

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H2/13/01 S3/13/01

A Bill

Act 964 of 2001
HOUSE BILL 1639

5 By: Representative Altes
6 By: *Senator Trusty*
7

For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS CODE 11-10-705

PERTAINING TO

EMPLOYMENT SECURITY CONTRIBUTIONS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND ARKANSAS CODE 11-10-705

PERTAINING TO EMPLOYMENT SECURITY

CONTRIBUTIONS; AND FOR OTHER PURPOSES.

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

SECTION 1. Arkansas Code 11-10-705(c) is amended to read as follows:

(c)(1) Notwithstanding any other inconsistent provisions of ~~the~~ this chapter, an employer who has been assigned a contribution rate pursuant to this chapter may ~~upon the voluntary payment to the fund of an amount equivalent to any portion or all of the regular benefits charged to his account obtain a cancellation of regular benefits charged to his account equal to the payment so voluntarily made to the fund,~~ effective January 1, 2001, make a voluntary payment to the fund, in any amount, additional to the contributions required pursuant to this chapter, to be credited to his account accordingly.

(2)(A)~~(i)~~ Upon the payment of the voluntary payment to the fund within ~~thirty (30)~~ ninety (90) days from the ~~date of mailing to the employer beginning of the rate year~~ a notice of his contribution rate as provided in regulations of the Director of the Arkansas Employment Security Department, the director shall ~~cancel the regular benefits equal to the payment so~~

1 voluntarily made to the fund and compute a new experience rate for the
2 employer.

3 ~~(ii) However, effective January 1, 1998, and~~
4 ~~thereafter, an employer shall have a period of ninety (90) days from the~~
5 ~~beginning of the rate year to make voluntary payment to the department.~~

6 (B) Any adjustments made under §§ 11-10-703 - 11-10-708
7 shall be used only in the form of credit against accrued or future
8 contributions.

9 (C) No refund shall ever be made to any employer of any
10 voluntary payment so made.

11
12 SECTION 2. Emergency clause. It is hereby found and determined by the
13 Eighty-third General Assembly that this act should go into effect as soon as
14 possible in order to bring the Arkansas Employment Security Law into
15 conformity with the Federal Unemployment Tax Act, as amended, so that
16 Arkansas employers may continue to receive the tax credits accorded by the
17 Federal Unemployment Tax Act and the Arkansas workers may receive
18 unemployment benefits when they are unemployed. Therefore, an emergency is
19 declared to exist and this act being immediately necessary for the
20 preservation of the public peace, health and safety shall become effective on
21 the date of its approval by the Governor. If the bill is neither approved
22 nor vetoed by the Governor, it shall become effective on the expiration of
23 the period of time during which the Governor may veto the bill. If the bill
24 is vetoed by the Governor and the veto is overridden, it shall become
25 effective on the date the last house overrides the veto.

26
27 /s/ Al tes

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30 APPROVED: 3/20/2001