

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Ross**

A Bill

SENATE BILL 325

For An Act To Be Entitled

8 "AN ACT TO AUTHORIZE THE SPOUSE OR MINOR CHILDREN OF AN
9 INMATE OR THE DEPARTMENT OF CORRECTION TO PETITION THE
10 WORKERS COMPENSATION COMMISSION FOR AN AWARD TO THEM OF
11 THE INMATE_S WORKERS COMPENSATION BENEFITS; AND FOR OTHER
12 PURPOSES."

Subtitle

14 "TO AUTHORIZE SPOUSE OR MINOR CHILDREN OF AN INMATE OR
15 DEPT. OF CORRECTION TO PETITION WORKERS COMP COMMISSION
16 FOR INMATE_S WORKERS COMP BENEFITS."

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

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21 SECTION 1. When any person who receives worker_s compensation benefits
22 is incarcerated in an institution under the control of the Arkansas Department
23 of Correction, the inmate_s spouse or if no spouse, the inmate_s minor
24 dependent children may petition the Worker_s Compensation Commission to award
25 to the spouse or minor dependent children the inmate_s worker_s compensation
26 *weekly disability benefits for the period of the claimant's incarceration.* If
27 the inmate has no surviving spouse nor surviving minor dependent children, the
28 Arkansas Department of Correction may petition the Worker_s Compensation
29 Commission to award to the Department of Correction the amount of *the worker's*
30 *compensation weekly disability benefits for the period of the claimant's*
31 *incarceration necessary to reimburse the department for the cost of*
32 *incarcerating the inmate.*

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34 SECTION 2. The Worker_s Compensation Commission shall promulgate
35 regulations necessary for the implementation of this act.

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SECTION 3. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

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

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

/s/ Senator Ross

