

Stricken language will be deleted and underlined language will be added.

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

As Engrossed: S3/25/19

# A Bill

HOUSE BILL 1082

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, 2020; AND FOR OTHER PURPOSES.  
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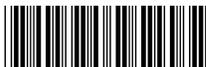
## Subtitle

21 AN ACT FOR THE ARKANSAS STATE CLAIMS  
22 COMMISSION APPROPRIATION FOR THE 2019-  
23 2020 FISCAL YEAR.  
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26

27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
28

29 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
30 for the Arkansas State Claims Commission for the 2019-2020 fiscal year, the  
31 following maximum number of regular employees.  
32

Item	Class	No. of	Maximum Annual
No.	Code	Title	Salary Rate
			Fiscal Year
			2019-2020
		Employees	



1	(1) N154N CLAIMS COMMISSION DIRECTOR	1	GRADE GS13
2	(2) C037C ADMINISTRATIVE ANALYST	1	GRADE GS06
3	(3) C073C ADMINISTRATIVE SPECIALIST II	3	GRADE GS03
4	(4) U051U CLAIMS COMMISSIONER	<u>5</u>	GRADE GS02
5	MAX. NO. OF EMPLOYEES	10	

6  
 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, 2020, the  
 11 following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2019-2020</u>
15	(01) REGULAR SALARIES	\$355,986
16	(02) PERSONAL SERVICES MATCHING	132,491
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>\$583,867</u>

24  
 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, 2020, the following:

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2019-2020</u>

1 (01) CLAIMS FOR SURVIVING SPOUSES/DEPENDENT  
 2 CHILDREN, SMALL CONTROVERSIAL CLAIMS  
 3 AND SMALL NON-CONTROVERSIAL CLAIMS \$2,250,000  
 4

5 SECTION 4. APPROPRIATION - FIREFIGHTER BENEFIT REVIEW PANEL. There is  
 6 hereby appropriated, to the Arkansas State Claims Commission, to be payable  
 7 from the State Central Services Fund, for expense reimbursements for the  
 8 Firefighter Benefit Review Panel the fiscal year ending June 30, 2020, the  
 9 sum of.....\$8,000.  
 10

11 SECTION 5. Arkansas Code § 19-10-213 is amended to read as follows:  
 12 19-10-213. Agency to pay claim - Employment compensation claims -  
 13 Director disbursing officer.

14 (a)(1) In the event that any claim authorized herein is determined to  
 15 be a valid claim against the state and the claim is to be paid from funds not  
 16 in the State Treasury, the ~~Clerk~~ Director of the Arkansas State Claims  
 17 Commission shall notify the agency against which the claim is to be charged  
 18 of the amount of such claims.

19 (2) Upon receipt of such notification, the state agency shall  
 20 forthwith deliver a check to the ~~clerk~~ director who shall deposit the same as  
 21 a nonrevenue receipt into the Miscellaneous Revolving Fund from which he or  
 22 she shall disburse the amount of the claim to the claimant.

23 (b)(1) The director shall distribute a warrant for the payment of a  
 24 valid claim against the state for employment compensation claims in the  
 25 manner provided by this subsection.

26 (2) If an employment compensation claim is determined to be a valid  
 27 claim against the state, the director shall notify the state agency against  
 28 which the claim is to be charged and the Office of Personnel Management of  
 29 the amount of the claim.

30 (3) Upon receipt of the notification under this subsection, the  
 31 state agency against which the claim is charged shall process the award  
 32 through the state mechanized payroll system.

33 (c)(1) The director shall be the disbursing officer for the funds  
 34 appropriated for expense reimbursements for the Firefighter Benefit Review  
 35 Panel.

36 (2) Expense reimbursements under this subsection shall be paid to

1 the panel as certified in writing to the Arkansas State Claims Commission by  
2 the Chair of the Firefighter Benefit Review Panel.

3 (3) The commission may pay expense reimbursements for all unpaid  
4 meetings in prior state fiscal years.

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

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16 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General  
17 Assembly that any funds disbursed under the authority of the appropriations  
18 contained in this act shall be in compliance with the stated reasons for  
19 which this act was adopted, as evidenced by the Agency Requests, Executive  
20 Recommendations and Legislative Recommendations contained in the budget  
21 manuals prepared by the Department of Finance and Administration, letters, or  
22 summarized oral testimony in the official minutes of the Arkansas Legislative  
23 Council or Joint Budget Committee which relate to its passage and adoption.

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25 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General  
26 Assembly, that the Constitution of the State of Arkansas prohibits the  
27 appropriation of funds for more than a one (1) year period; that the  
28 effectiveness of this Act on July 1, 2019 is essential to the operation of  
29 the agency for which the appropriations in this Act are provided, and that in  
30 the event of an extension of the legislative session, the delay in the  
31 effective date of this Act beyond July 1, 2019 could work irreparable harm  
32 upon the proper administration and provision of essential governmental  
33 programs. Therefore, an emergency is hereby declared to exist and this Act  
34 being necessary for the immediate preservation of the public peace, health  
35 and safety shall be in full force and effect from and after July 1, 2019.

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*/s/Joint Budget Committee*