

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A BILL ACT 1060 OF 1991
SENATE BILL 389

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE WORKERS COMPENSATION COMMISSION
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1993; AND FOR
11 OTHER PURPOSES."

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

15 SECTION 1. REGULAR SALARIES - RESEARCH STATISTICS DIVISION. There is
16 hereby established for the Workers Compensation Commission for the 1991-93
17 biennium, the following maximum number of regular employees whose salaries
18 shall be governed by the provisions of the Uniform Classification and
19 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
20 laws amendatory thereto. Provided, however, that any position to which a
21 specific maximum annual salary is set out herein in dollars, shall be exempt
22 from the provisions of said Uniform Classification and Compensation Act. All
23 persons occupying positions authorized herein are hereby governed by the
24 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
25 Code §21-5-101), or its successor.

Item	Class	Title	No. of Employees	Maximum Annual Salary Rate	
				1991-92	1992-93
31	(1) R133	AGENCY DIRECTOR RESEARCH & STATS	1	GRADE 20	
32	(2) R162	STATISTICIAN/STATISTICIAN II	2	GRADE 17	
33	(3) K153	SECRETARY II	1	GRADE 13	
34	MAX NO. OF EMPLOYEES		4		

36 SECTION 2. REGULAR SALARIES - ADMINISTRATION. There is hereby

1 established for the Workers Compensation Commission for the 1991-93 biennium,
 2 the following maximum number of regular employees whose salaries shall be
 3 governed by the provisions of the Uniform Classification and Compensation Act
 4 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
 5 thereto. Provided, however, that any position to which a specific maximum
 6 annual salary is set out herein in dollars, shall be exempt from the
 7 provisions of said Uniform Classification and Compensation Act. All persons
 8 occupying positions authorized herein are hereby governed by the provisions of
 9 the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
 10 101), or its successor.

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		Maximum Annual			
		Maximum	Salary Rate		
Item	Class	No. of	Fiscal Years		
No.	Code	Title	Employees	1991-92	1992-93
16	(1) 9997	WK CMP COMMISSION CHAIRMAN	1	\$ 66,055	\$ 69,357
17	(2) 9991	WK CMP COMMISSIONER	2	\$ 64,954	\$ 68,201
18	(3) 9808	WCC CHIEF ADMIN LAW JUDGE	1	\$ 58,348	\$ 61,265
19	(4) 9801	WCC DIRECTOR	1	\$ 58,348	\$ 61,265
20	(5) 9750	ADMINISTRATIVE LAW JUDGE	12	\$ 53,944	\$ 56,641
21	(6) 127Z	WCC DEPARTMENT HEAD	6	GRADE 26	
22		R038 ATTORNEY SUPERVISOR	1		
23	(7) R170	ATTORNEY SPECIALIST	3	GRADE 25	
24	(8) R036	ATTORNEY	5	GRADE 24	
25	(9) D080	APPLICATIONS & SYSTEMS MANAGER	2	GRADE 23	
26		766Z WK CMP PROGRAM MANAGER	2		
27	(10) 909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22	
28		R472 WORKERS COMP DEP EXEC DIRECTOR	4		
29		R484 WC CLAIMS MANAGER	1		
30	(11) A116	RATE ANALYST III	1	GRADE 21	
31		D123 APPLICATIONS & SYSTEMS ANALYST	1		
32	(12) A006	ACCOUNTING SUPV I	2	GRADE 20	
33		X323 WC COMPLIANCE OFFICER	1		
34		R082 WCC OFFICE MANAGER	1		
35	(13) K043	HEARING REPORTER	3	GRADE 19	
36		E039 LIBRARIAN III	1		

1	R030 ASST PERSONNEL MANAGER	1	
2	(14) A111 ACCOUNTANT	1	GRADE 18
3	R264 MANAGEMENT PROJECT ANALYST I	2	
4	(15) R402 WC SELF INSURERS PROGRAM COORD	1	GRADE 17
5	R430 ADMINISTRATIVE OFFICER	1	
6	R010 ADMINISTRATIVE ASSISTANT II	2	
7	(16) R009 ADMINISTRATIVE ASSISTANT I	23	GRADE 15
8	V051 STOREROOM SUPV/STORE SUPV	1	
9	X361 INSURANCE INVESTIGATOR	4	
10	K011 ADMIN SUPPORT SUPERVISOR	2	
11	A108 ACCOUNTING TECHNICIAN II	1	
12	(17) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	1	GRADE 14
13	K079 MICRO-PHOTOGRAPHER SUPERVISOR	1	
14	(18) D003 COMPUTER OPERATOR I	5	GRADE 13
15	K153 SECRETARY II	10	
16	(19) K039 DOCUMENT EXAMINER II	1	GRADE 12
17	(20) K078 ARCHIVAL MICRO-PHOTOGRAPHER	1	GRADE 11
18	K155 SECRETARY I	1	
19	(21) K037 DOCUMENT EXAMINER I	5	GRADE 10
20	K023 CLERK TYPIST	1	
21	(22) K015 OFFICE CLERK	<u>2</u>	GRADE 07
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SECTION 3. APPROPRIATIONS - ADMINISTRATION. There is hereby appropriated, to the Workers Compensation Commission, to be payable from the Worker's Compensation Fund, for personal services and operating expenses of the Workers Compensation Commission for the biennial period ending June 30, 1993, the following:

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
(01) REGULAR SALARIES	\$ 3,461,344	\$ 3,633,710
(02) PERSONAL SERV MATCHING	972,997	1,026,839
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 1,393,044	\$ 1,393,284

1	(B)	CONF. & TRAVEL	52,096	52,096
2	(C)	PROF. FEES	122,071	122,071
3	(D)	CAPITAL OUTLAY	58,550	30,000
4	(E)	DATA PROCESSING	<u>10,000</u>	<u>10,000</u>
5		TOTAL MAINT. & GEN. OPER.		1,885,761 1,607,451
6	(04)	COMPUTER SOFTWARE/HARDWARE		<u>0</u> <u>0</u>
7		TOTAL AMOUNT APPROPRIATED		<u>\$ 6,320,102</u> <u>\$ 6,268,000</u>

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9 SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the Workers

10 Compensation Commission, to be payable from the Justice Building Rental Trust

11 Fund, for rental of office space for the Workers Compensation Commission for

12 the biennial period ending June 30, 1993, the following:

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14	ITEM		FISCAL YEARS	
15	NO.		1991-92	1992-93
16	(01)	RENT OF OFFICE SPACE	<u>\$ 85,000</u>	<u>\$ 85,000</u>

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18 SECTION 5. APPROPRIATIONS - CLAIMS. There is hereby appropriated, to

19 the Workers Compensation Commission, to be payable from the Death and

20 Permanent Total Disability Trust Fund, for death and total disability claims

21 allowed by the Workers Compensation Commission for the biennial period ending

22 June 30, 1993, the following:

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24	ITEM		FISCAL YEARS	
25	NO.		1991-92	1992-93
26	(01)	CLAIMS	<u>\$ 4,162,813</u>	<u>\$ 4,162,813</u>

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28 SECTION 6. APPROPRIATIONS - SECOND INJURY CLAIMS. There is hereby

29 appropriated, to the Workers Compensation Commission, to be payable from the

30 Second Injury Trust Fund, for payment of second injury claims for the biennial

31 period ending June 30, 1993, the following:

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33	ITEM		FISCAL YEARS	
34	NO.		1991-92	1992-93
35	(01)	CLAIMS	<u>\$ 3,000,000</u>	<u>\$ 3,000,000</u>

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SECTION 7. STATISTICAL DATA COLLECTION. *The Workers' Compensation Commission shall publish annually, on an aggregate basis, information pertaining to the distribution of workers' compensation insurance premiums, losses, expenses, and net income to be compiled from reports required to be filed with the Arkansas Insurance Commissioner pursuant to A.C.A. Section 23-63-216, as amended, or any similar information required to be filed by the Insurance Commissioner regarding workers' compensation insurance. The Workers' Compensation Commission shall also publish in that same annual report information regarding aggregate workers' compensation benefit distribution to claimants, medical providers and attorneys if that specific information or similar information becomes available from revised or additional reporting requirements that may be required by the Arkansas Insurance Commissioner.*

SECTION 8. No monies appropriated by this Act, or Act 1046 of 1987, or any other Act shall be expended to fund preliminary conferences held pursuant to Arkansas Code 11-9-102, 11-9-205, 11-9-501 - 503, 11-9-517, 11-9-521 - 522, 11-9-527, 11-9-701 - 704, 11-9-715, 11-9-802, 11-9-804 other than in the county where the accident occurred, if the same occurred in this State, the county of the claimant's residence, or such other county as agreed to by the parties.

SECTION 9. CARRY FORWARD. Any unexpended balance of appropriation provided for purchase of computer software and hardware by Item (04) in Section 5 of this Act, which remains at the close of the fiscal year ending June 30, 1992, shall be carried forward and made available for the same purpose for the fiscal year ending June 30 1993. Provided further, no expenditures shall be made from Item (04) in Section 5 until a proposal for such expenditures is reviewed by the Communications Study Committee.

SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this Act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal control
2 laws of this State, where applicable, and regulations promulgated by the
3 Department of Finance and Administration, as authorized by law, shall be
4 strictly complied with in disbursement of said funds.

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6 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General
7 Assembly that any funds disbursed under the authority of the appropriations
8 contained in this Act shall be in compliance with the stated reasons for which
9 this Act was adopted, as evidenced by the Agency Requests, Executive
10 Recommendations and Legislative Recommendations contained in the budget
11 manuals prepared by the Department of Finance and Administration, letters, or
12 summarized oral testimony in the official minutes of the Arkansas Legislative
13 Council or Joint Budget Committee which relate to its passage and adoption.

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15 SECTION 12. CODE. All provisions of this Act of a general and
16 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
17 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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19 SECTION 13. SEVERABILITY. If any provision of this Act or the
20 application thereof to any person or circumstance is held invalid, such
21 invalidity shall not affect other provisions or applications of the Act which
22 can be given effect without the invalid provision or application, and to this
23 end the provisions of this Act are declared to be severable.

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25 SECTION 14. GENERAL REPEALER. All laws and parts of laws in conflict
26 with this Act are hereby repealed.

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28 SECTION 15. HEALTH PREMIUMS. The Workers Compensation Commission shall
29 not, during the 1992-93 fiscal year, spend more for health insurance per
30 employee than the amount being contributed to the State Employees Health
31 Insurance Program.

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33 SECTION 16. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Seventy-Eighth General Assembly, that the Constitution of the State of
35 Arkansas prohibits the appropriation of funds for more than a two (2) year

1 period; that the effectiveness of this Act on July 1, 1991 is essential to the
2 operation of the agency for which the appropriations in this Act are provided,
3 and that in the event of an extension of the Regular Session, the delay in the
4 effective date of this Act beyond July 1, 1991 could work irreparable harm
5 upon the proper administration and provision of essential governmental
6 programs. Therefore, an emergency is hereby declared to exist and this Act
7 being necessary for the immediate preservation of the public peace, health and
8 safety shall be in full force and effect from and after July 1, 1991.

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/s/Russ

APPROVED: 4-9-91

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