

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

A Bill

ACT 33 OF 1997
SENATE BILL 24

4
5 By: Senator Dowd
6 By: Representative Beatty

For An Act To Be Entitled

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10 "AN ACT TO AUTHORIZE APPEALS FROM DECISIONS OF THE
11 ARKANSAS STATE CLAIMS COMMISSION TO THE ARKANSAS GENERAL
12 ASSEMBLY; TO ESTABLISH CERTAIN PROCEDURES FOR SUCH
13 APPEALS; AND FOR OTHER PURPOSES."

Subtitle

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16 "TO PROVIDE FOR APPEALS OF DECISIONS OF
17 THE ARKANSAS STATE CLAIMS COMMISSION TO
18 THE ARKANSAS GENERAL ASSEMBLY."

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

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22 SECTION 1. Arkansas Code, Title 19, Chapter 10, subchapter 2 is amended
23 by adding a new section at the end thereof to read as follows:

24 "19-10-211. Appeals of Decisions.

25 (a) A decision of the Arkansas State Claims Commission may be appealed
26 only to the Arkansas General Assembly.

27 (b) When any party to a claim before the Arkansas State Claims
28 Commission is aggrieved by the decision of the Commission concerning such
29 claim, the aggrieved party may, on a form designed by the Commission:

30 (1) within forty (40) days after the decision is rendered, file
31 with the Commission a notice of appeal of the decision to the Arkansas General
32 Assembly; or

33 (2) within forty (40) days after the decision is rendered, file
34 with the Commission a motion for reconsideration requesting the Commission to
35 reconsider its decision; and

36 (3) within twenty (20) days after Commission reconsideration or

1 denial of the motion for reconsideration, file with the Commission a notice of
2 appeal of the decision to the General Assembly.

3 (c) The Commission shall, in a timely manner, notify the Legislative
4 Council or the appropriate committee of the General Assembly and all parties
5 to the claim when any notice of appeal to the General Assembly is filed with
6 the Commission.

7 (d) When the Commission notifies parties of a decision of the
8 Commission, it shall advise the parties of the right of appeal."

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

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

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

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24 APPROVED: 1-29-97

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