

*.As Engrossed: 3/11/91, 3/12/91, 3/26/91*

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Senator Harriman**

**A BILL ACT 1240 OF 1991**  
**SENATE BILL 736**

**For An Act To Be Entitled**

8 "AN ACT TO ESTABLISH THE PROCEDURE FOR REIMBURSING MEMBERS  
9 OF THE GENERAL ASSEMBLY FOR LEGISLATIVE EXPENSES AND PER  
10 DIEM AND MILEAGE; AND FOR OTHER PURPOSES."

11

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

13

14 SECTION 1. Arkansas Code 10-2-212 is hereby amended to read as follows:

15 "10-2-212. Reimbursable expenses.

16 (a) *A member of the Arkansas Senate may seek reimbursement for*  
17 *legislative expenses incurred as authorized by law by filing a signed*  
18 *statement of expenses incurred during each calendar month. Claims for*  
19 *reimbursement for expenses incurred shall be filed with the Secretary of the*  
20 *Senate and shall be paid from the funds appropriated for such purposes for the*  
21 *use of the Arkansas Senate. The Senate Efficiency Committee is hereby*  
22 *authorized to establish the method of reimbursing members of the Senate for*  
23 *ordinary and necessary expenses incurred in the performance of their duties as*  
24 *members of the General Assembly. The Efficiency Committee shall within the*  
25 *limitations of the Arkansas Constitution and Internal Revenue Service*  
26 *guidelines determine which expenditures constitute ordinary and necessary*  
27 *expenses and the amount of per diem and mileage reimbursement to be paid from*  
28 *Senate appropriations. This subsection does not apply to per diem, mileage*  
29 *and expense reimbursements paid from funds disbursed by the Legislative*  
30 *Auditor or the Director of the Bureau of Legislative Research.*

31 (b) *A member of the Arkansas House of Representatives may seek*  
32 *reimbursement for legislative expenses incurred as authorized by law by filing*  
33 *a signed statement of expenses incurred during each calendar month. Claims*  
34 *for reimbursement for expenses incurred shall be filed with the Coordinator of*  
35 *House Legislative Services and shall be paid from the funds appropriated for*  
36 *such purposes for the use of the House of Representatives. The Speaker of the*

1 House of Representatives is hereby authorized to establish the method of  
2 reimbursing members of the House for ordinary and necessary expenses incurred  
3 in the performance of their duties as members of the General Assembly. The  
4 Speaker shall within the limitations of the Arkansas Constitution and Internal  
5 Revenue Service guidelines determine which expenditures constitute ordinary  
6 and necessary expenses and the amount of per diem and mileage reimbursement to  
7 be paid from House appropriations. The Speaker shall notify the House  
8 disbursing officer regarding the Speaker's actions under this subsection.  
9 This subsection does not apply to per diem, mileage and expense reimbursements  
10 paid from funds disbursed by the Legislative Auditor or the Director of the  
11 Bureau of Legislative Research.

12 (c) Except as otherwise provided by law, the maximum amount of  
13 reimbursement for legislative expenses incurred by members of the General  
14 Assembly shall be, at the option of each member, either five thousand eight  
15 hundred twenty dollars (\$5,820) per year, six thousand five hundred forty  
16 dollars (\$6,540) per year or seven thousand two hundred dollars (\$7,200) per  
17 year.

18 (d) Any member of the General Assembly may elect not to receive per  
19 diem and mileage payments for attending legislative sessions and for  
20 legislative activities and in lieu thereof be reimbursed up to an additional  
21 three thousand dollars (\$3,000) per year. Such election shall be made in  
22 writing to the presiding officer of the legislative body to which the member  
23 is elected. The election must occur prior to adjournment of the 1991 regular  
24 session and prior to fifth (5th) day of succeeding regular sessions and the  
25 election shall remain in effect until a subsequent election is made at the  
26 next regular session.

27 (e) No member of the General Assembly shall file with the House or  
28 Senate claims for reimbursement for expenses in excess of the maximum amount  
29 prescribed by law."

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31 SECTION 2. Arkansas Code 10-2-123(c)(1) is hereby amended to read as  
32 follows:

33 "(c)(1) Members of the preceding General Assembly who have been  
34 reelected to a new term in either house of the General Assembly, and the newly  
35 elected members of the House of Representatives and Senate shall be eligible  
36 to attend the biennial Institute of Legislative Procedure and shall be

1 entitled, upon filing claim therefor, to per diem in the amount fixed by law  
2 for members of the General Assembly to receive for attendance at legislative  
3 sessions, per day for each day in attending the biennial Institute of  
4 Legislative Procedure, but in no event to exceed three (3) days per member,  
5 plus mileage in traveling from their place of residence to the biennial  
6 Institute of Legislative Procedure and return."

7  
8 "SECTION 3. Arkansas Code 10-2-215 is hereby amended to read as  
9 follows:

10 "10-2-215. Additional compensation for committee chairmen and co-  
11 chairmen.

12 In addition to the expense allowance provided by § 10-2-212 and all laws  
13 amendatory and supplemental thereto, the chairman of each of the standing,  
14 select, and joint committees of either house of the General Assembly and the  
15 co-chairman of any committee of the General Assembly which does not function  
16 during the legislative session shall be eligible to receive an additional one  
17 thousand eight hundred dollars (\$1,800) per year. This additional allowance  
18 shall be paid from the same funds and appropriation and in the same manner as  
19 provided for the allowances authorized by § 10-2-212, and all laws amendatory  
20 and supplemental thereto."

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22 SECTION 4. Arkansas Code 10-2-217(a) (1) is hereby amended to read as  
23 follows:

24 "(a) (1) Members, or alternate members serving as members, of the  
25 interim committees of the General Assembly, as defined in subsection (b) of  
26 this section, and members of the General Assembly who shall perform 'other  
27 interim legislative duties as authorized by law', as defined in subsection  
28 (b) of this section, shall be entitled to receive per diem and mileage  
29 reimbursement in the amount prescribed by the Legislative Council not to exceed  
30 the amount as prescribed by regulations of the Internal Revenue Service."

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32 SECTION 5. Arkansas Code 10-3-212(b) is hereby amended to read as  
33 follows:

34 "(b) The members of the two (2) committees shall be entitled to receive  
35 per diem at the rate set for attendance at meetings of the joint interim

1 committees of the House and Senate for attending joint or separate meetings of  
2 the committees. Members shall also be entitled to mileage reimbursement as  
3 provided by law."

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5 SECTION 6. Arkansas Code 10-3-1101(b) (2) is hereby amended to read as  
6 follows:

7 "(b) (2) In addition thereto, the committee shall receive mileage for  
8 travel from their homes to the State Capitol Building."

9

10 SECTION 7. Section 6(a) of Act 30 of 1991 is hereby amended to read as  
11 follows:

12 "(a) The Arkansas Legislative Council and the Legislative Joint  
13 Auditing Committee shall cooperate in jointly sponsoring a biennial Institute  
14 of Legislative Procedure to carry out the aforementioned purposes. Members of  
15 the preceding General Assembly who have been re-elected to a new term in  
16 either house of the General Assembly, and newly-elected members of the House  
17 of Representatives and Arkansas Senate, shall be eligible to attend the  
18 biennial Institute of Legislative Procedure and shall be entitled, upon filing  
19 a claim therefor, to per diem in the amount fixed by law for payment to  
20 members of the General Assembly for attendance at legislative sessions per day  
21 for each day in attending the biennial Institute of Legislative Procedure, but  
22 in no event to exceed three (3) days per member, plus mileage in traveling  
23 from their place of residence to the biennial Institute of Legislative  
24 Procedure and return. Per diem and mileage for members of the General  
25 Assembly and newly-elected members of the General Assembly for attending the  
26 biennial Institute of Legislative Procedure shall be paid by their respective  
27 houses from the monies appropriated therefor."

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29 SECTION 8. Section 7(A) of Act 134 of 1991 is hereby amended to read as  
30 follows:

31 "(A) The General Assembly hereby determines that the conducting of an  
32 Institute of Legislative Procedure prior to the convening of regular Sessions  
33 of the General Assembly on rules and legislative procedure and current fiscal  
34 conditions and other problems in state government, is essential to the proper  
35 functioning of each Regular Session of the General Assembly.



1 regulations as soon as possible. Therefore, an emergency is hereby declared  
2 to exist and this Act being immediately necessary for the preservation of the  
3 public peace, health and safety shall be in full force and effect from and  
4 after January 1, 1991.

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*/s/Harriman*

APPROVED: 4-10-91

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