

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

SENATE BILL 79

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE WORKERS' COMPENSATION
10 COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2018;
11 AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE WORKERS' COMPENSATION
15 COMMISSION APPROPRIATION FOR THE 2017-
16 2018 FISCAL YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Workers' Compensation Commission for the 2017-2018 fiscal year, the following
24 maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
30	(1) U100U	WCC CHAIRMAN	1	\$131,863
31	(2) U007U	WCC COMMISSIONER	2	\$129,736
32	(3) U046U	WCC CHIEF EXEC OFFICER	1	\$129,117
33	(4) N070N	WCC ASST CHIEF EXECUTIVE OFFICER	1	GRADE N908
34	(5) G005N	WCC CHIEF ADMIN LAW JUDGE	1	GRADE N908
35	(6) G010N	WCC ADMINISTRATIVE LAW JUDGE	13	GRADE N906
36	(7) G004C	MANAGING ATTORNEY	1	GRADE C129



1	(8)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
2	(9)	G007C	WCC DIVISION MANAGER	7	GRADE C128
3	(10)	G047C	ATTORNEY SPECIALIST	6	GRADE C126
4	(11)	G073C	ATTORNEY	5	GRADE C124
5	(12)	D030C	INFORMATION SYSTEMS COORDINATOR	2	GRADE C124
6	(13)	A042C	INSURANCE SENIOR EXAMINER	2	GRADE C122
7	(14)	G093C	OPERATIONS MANAGER	1	GRADE C122
8	(15)	A052C	ACCOUNTING COORDINATOR	1	GRADE C121
9	(16)	D052C	SOFTWARE SUPPORT ANALYST	1	GRADE C121
10	(17)	G107C	WCC PROGRAM MANAGER	4	GRADE C121
11	(18)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
12	(19)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE C119
13	(20)	D062C	DATABASE ANALYST	1	GRADE C119
14	(21)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
15	(22)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE C118
16	(23)	A074C	FISCAL SUPPORT SUPERVISOR	4	GRADE C118
17	(24)	C009C	HEARING REPORTER	3	GRADE C118
18	(25)	G168C	INDUSTRIAL CONSULTANT	5	GRADE C118
19	(26)	G160C	WCC PROGRAM COORDINATOR	2	GRADE C118
20	(27)	D071C	COMPUTER SUPPORT ANALYST	1	GRADE C117
21	(28)	G179C	LEGAL SERVICES SPECIALIST	2	GRADE C117
22	(29)	X123C	INSURANCE INVESTIGATOR	2	GRADE C116
23	(30)	G193C	WCC PROGRAM SPECIALIST	14	GRADE C116
24	(31)	C036C	ADMINISTRATIVE REVIEW ANALYST	1	GRADE C115
25	(32)	A093C	STATISTICIAN	1	GRADE C114
26	(33)	C050C	ADMINISTRATIVE SUPPORT SUPERVISOR	3	GRADE C113
27	(34)	C046C	LEGAL SUPPORT SPECIALIST	5	GRADE C113
28	(35)	C043C	RECORDS MANAGEMENT ANALYST	1	GRADE C113
29	(36)	C056C	ADMINISTRATIVE SPECIALIST III	14	GRADE C112
30	(37)	C073C	ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE C109
31			MAX. NO. OF EMPLOYEES	115	

32

33 SECTION 2. EXTRA HELP. There is hereby authorized, for the Workers'
 34 Compensation Commission for the 2017-2018 fiscal year, the following maximum
 35 number of part-time or temporary employees, to be known as "Extra Help",
 36 payable from funds appropriated herein for such purposes: two (2) temporary

1 or part-time employees, when needed, at rates of pay not to exceed those
 2 provided in the Uniform Classification and Compensation Act, or its
 3 successor, or this act for the appropriate classification.

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 5 SECTION 3. APPROPRIATION - ADMINISTRATION. There is hereby
 6 appropriated, to the Workers' Compensation Commission, to be payable from the
 7 Workers' Compensation Fund, for personal services and operating expenses of
 8 the Workers' Compensation Commission for the fiscal year ending June 30,
 9 2018, the following:

11 ITEM	FISCAL YEAR
12 <u>NO.</u>	<u>2017-2018</u>
13 (01) REGULAR SALARIES	\$6,311,648
14 (02) EXTRA HELP	100,000
15 (03) PERSONAL SERVICES MATCHING	2,021,800
16 (04) OVERTIME	10,000
17 (05) MAINT. & GEN. OPERATION	
18 (A) OPER. EXPENSE	1,546,030
19 (B) CONF. & TRAVEL	76,611
20 (C) PROF. FEES	241,000
21 (D) CAP. OUTLAY	50,000
22 (E) DATA PROC.	0
23 (06) REFUND/REIMBURSEMENTS - ADMIN	500,000
24 (07) COMPUTER SOFTWARE/HARDWARE	<u>285,300</u>
25 TOTAL AMOUNT APPROPRIATED	<u>\$11,142,389</u>

26
 27 SECTION 4. APPROPRIATION - REFUNDS/CLAIMS/INVESTMENTS. There is hereby
 28 appropriated, to the Workers' Compensation Commission, to be payable from the
 29 Death and Permanent Total Disability Trust Fund, for refund of taxes, payment
 30 of death and total disability claims, and investments of funds in the Death
 31 and Permanent Total Disability Trust Fund as allowed by the Workers'
 32 Compensation Commission for the fiscal year ending June 30, 2018, the
 33 following:

35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2017-2018</u>

1	(01) REFUND/REIMBURSEMENTS - DEATH AND	
2	TOTAL DISABILITY	\$550,000
3	(02) CLAIMS - DEATH AND TOTAL DISABILITY	<u>21,000,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$21,550,000</u></u>

5
6 SECTION 5. APPROPRIATION - SECOND INJURY CLAIMS. There is hereby
7 appropriated, to the Workers' Compensation Commission, to be payable from the
8 Second Injury Trust Fund, for the payment of second injury claims by the
9 Workers' Compensation Commission for the fiscal year ending June 30, 2018,
10 the following:

11		
12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2017-2018</u>
14	(01) CLAIMS - SECOND INJURY	<u><u>\$500,000</u></u>

15
16 SECTION 6. APPROPRIATION - SEMINAR - CASH. There is hereby
17 appropriated, to the Workers' Compensation Commission, to be payable from the
18 cash fund deposited in the State Treasury as determined by the Chief Fiscal
19 Officer of the State, for scholarships and educational conference expenses of
20 the Workers' Compensation Commission for the fiscal year ending June 30,
21 2018, the following:

22		
23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2017-2018</u>
25	(01) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	\$85,000
27	(B) CONF. & TRAVEL	0
28	(C) PROF. FEES	15,000
29	(D) CAP. OUTLAY	0
30	(E) DATA PROC.	0
31	(02) SCHOLARSHIPS	<u>40,000</u>
32	TOTAL AMOUNT APPROPRIATED	<u><u>\$140,000</u></u>

33
34 SECTION 7. APPROPRIATION - WORKERS' COMPENSATION COMMISSION BUILDING.
35 There is hereby appropriated, to the Workers' Compensation Commission, to be
36 payable from the Workers' Compensation Fund, for maintenance, renovation,

1 equipping, construction, improvement, upgrade and repair projects for the
2 Workers' Compensation Commission Building for the fiscal year ending June 30,
3 2018, the following:

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2017-2018</u>
7 (01) BUILDING REPAIRS AND MAINTENANCE	<u>\$150,000</u>

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9 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
11 INVESTMENTS. All such funds as are held at any time in the Death and
12 Permanent Total Disability Trust Fund, Second Injury Trust Fund, and the
13 Workers' Compensation Fund shall be invested and reinvested to the extent
14 feasible, all such investments as authorized for use by the Office of the
15 Treasurer shall be available to the listed funds. The movement of these funds
16 into and out of investments shall be by fund transfers as directed by the
17 Chief Executive Officer of the Workers' Compensation Commission.

18 The provisions of this section shall be in effect only from July 1,
19 ~~2016~~ 2017 through June 30, ~~2017~~ 2018.

20

21 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO
23 EXPENDITURE. The proceeds from the reimbursement of travel expenses received
24 by the Arkansas Workers' Compensation Commission shall be deposited into the
25 same State Treasury Fund or Fund Account from which the original travel
26 expenditures was incurred as a refund to expenditure to the credit of the
27 appropriation from which the original expenditure was made.

28 The provisions of this section shall be in effect only from July 1,
29 2017 through June 30, 2018.

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31 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
33 TRANSFERS. After receiving approval from the Chief Fiscal Officer of the
34 State, the Director of the Arkansas Workers' Compensation Commission is
35 authorized to transfer funds from the Second Injury Trust Fund to the Death
36 and Total Disability Trust Fund and/or the Workers' Compensation Trust Fund.

1 The provisions of this section shall be in effect only from July 1,
2 2017 through June 30, 2018.

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4 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
5 authorized by this act shall be limited to the appropriation for such agency
6 and funds made available by law for the support of such appropriations; and
7 the restrictions of the State Procurement Law, the General Accounting and
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
9 Procedures and Restrictions Act, or their successors, and other fiscal
10 control laws of this State, where applicable, and regulations promulgated by
11 the Department of Finance and Administration, as authorized by law, shall be
12 strictly complied with in disbursement of said funds.

13
14 SECTION 12. LEGISLATIVE INTENT. It is the intent of the General
15 Assembly that any funds disbursed under the authority of the appropriations
16 contained in this act shall be in compliance with the stated reasons for
17 which this act was adopted, as evidenced by the Agency Requests, Executive
18 Recommendations and Legislative Recommendations contained in the budget
19 manuals prepared by the Department of Finance and Administration, letters, or
20 summarized oral testimony in the official minutes of the Arkansas Legislative
21 Council or Joint Budget Committee which relate to its passage and adoption.

22
23 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the
24 General Assembly, that the Constitution of the State of Arkansas prohibits
25 the appropriation of funds for more than a one (1) year period; that the
26 effectiveness of this Act on July 1, 2017 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the legislative session, the delay in the
29 effective date of this Act beyond July 1, 2017 could work irreparable harm
30 upon the proper administration and provision of essential governmental
31 programs. Therefore, an emergency is hereby declared to exist and this Act
32 being necessary for the immediate preservation of the public peace, health
33 and safety shall be in full force and effect from and after July 1, 2017.