

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Representative Wingfield**

# A Bill

**ACT 452 OF 1993**  
**HOUSE BILL 1551**

## For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE § 11-9-901 TO DEFINE  
\_PUBLIC SECTOR SELF-INSURER\_ AS USED RELATIVE TO THE  
GUARANTY FUND FOR ARKANSAS WORKERS\_ COMPENSATION SELF-  
INSURERS IN THE PRIVATE SECTOR; AND FOR OTHER PURPOSES."

## Subtitle

"DEFINING \_PUBLIC SECTOR SELF-INSURER\_ AS USED RELATIVE TO  
THE GUARANTY FUND FOR ARKANSAS WORKERS\_ COMPENSATION SELF-  
INSURERS IN THE PRIVATE SECTOR."

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

SECTION 1. Arkansas Code § 11-9-901 is hereby amended to read as follows:

"11-9-901. Creation - Exemption.

(a) The Arkansas Workers' Compensation Commission is hereby authorized to recognize an entity formed under the Arkansas Nonprofit Corporation Act, §§ 4-28-201 - 4-28-206 and §§ 4-28-209 - 4-28-223, to function as the guaranty fund for Arkansas workers' compensation self-insurers in the private sector.

(b) Public sector self-insurers are specifically exempted from the provisions of this subchapter.

(c) As used in this subchapter, \_Public sector self insurer\_ means a group of municipalities, a city, a county, or the state entity which directly exercises control over an employee and which pays the employee\_s salary."

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas

1 Code Revision Commission shall incorporate the same in the Code.

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3 SECTION 3. If any provision of this act or the application thereof to  
4 any person or circumstance is held invalid, such invalidity shall not affect  
5 other provisions or applications of the act which can be given effect without  
6 the invalid provision or application, and to this end the provisions of this  
7 act are declared to be severable.

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9 SECTION 4. All laws and parts of laws in conflict with this act are  
10 hereby repealed.

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12 SECTION 5. EMERGENCY. *An emergency is hereby declared to exist and*  
13 *this act being necessary for the immediate preservation of the public peace,*  
14 *health and safety shall be in full force and effect from and after its passage*  
15 *and approval.*

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*/s/G. Wingfield*

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18 APPROVED: 03/10/93

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