

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

A Bill

SENATE BILL 803

4 By: Senators Scott, Edwards, and Smith

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For An Act To Be Entitled

8 "AN ACT TO CREATE THE INTERGOVERNMENTAL JUVENILE DETENTION
9 COUNCIL TO ADMINISTER AND SUPERVISE THE OPERATION OF THE
10 JUVENILE DETENTION FACILITY TO BE LOCATED IN THE TENTH
11 JUDICIAL DISTRICT; TO PRESCRIBE THE AUTHORITY AND
12 RESPONSIBILITY OF THE COUNCIL; AND FOR OTHER PURPOSES."

13

Subtitle

14 "TO CREATE THE INTERGOVERNMENTAL
15 JUVENILE DETENTION COUNCIL."
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. There is hereby created the Intergovernmental Juvenile
21 Detention Council of the Tenth Judicial District, hereinafter referred to as
22 the Council. The Council shall be composed of the county judge of each of
23 the five counties comprising the district, the prosecuting attorney of the
24 district, and one municipal mayor from each of the five counties. The mayor
25 member from each county shall be selected by majority vote of all the mayors
26 of incorporated cities and towns in the county. The members of the Council
27 shall select from their number a chairperson, vice chairperson and such other
28 officers of the Council as it deems appropriate. The Council shall meet at
29 least semiannually and at such other times as it shall deem necessary to
30 carry out its powers, functions and duties.

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32 SECTION 2. A majority of the full membership of the Council shall
33 constitute a quorum for doing business. An affirmative vote of a majority of
34 the membership shall be necessary to take any action. Members of the Council
35 shall serve without compensation but may be reimbursed for actual expenses

1 incurred in carrying out their official duties.

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3 SECTION 3. The Council shall have the following powers and duties:

4 (a) To receive funds from the State of Arkansas, the U. S. Government,
5 and any other source whatsoever, to be used for the construction, maintenance
6 and operation of a juvenile detention facility in the Tenth Judicial
7 District, hereinafter referred to as the detention facility.

8 (b) To take title to, serve as custodian of, and to manage and operate
9 the detention facility or to contract for its operation.

10 (c) To receive funds from the resident school districts of juveniles
11 committed to the detention facility to be used for the education of juveniles
12 in the facility.

13 (d) To seek additional funds for the expansion, maintenance and
14 operation of the detention facility and for programs and activities at the
15 facility through gifts, grants, and donations from any and all public and
16 private sources and to administer and disburse all funds received for the
17 construction, expansion, maintenance and operation of the detention facility
18 and for all programs and activities of the facility.

19 (e) To cooperate and coordinate with the regional jail in the Tenth
20 Judicial District with respect to feeding inmates, providing laundry services
21 to inmates, maintenance of facilities at the regional jail and the juvenile
22 detention facility, purchase of supplies, and such other services and
23 purchases as the Council and the officials of the regional jail feel
24 appropriate.

25 (f) To cooperate and contract with any and all educational
26 institutions in the area for providing education resources for inmates at the
27 detention facility.

28 (g) To contract with any and all health providers in the area
29 including the Arkansas Department of Health for providing health services to
30 inmates of the detention facility.

31 (h) To establish a schedule of fees or charges to be billed to the
32 various political subdivisions for the detention of juveniles in the
33 facility.

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35 SECTION 4. The Council is authorized to employ a director and such

1 other personnel as it deems necessary and appropriate to assure the effective
2 and efficient operation of the detention facility.

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4 SECTION 5. The Council shall have the authority to adopt appropriate
5 policies and practices regarding the operation of the detention facility as
6 it deems necessary to assure the effective and efficient operation of the
7 facility.

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

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

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

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22 SECTION 9. EMERGENCY. It is hereby found and determined by the
23 General Assembly that funds have been made available for the construction and
24 operation of a juvenile detention facility in the Tenth Judicial District;
25 that it is urgent that such facility be established as soon as practical;
26 that before such facility can be established and operational, an appropriate
27 body must be established to provide for the construction and to supervise the
28 operation of the facility; and that this act is designed to accomplish this
29 purpose and should be given effect immediately. Therefore, an emergency is
30 hereby declared to exist and this act being necessary for the preservation of
31 the public peace, health and safety shall be in full force and effect from
32 and after its passage and approval.

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