

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999

*As Engrossed: S2/3/99*

## A Bill

SENATE BILL 230

4  
5 By: Senator Kennedy  
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### For An Act To Be Entitled

8  
9 "AN ACT TO AMEND ARKANSAS CODE § 16-21-2004(d) TO  
10 REMOVE THE RESIDENCY REQUIREMENT FOR DEPUTY  
11 PROSECUTING ATTORNEYS OF THE FIFTEENTH JUDICIAL  
12 DISTRICT; AND FOR OTHER PURPOSES."

### Subtitle

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15 "AN ACT TO AMEND ARKANSAS CODE § 16-21-  
16 2004(d) TO REMOVE THE RESIDENCY  
17 REQUIREMENT FOR DEPUTY PROSECUTING  
18 ATTORNEYS OF THE FIFTEENTH JUDICIAL  
19 DISTRICT; AND FOR OTHER PURPOSES."

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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code 6-21-2004(d) is amended to read as follows:

24 "~~(d) All deputies shall reside in the Fifteenth Judicial District;~~  
25 ~~provided, however, that the deputy prosecuting attorney for Scott County may~~  
26 ~~reside outside the Fifteenth Judicial District so long as he maintains a~~  
27 ~~regular practice of law within Scott County. There shall be no residency~~  
28 ~~requirements for deputy prosecuting attorneys of the Fifteenth Judicial~~  
29 District."

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31 SECTION 2. All provisions of this Act of a general and permanent nature  
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
33 Revision Commission shall incorporate the same in the Code.  
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35 SECTION 3. If any provision of this Act or the application thereof to  
36 any person or circumstance is held invalid, such invalidity shall not affect

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1 other provisions or applications of the Act which can be given effect without  
2 the invalid provision or application, and to this end the provisions of this  
3 Act are declared to be severable.

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5 SECTION 4. All laws and parts of laws in conflict with this Act are  
6 hereby repealed.

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8 SECTION 5. EMERGENCY CLAUSE. It is hereby found and determined by the  
9 General Assembly that few attorneys reside within the Fifteenth Judicial  
10 District who can serve as a deputy prosecuting attorney, and without immediate  
11 legislation, the Prosecuting Attorney of the Fifteenth Judicial District will  
12 be without adequate assistants to properly represent and protect the public.  
13 Therefore, an emergency is declared to exist and this act being immediately  
14 necessary for the preservation of the public peace, health and safety shall  
15 become effective on the date of its approval by the Governor. If the bill is  
16 neither approved nor vetoed by the Governor, it shall become effective on the  
17 expiration of the period of time during which the Governor may veto the bill.  
18 If the bill is vetoed by the Governor and the veto is overridden, it shall  
19 become effective on the date the last house overrides the veto.

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21 /s/ Kennedy  
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