act being
21 necessary for the immediate preservation of the public peace, health and
22 safety shall be in full force and effect from and after its passage and
23 approval.

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