

Language stricken 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  
4 By: Senator Dowd

As Engrossed: H2/3/97 H3/25/97

# A Bill

SENATE BILL 76

## For An Act To Be Entitled

"AN ACT TO *EVENTUALLY* CONVERT THE TWO PART-TIME MEMBERS OF  
THE POST PRISON TRANSFER BOARD TO FULL-TIME STATUS; AND  
FOR OTHER PURPOSES."

### Subtitle

"TO *EVENTUALLY* CONVERT THE TWO PART-TIME  
MEMBERS OF THE POST PRISON TRANSFER  
BOARD TO FULL-TIME STATUS."

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

SECTION 1. It is the intent of this act to convert the existing two (2)  
part-time members of the Post Prison Transfer Board to full-time status on a  
staggered basis act resulting in the Post Prison Transfer Board being composed  
of seven (7) full-time members.

SECTION 2. Arkansas Code 16-93-201 is amended to read as follows:

"16-93-201. Creation - Members. (a)(1) There is hereby created the  
Post Prison Transfer Board, to be composed of seven (7) members to be  
appointed from the state at large by the Governor and confirmed by the Senate.

(2) ~~Five (5)~~ Of the two (2) current part-time members of the Post Prison  
Transfer Board, the member whose term first expires after the effective date  
of this act shall become a full-time member on the effective date of this act  
and shall serve the remainder of her term as such. Notwithstanding any law  
pertaining to dual employment, simultaneous employment, conflicting duties or  
any law to the contrary, the other part-time board member shall, on the  
effective date of this act, be converted to half-time status and shall for the  
remainder of his current term serve in half-time status and shall receive one-  
half (1/2) of the annual salary of a full-time board member, and on the

1 expiration of his term his successors shall be full-time status and thereafter  
2 all seven (7) members shall be full-time officials of this state, one (1) of  
3 whom shall be designated by the Governor as the chairman of the board.

4 (3) Members shall serve seven-year terms, except that the terms shall be  
5 staggered by the Governor so that the term of one (1) member expires each  
6 year.

7 (b) If any vacancy shall occur on the Post Prison Transfer Board prior to  
8 the expiration of a term, the Governor shall fill the vacancy for the  
9 remainder of the unexpired term, subject to confirmation by the Senate at its  
10 next regular session.

11 ~~(c)(1) The two (2) part-time members of the Post Prison Transfer Board~~  
12 ~~shall receive the same amount per day as is paid to the members of the Board~~  
13 ~~of Correction and Community Punishment for each day they are actually engaged~~  
14 ~~in attending the official board meetings or on official board business.~~

15 ~~(2) In addition, those two (2) members shall be entitled to be~~  
16 ~~compensated for actual expenses incurred in the attendance of such meetings or~~  
17 ~~business and shall be entitled to be compensated for mileage at the same rate~~  
18 ~~authorized by state travel regulations for state employees for each mile~~  
19 ~~traveled in attending official board meetings or on board business.~~

20 ~~(d)~~(c) Four (4) members of the Post Prison Transfer Board shall  
21 constitute a quorum."  
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23 SECTION 3. All provisions of this act of a general and permanent nature  
24 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
25 Revision Commission shall incorporate the same in the Code.  
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27 SECTION 4. If any provision of this act or the application thereof to  
28 any person or circumstance is held invalid, such invalidity shall not affect  
29 other provisions or applications of the act which can be given effect without  
30 the invalid provision or application, and to this end the provisions of this  
31 act are declared to be severable.  
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33 SECTION 5. All laws and parts of laws in conflict with this act are  
34 hereby repealed.  
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36 SECTION 6. It is hereby found and determined by the General Assembly

1 that the Post Prison Transfer Board is now composed of five (5) full-time  
2 members and two (2) part-time members; that the work of the Board demands the  
3 attention of seven (7) full-time members; that this act would result in the  
4 Post Prison Transfer Board being composed of seven (7) full-time members; that  
5 the conversion of the two (2) part-time members to full-time members should  
6 occur as soon as possible; and that unless this emergency clause is adopted  
7 this act will not go into effect until ninety (90) days after adjournment of  
8 this regular session. Therefore an emergency is declared to exist and this  
9 act being immediately necessary for the preservation of the public peace,  
10 health and safety shall become effective on the date of its approval by the  
11 Governor. If the bill is neither approved nor vetoed by the Governor, it  
12 shall become effective on the expiration of the period of time during which  
13 the Governor may veto the bill. If the bill is vetoed by the Governor and the  
14 veto is overridden, it shall become effective on the date the last house  
15 overrides the veto.

16 /s/Senator Dowd

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