

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

HOUSE BILL 1074

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING PAYMENT  
9 OF CLAIMS TO SURVIVING SPOUSES AND/OR DEPENDENT  
10 CHILDREN OF POLICEMEN, FIREMEN, CORRECTIONAL OFFICERS  
11 AND OTHER SPECIFIED STATE EMPLOYEES KILLED IN THE  
12 OFFICIAL LINE OF DUTY, AS PRESCRIBED BY LAW;  
13 PROVIDING FOR PAYMENT OF SMALL CONTROVERSIAL AND NON-  
14 CONTROVERSIAL CLAIMS WHICH HAVE BEEN APPROVED BY THE  
15 ARKANSAS STATE CLAIMS COMMISSION; PROVIDING PERSONAL  
16 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
17 STATE CLAIMS COMMISSION FOR THE FISCAL YEAR ENDING  
18 JUNE 30, 2013; AND FOR OTHER PURPOSES.  
19  
20

## Subtitle

21 AN ACT FOR THE ARKANSAS STATE CLAIMS  
22 COMMISSION APPROPRIATION FOR THE 2012-2013  
23 FISCAL YEAR.  
24  
25  
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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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29 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
30 for the Arkansas State Claims Commission for the 2012-2013 fiscal year, the  
31 following maximum number of regular employees.  
32

| Item Class |            | Maximum   | Maximum Annual |
|------------|------------|-----------|----------------|
| No.        | Code Title | No. of    | Salary Rate    |
|            |            | Employees | Fiscal Year    |
|            |            |           | 2012-2013      |



|   |  |          |            |
|---|--|----------|------------|
| 1 | (1) U051U CLAIMS COMMISSIONER          | 5        | \$27,195   |
| 2 | (2) N154N CLAIMS COMMISSION DIRECTOR   | 1        | GRADE N901 |
| 3 | (3) C037C ADMINISTRATIVE ANALYST       | 1        | GRADE C115 |
| 4 | (4) C073C ADMINISTRATIVE SPECIALIST II | <u>3</u> | GRADE C109 |
| 5 | MAX. NO. OF EMPLOYEES                  | 10       |            |

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7 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 8 to the Arkansas State Claims Commission, to be payable from the State Central  
 9 Services Fund, for personal services and operating expenses of the Arkansas  
 10 State Claims Commission for the fiscal year ending June 30, 2013, the  
 11 following:

| 13 | ITEM                            | FISCAL YEAR             |
|----|---------------------------------|-------------------------|
| 14 | <u>NO.</u>                      | <u>2012-2013</u>        |
| 15 | (01) REGULAR SALARIES           | \$372,128               |
| 16 | (02) PERSONAL SERVICES MATCHING | 139,020                 |
| 17 | (03) MAINT. & GEN. OPERATION    |                         |
| 18 | (A) OPER. EXPENSE               | 92,390                  |
| 19 | (B) CONF. & TRAVEL              | 3,000                   |
| 20 | (C) PROF. FEES                  | 0                       |
| 21 | (D) CAP. OUTLAY                 | 0                       |
| 22 | (E) DATA PROC.                  | <u>0</u>                |
| 23 | TOTAL AMOUNT APPROPRIATED       | <u><u>\$606,538</u></u> |

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25 SECTION 3. APPROPRIATION - CLAIMS. There is hereby appropriated, to  
 26 the Arkansas State Claims Commission, to be payable from the Miscellaneous  
 27 Revolving Fund, for payment of claims awarded to surviving spouses and/or  
 28 dependent children of deceased policemen, firemen, correctional officers and  
 29 other specified state employees killed in the official line of duty, as  
 30 prescribed by law; for payment of small controversial claim awards made by  
 31 the Arkansas State Claims Commission; and for payment of awards made by the  
 32 Arkansas State Claims Commission, as provided by law, on non-controversial  
 33 claims, for the fiscal year ending June 30, 2013, the following:

| 35 | ITEM       | FISCAL YEAR      |
|----|------------|------------------|
| 36 | <u>NO.</u> | <u>2012-2013</u> |

1 (01) CLAIMS FOR SURVIVING SPOUSES/DEPENDENT  
 2 CHILDREN, SMALL CONTROVERSIAL CLAIMS  
 3 AND SMALL NON-CONTROVERSIAL CLAIMS \$1,750,000  
 4

5 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

7 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission  
 8 shall not distribute any warrants prepared under the provisions of this Act  
 9 for awards made by the Arkansas State Claims Commission for employment  
 10 compensation claims. Upon the award by the State Claims Commission of an  
 11 employment compensation claim, the Clerk of the State Claims Commission shall  
 12 notify the affected state agency and the Department of Finance and  
 13 Administration - Office of Personnel Management of such amounts that are due  
 14 and payable. The affected state agency shall then process the award through  
 15 the State Mechanized Payroll System.

16 The provisions of this section shall be in effect only from July 1,  
 17 ~~2010~~ 2012 through June 30, ~~2011~~ 2013.

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 19 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 20 authorized by this act shall be limited to the appropriation for such agency  
 21 and funds made available by law for the support of such appropriations; and  
 22 the restrictions of the State Procurement Law, the General Accounting and  
 23 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 24 Procedures and Restrictions Act, or their successors, and other fiscal  
 25 control laws of this State, where applicable, and regulations promulgated by  
 26 the Department of Finance and Administration, as authorized by law, shall be  
 27 strictly complied with in disbursement of said funds.

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 29 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
 30 Assembly that any funds disbursed under the authority of the appropriations  
 31 contained in this act shall be in compliance with the stated reasons for  
 32 which this act was adopted, as evidenced by the Agency Requests, Executive  
 33 Recommendations and Legislative Recommendations contained in the budget  
 34 manuals prepared by the Department of Finance and Administration, letters, or  
 35 summarized oral testimony in the official minutes of the Arkansas Legislative  
 36 Council or Joint Budget Committee which relate to its passage and adoption.

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2       SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
3 Assembly, that the Constitution of the State of Arkansas prohibits the  
4 appropriation of funds for more than a one (1) year period; that the  
5 effectiveness of this Act on July 1, 2012 is essential to the operation of  
6 the agency for which the appropriations in this Act are provided, and that in  
7 the event of an extension of the legislative session, the delay in the  
8 effective date of this Act beyond July 1, 2012 could work irreparable harm  
9 upon the proper administration and provision of essential governmental  
10 programs. Therefore, an emergency is hereby declared to exist and this Act  
11 being necessary for the immediate preservation of the public peace, health  
12 and safety shall be in full force and effect from and after July 1, 2012.

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