

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

As Engrossed: S3/24/97 S3/25/97

A Bill

SENATE BILL 681

5 By: Senator Everett

For An Act To Be Entitled

9 "AN ACT TO AMEND UNCODIFIED ACT 487 OF 1983 TO PRESCRIBE
10 THE SALARY AND EXPENSE ALLOWANCE FOR THE POINSETT COUNTY
11 DEPUTY PROSECUTING ATTORNEY; AND FOR OTHER PURPOSES."

Subtitle

14 "TO PRESCRIBE THE SALARY AND EXPENSE
15 ALLOWANCE FOR THE POINSETT COUNTY DEPUTY
16 PROSECUTING ATTORNEY"

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

20 SECTION 1. Section 1 of uncodified Act 487 of 1983 is amended to read
21 as follows:

22 "SECTION 1. The Prosecuting Attorney of the Second Circuit-Chancery
23 Court Circuit may appoint one (1) or more deputy prosecuting attorneys for
24 Poinsett County at a combined salary not to exceed ~~twenty thousand dollars~~
25 ~~(\$20,000)~~ fifty thousand dollars (\$50,000) per annum, plus a combined
26 contingent expense allowance not to exceed ~~five thousand dollars (\$5,000)~~
27 thirty thousand dollars (\$30,000) per annum."

29 SECTION 2. Section 2 of uncodified Act 487 of 1983 is amended to read
30 as follows:

31 "SECTION 2. The salaries and contingent expense allowances provided for
32 in this Act shall be paid by the county in twelve (12) monthly installments to
33 the deputies and in such amounts within the total amounts provided herein as
34 may be designated by the ~~Prosecuting Attorney~~ Quorum Court upon claims filed
35 by such deputies and allowed as claims against the county general revenue
36 fund. All fees earned and payable to the deputy prosecuting attorneys in

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

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17 SECTION 3. Section 4 of uncodified Act 487 of 1983 is amended to read
18 as follows:

19 "SECTION 4. The provisions of this act shall be retroactive to
20 ~~January 1, 1983~~ January 1, 1997 and thereafter."

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22 SECTION 4. All provisions of this act of a 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 5. If any provision of this act or the application thereof to
27 any person or circumstance is held invalid, such invalidity shall not affect
28 other provisions or applications of the act which can be given effect without
29 the invalid provision or application, and to this end the provisions of this
30 act are declared to be severable.

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32 SECTION 6. All laws and parts of laws in conflict with this act are
33 hereby repealed.

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35 SECTION 7. EMERGENCY. It is found and determined by the General
36 Assembly of the State of Arkansas that, in order to insure the proper

1 administration of justice and the efficient functioning of the office of
2 Deputy Prosecuting Attorney for Poinsett County, it is necessary that this act
3 become effective immediately. Therefore an emergency is declared to exist and
4 this act being immediately necessary for the preservation of the public peace,
5 health and safety shall become effective on the date of its approval by the
6 Governor. If the bill is neither approved nor vetoed by the Governor, it
7 shall become effective on the expiration of the period of time during which
8 the Governor may veto the bill. If the bill is vetoed by the Governor and the
9 veto is overridden, it shall become effective on the date the last house
10 overrides the veto.

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12 /s/Everett

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