

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

HOUSE BILL 1759

4
5 By: Representative Wooldridge
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7

For An Act To Be Entitled

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9 "AN ACT TO PRESCRIBE THE SALARY AND EXPENSE ALLOWANCE OF
10 THE DEPUTY PROSECUTING ATTORNEY FOR GREENE COUNTY; TO
11 DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

Subtitle

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14 "TO PRESCRIBE THE SALARY AND EXPENSE
15 ALLOWANCE OF THE DEPUTY PROSECUTING
16 ATTORNEY FOR GREENE 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 (1) or more deputy prosecuting attorneys for
22 Greene County at a combined salary not to exceed forty-five thousand dollars
23 (\$45,000) per annum, plus a combined contingent expense allowance not to
24 exceed twenty-six thousand two hundred fifty dollars (\$26,250) per annum.
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26 SECTION 2. (a) The salaries and contingent expense allowances provided
27 for in this act shall be paid by the county in twelve (12) equal monthly
28 installments to the deputies and in such amounts within the total amounts
29 provided herein as may be designated by the prosecuting attorney. All fees
30 earned and payable to the deputy prosecuting attorneys in Greene County shall
31 be deposited to the county treasury to the credit of the county general fund.
32 The contingent expense allowances provided in Section 1 shall be in addition
33 to any necessary expenses.

34 (b) The deputy prosecuting attorneys shall be allowed any necessary
35 expenses incurred in connection with any proper investigation incident to
36 violations or alleged violations of the criminal laws or any hearing or trial

1 before a grand jury in any court, including expenses of obtaining evidence and
 2 securing attendance of witnesses from within or outside the State of Arkansas,
 3 and any unusual travel expenses incurred in connection with the duties of his
 4 office. Such necessary expenses shall be paid by the county from the county
 5 general revenue fund upon the filing of proper claim by the deputy prosecuting
 6 attorney or by the person or firm entitled to compensation therefor and having
 7 the approval of the deputy prosecuting attorney, the prosecuting attorney or
 8 the court in which such matter is pending.

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

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16 SECTION 4. The provisions of this act shall be retroactive to
 17 January 1, 1997.

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19 SECTION 5. Act 1247 of 1995 is hereby repealed. All other laws or
 20 parts of laws in conflict with this act are hereby repealed.

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22 SECTION 6. All provisions of this act of general and permanent nature
 23 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 24 Revision Commission shall incorporate the same in the Code.

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26 SECTION 7. If any provisions of this act or the application thereof to
 27 any person or circumstance is held invalid, the invalidity shall not affect
 28 other provisions or applications of the act which can be given effect without
 29 the invalid provisions or application, and to this end the provisions of this
 30 act are declared to be severable.

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32 SECTION 8. EMERGENCY. It is found and determined by the General
 33 Assembly of the State of Arkansas that the deputy prosecuting attorney for
 34 Greene County expense allowances require an excessive amount of documentation
 35 and a burden of time and in order to insure the proper administration of
 36 justice and the efficient functioning of the office of deputy prosecuting

1 attorney for Greene County it is necessary that this act become effective
2 immediately and apply retroactively to January 1, 1997. Therefore an
3 emergency is declared to exist and this act being immediately necessary for
4 the preservation of the public peace, health and safety shall become effective
5 on the date of its approval by the Governor. If the bill is neither approved
6 nor vetoed by the Governor, it shall become effective on the expiration of the
7 period of time during which the Governor may veto the bill. If the bill is
8 vetoed by the Governor and the veto is overridden, it shall become effective
9 on the date the last house overrides the veto.

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