

*As Engrossed: 1/29/91, 3/7/91*

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

**A BILL ACT 692 OF 1991**  
**SENATE BILL 219**

**For An Act To Be Entitled**

8 "AN ACT TO PROVIDE THAT WHEN A PERSON DIES WHILE EMPLOYED  
9 BY AN AGENCY OF THE STATE, HIS SURVIVORS SHALL RECEIVE  
10 PAYMENT FOR ANNUAL LEAVE AND HOLIDAYS ACCRUED TO THE  
11 DECEASED AT THE TIME OF DEATH, NOT TO EXCEED SIXTY DAYS;  
12 AND FOR OTHER PURPOSES."

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

15  
16 SECTION 1. When a person dies while actively employed by any agency of  
17 the State of Arkansas, the deceased's estate or the person entitled to receive  
18 payment shall receive payment from the state agency for all unused annual  
19 leave and holidays which had accrued to the deceased at the time of death,  
20 except that the total shall not exceed sixty (60) days.

21  
22 SECTION 2. The provisions of this Act shall apply to not only  
23 Department of Correction employees who die after the effective date of this  
24 Act, but also to those persons who died prior to the effective date of this  
25 Act but subsequent to January 1, 1990 and who were actively employed by the  
26 Arkansas Department of Correction on the date of death.

27  
28 SECTION 3. All provisions of this Act of a general and permanent nature  
29 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
30 Revision Commission shall incorporate the same in the Code.

31  
32 SECTION 4. If any provision of this Act or the application thereof to  
33 any person or circumstance is held invalid, such invalidity shall not affect  
34 other provisions or applications of the Act which can be given effect without  
35 the invalid provision or application, and to this end the provisions of this  
36 Act are declared to be severable.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

SECTION 5. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 6. EMERGENCY. It is hereby found and determined by the General Assembly that this Act will allow the estate of a deceased state employee to receive payment for unused annual leave and holidays accrued to the deceased (not to exceed sixty (60) days) at the time of death; that some families of deceased state employees will receive benefits under this Act; and that this Act should go into effect immediately in order to provide those benefits as soon as possible. Therefore, an emergency is hereby declared to exist and this Act being immediately necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

/s/Russ

APPROVED: 3-22-91