

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

As Engrossed: S3/18/97

A Bill

SENATE BILL 664

4
5 By: *Joint Budget Committee*
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For An Act To Be Entitled

9
10 "AN ACT TO AMEND ACT 3 OF 1995 AND ACT 3 OF 1997 TO
11 PROVIDE FOR A FULL-TIME PROSECUTING ATTORNEY FOR THE
12 TWENTY-FIRST JUDICIAL DISTRICT; AND FOR OTHER PURPOSES."

Subtitle

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14
15 "AN ACT TO AMEND ACT 3 OF 1995 AND ACT 3
16 OF 1997 TO PROVIDE FOR A FULL-TIME
17 PROSECUTING ATTORNEY FOR THE TWENTY-
18 FIRST JUDICIAL DISTRICT."
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Item Numbers (16) and (17) of Section 1 of Act 3 of 1995 are
23 hereby amended to read as follows:
24

25 "(16) Salaries of Sixteen Prosecuting Attorneys -
26 Division A of \$76,710 for 1995-96 and
27 \$78,628 for 1996-97 1,150,650 1,218,734
28
29 (17) Salaries of Eight Prosecuting Attorneys -
30 Division B of \$63,841 for 1995-96
31 and \$65,437 for 1996-97 574,569 556,215".
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33 SECTION 2. Item Numbers (15) and (16) of Section 1 of Act 3 of 1997 are
34 hereby amended to read as follows:
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36 "(15) Salaries of Eighteen Prosecuting Attorneys -

1 Division A of \$82,929 for 1997-98
 2 and \$85,251 for 1998-99 1,492,722 1,534,518
 3
 4 (16) Salaries of Seven Prosecuting Attorneys -
 5 Division B of \$69,016 for 1997-98
 6 and \$70,948 for 1998-99 483,112 496,636".
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8 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 9 authorized by this Act shall be limited to the appropriation for such agency
 10 and funds made available by law for the support of such appropriations; and
 11 the restrictions of the State Purchasing Law, the General Accounting and
 12 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 13 Procedures and Restrictions Act, or their successors, and other fiscal control
 14 laws of this State, where applicable, and regulations promulgated by the
 15 Department of Finance and Administration, as authorized by law, shall be
 16 strictly complied with in disbursement of said funds.
 17

18 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
 19 Assembly that any funds disbursed under the authority of the appropriations
 20 contained in this Act shall be in compliance with the stated reasons for which
 21 this Act was adopted, as evidenced by the Agency Requests, Executive
 22 Recommendations and Legislative Recommendations contained in the budget
 23 manuals prepared by the Department of Finance and Administration, letters, or
 24 summarized oral testimony in the official minutes of the Arkansas Legislative
 25 Council or Joint Budget Committee which relate to its passage and adoption.
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27 SECTION 5. CODE. All provisions of this Act of a general and permanent
 28 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
 29 Code Revision Commission shall incorporate the same in the Code.
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31 SECTION 6. SEVERABILITY. If any provision of this Act or the
 32 application thereof to any person or circumstance is held invalid, such
 33 invalidity shall not affect other provisions or applications of the Act which
 34 can be given effect without the invalid provision or application, and to this
 35 end the provisions of this Act are declared to be severable.
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1 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict
2 with this Act are hereby repealed.

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4 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
5 Eighty-First General Assembly that funds provided by the General Assembly for
6 the salary of the Prosecuting Attorney of the Twenty-First Judicial District
7 is, due to unforeseen circumstances, insufficient for the Prosecuting Attorney
8 of the Twenty-First Judicial district to continue the operation of criminal
9 justice within the Twenty-First Judicial District; that the provisions of this
10 act will provide the necessary monies for the Prosecuting Attorney of the
11 Twenty-First Judicial District to continue such services; and that a delay in
12 the effective date of this Act could work irreparable harm upon the proper
13 administration and provision of essential governmental programs. Therefore,
14 an emergency is hereby declared to exist and this Act being necessary for the
15 immediate preservation of the public peace, health and safety shall be in full
16 force and effect from and after the date of its approval by the Governor. If
17 the bill is neither approved nor vetoed by the Governor, it shall become
18 effective on the expiration of the period of time during which the Governor
19 may veto the bill. If the bill is vetoed by the Governor and the veto is
20 overridden, it shall become effective on the date the last house overrides the
21 veto.

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/s/Russ et al