

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 84th General Assembly
3 Regular Session, 2003

A Bill

HOUSE BILL 2309

4
5 By: Representatives Pate, Thomason, Bond
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For An Act To Be Entitled

8
9 AN ACT CONCERNING THE REVIEW OF DECISIONS OF THE
10 ARKANSAS EMPLOYMENT SECURITY DEPARTMENT; AND FOR
11 OTHER PURPOSES.
12

Subtitle

13
14 AN ACT CONCERNING THE REVIEW OF
15 DECISIONS OF THE ARKANSAS EMPLOYMENT
16 SECURITY DEPARTMENT.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 11-10-529(a), concerning review of
22 decisions of the Arkansas Employment Security Department by the Court of
23 Appeals, is amended to read as follows:

24 11-10-529. Claims - Decision of Board of Review - Judicial review.

25 (a)(1)(A) Any party entitled to a decision of the Board of Review
26 shall have ~~twenty (20)~~ thirty (30) calendar days from the date the decision
27 is mailed to his or her last known address in which to request a judicial
28 review thereof by filing in the Arkansas Court of Appeals a petition for
29 review of the decision, and in the proceedings any other party to the
30 proceeding before the board shall be made a party respondent.

31 (B)(i) If mailed, a petition for review shall be
32 considered filed as of the date of the postmark on the envelope.

33 (ii) In the event of a nonexistent or illegible
34 postmark, the clerk's office shall notify the appellant by mail; and

35 (iii) The appellant shall then have ten (10)
36 calendar days from the posted mailing date of the clerk's notification letter



1 to provide the Arkansas Court of Appeals proof of timely mailing of the
2 request for judicial review by producing delivery confirmation or certified
3 mail return receipt documents bearing evidence of the accurate post date.

4 (2)(A) The petition for review need not be verified but shall
5 state the grounds upon which the review is sought.

6 (B) The Director of the Arkansas Employment Security
7 Department is made a party to the proceedings.

8 (C) The petition shall be served upon the director by
9 leaving with him or her, or such representative as he or she may designate
10 for that purpose, as many copies of the petition as there are respondents.

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