

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4

As Engrossed: S2/17/97 S2/20/97 H4/2/97

## A Bill

ACT 1298 OF 1997  
SENATE BILL 316

5 By: Senator Argue  
6  
7

### For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 19-10-204 TO  
10 CLARIFY JURISDICTION OF THE ARKANSAS CLAIMS COMMISSION AS  
11 IT RELATES TO PATERNITY AND CHILD SUPPORT; TO DECLARE AN  
12 EMERGENCY; AND FOR OTHER PURPOSES."

### Subtitle

14 "TO AMEND A.C.A. § 19-10-204 TO CLARIFY  
15 JURISDICTION OF THE ARKANSAS CLAIMS  
16 COMMISSION AS IT RELATES TO PATERNITY  
17 AND CHILD SUPPORT."  
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19  
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code Annotated § 19-10-204(b) is amended to read as  
23 follows:

24 "(b) The commission shall have no jurisdiction of, or authority with  
25 respect to, claims arising under the Workers' Compensation Law, § 11-9-101 et  
26 seq., the Employment Security Law, § 11-10-101 et seq., the Arkansas Teacher  
27 Retirement System Act, § 24-7-201 et seq., the Arkansas Public Employees'  
28 Retirement System Act, § 24-4-101 et seq., the State Police Retirement System  
29 Act, § 24-6-201 et seq., or under laws providing for old age assistance  
30 grants, child welfare grants, blind pensions, or any laws of a similar nature.  
31 Additionally, the commission shall have no jurisdiction over claims against  
32 the State for repayment of child support, except in cases where the underlying  
33 support order is set aside as void ab initio by the court and the child  
34 support paid was retained by the State as reimbursement for public assistance  
35 paid on behalf of a child. Claims solely addressing the receipting,  
36 processing, and reissuance of child support payments through the Arkansas

1 Child Support Clearinghouse shall remain within the jurisdiction of the  
2 commission."

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4 SECTION 2. All provisions of this act of a general and permanent nature  
5 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
6 Revision Commission shall incorporate the same in the Code.

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

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

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17 SECTION 5. EMERGENCY. It is found and determined by the General  
18 Assembly of the State of Arkansas that there is an urgent need to clarify the  
19 jurisdiction of the Arkansas Claims Commission and that the amendment of  
20 § 19-10-204(b) will serve to further and accomplish this purpose. Therefore  
21 an emergency is declared to exist and this act being immediately necessary for  
22 the preservation of the public peace, health and safety shall become effective  
23 on the date of its approval by the Governor. If the bill is neither approved  
24 nor vetoed by the Governor, it shall become effective on the expiration of the  
25 period of time during which the Governor may veto the bill. If the bill is  
26 vetoed by the Governor and the veto is overridden, it shall become effective  
27 on the date the last house overrides the veto.

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29 /s/Argue

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31 APPROVED: 4-10-97

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