

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

SENATE BILL 236

4
5 By: Senator Glover
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7

For An Act To Be Entitled

8
9 AN ACT CONCERNING PAYMENT OF CLAIMS TO SURVIVORS
10 OF CERTAIN OFFICERS KILLED IN THE LINE OF DUTY;
11 AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT CONCERNING PAYMENT OF CLAIMS TO
15 SURVIVORS OF CERTAIN OFFICERS KILLED IN
16 THE LINE OF DUTY.
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18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 21-5-705 is amended to read as follows:

22 21-5-705. ~~Financial identity fraud~~ Payment of claim to survivors of
23 certain officers killed in the line of duty - Funds.

24 (a) The state shall pay the additional sum of seventy-five thousand
25 dollars (\$75,000) to the surviving spouse or surviving children under the age
26 of twenty-two (22) of any:

27 (1) Police officer, wildlife enforcement officer of the Arkansas
28 State Game and Fish Commission, commissioned law enforcement officer or
29 emergency response employee of the State Parks Division of the Department of
30 Parks and Tourism, Department of Community Correction employee, or employee
31 of the Department of Correction whose death occurred+
32

33 (A) ~~After July 1, 1987; and~~

34 (B) ~~Either:~~

35 (i) ~~In the official line of duty and was the result~~
36 ~~of a criminal action of another person or persons; or~~

(ii) ~~In the line of duty while the officer or~~



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1 ~~employee was performing emergency medical activities; and~~ after January 1,
 2 2003 while in the line of duty acting within the course and scope of his or
 3 her employment; and

4 (2) Fire fighter or employee of the State Forestry Commission
 5 killed after July 1, 1987, while responding to, engaging in, or returning
 6 from a fire, a rescue incident, a hazardous material or bomb incident, an
 7 emergency medical activity, or simulated training thereof.

8 (b) In addition to the benefits provided for in subsection (a) of this
 9 section, the state shall pay the additional sum of twenty-five thousand
 10 dollars (\$25,000) to the spouse or surviving children under the age of
 11 twenty-two (22) of any police officer, wildlife enforcement officer of the
 12 Arkansas State Game and Fish Commission, commissioned law enforcement officer
 13 of the State Parks Division of the Department of Parks and Tourism,
 14 Department of Community Correction employee, or employee of the Department of
 15 Correction:

16 (1) Who was wearing a bulletproof vest approved by the Director
 17 of the Department of Arkansas State Police; and

18 (2) Whose death occurred:

19 (A) After July 1, 1989; and

20 (B) In the official line of duty and was the result of a
 21 criminal action of another person or persons.

22 (c) The benefits shall be paid totally from state funds appropriated
 23 therefor. The funds shall not be reimbursed by a transfer or charging the
 24 funds against any state funds allocated for turnback to cities or counties or
 25 distributed to any other state department agency fund account other than the
 26 Arkansas State Claims Commission fund accounts and the Miscellaneous
 27 Revolving Fund Account.

28 (d) The additional benefits provided in this section shall be paid to
 29 the surviving spouse, surviving children, or surviving parents in three (3)
 30 equal annual payments, the first of which shall be paid in July of the next
 31 fiscal year after the date of the original order of the Arkansas State Claims
 32 Commission establishing entitlement to additional payments and annually
 33 thereafter.

34 (e) Determination of eligibility for the additional payments provided
 35 in this section shall be made by the Arkansas State Claims Commission in
 36 accordance with commission rules and procedures.