

**Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

*As Engrossed: H3/21/01*

# A Bill

**Act 1129 of 2001**  
HOUSE BILL 2107

5 By: *Joint Budget Committee*  
6  
7

## **For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING PAYMENT  
10 OF CLAIMS TO SURVIVING SPOUSES AND/OR DEPENDENT  
11 CHILDREN OF POLICEMEN, FIREMEN, CORRECTIONAL OFFICERS  
12 AND OTHER SPECIFIED STATE EMPLOYEES KILLED IN THE  
13 OFFICIAL LINE OF DUTY AS PRESCRIBED BY LAW; AND FOR  
14 PAYMENT OF SMALL CONTROVERSIAL AND NON-CONTROVERSIAL  
15 CLAIMS WHICH HAVE BEEN APPROVED BY THE ARKANSAS STATE  
16 CLAIMS COMMISSION FOR THE ARKANSAS STATE CLAIMS  
17 COMMISSION WHICH SHALL BE SUPPLEMENTAL AND IN  
18 ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1141 OF  
19 1999; AND FOR OTHER PURPOSES.  
20  
21

## **Subtitle**

22 AN ACT FOR THE ARKANSAS STATE CLAIMS  
23 COMMISSION - DEATH BENEFITS AND SMALL  
24 CLAIMS SUPPLEMENTAL APPROPRIATION.  
25  
26  
27

28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
29

30 SECTION 1. APPROPRIATION - DEATH BENEFITS AND SMALL CLAIMS. There is  
31 hereby appropriated, to the Arkansas State Claims Commission, to be payable  
32 from the Miscellaneous Revolving Fund, for payment of claims to surviving  
33 spouses and/or dependent children of policemen, firemen, correctional  
34 officers and other specified state employees killed in the official line of  
35 duty, as prescribed by law; and for payment of small controversial and non-  
36 controversial claims of the Arkansas State Claims Commission which shall be

1 supplemental and in addition to those funds appropriated in Section 3 of Act  
2 1141 of 1999, the following:

3

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2000-2001</u>
6 (01) CLAIMS FOR SURVIVING SPOUSES/DEPENDENT 7 CHILDREN, SMALL CONTROVERSIAL 8 AND NON-CONTROVERSIAL CLAIMS	\$ <u>500,000</u>

9

10 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. With the  
12 exception of death and disability benefit claims paid under the provisions  
13 of Arkansas Code Annotated 21-5-701 through 21-5-707, no award may be paid in  
14 excess of seven thousand five hundred dollars (\$7,500). If the award is  
15 greater than \$7,500, then such claim shall be referred to the General  
16 Assembly for an appropriation.

17

18 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
20 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission  
21 shall not distribute any warrants prepared under the provisions of this Act  
22 for awards made by the Arkansas State Claims Commission for employment  
23 compensation claims. Upon the award by the State Claims Commission of an  
24 employment compensation claim, the Clerk of the State Claims Commission shall  
25 notify the affected state agency and the Department of Finance and  
26 Administration - Office of Personnel Management of such amounts that are due  
27 and payable. The affected state agency shall then process the award through  
28 the State Mechanized Payroll System.

29

30 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
31 by this act shall be limited to the appropriation for such agency and funds  
32 made available by law for the support of such appropriations; and the  
33 restrictions of the State Purchasing Law, the General Accounting and  
34 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
35 Procedures and Restrictions Act, or their successors, and other fiscal  
36 control laws of this State, where applicable, and regulations promulgated by

1 the Department of Finance and Administration, as authorized by law, shall be  
2 strictly complied with in disbursement of said funds.

3  
4 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
5 that any funds disbursed under the authority of the appropriations contained  
6 in this act shall be in compliance with the stated reasons for which this act  
7 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
8 and Legislative Recommendations contained in the budget manuals prepared by  
9 the Department of Finance and Administration, letters, or summarized oral  
10 testimony in the official minutes of the Arkansas Legislative Council or  
11 Joint Budget Committee which relate to its passage and adoption.

12  
13 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
14 Assembly, that funds provided by the General Assembly for the operations of  
15 the Arkansas State Claims Commission are, due to unforeseen circumstances,  
16 insufficient for the Arkansas State Claims Commission to continue to provide  
17 essential governmental services; that the provisions of this act will provide  
18 the necessary monies for the Arkansas State Claims Commission to continue  
19 such services; and that a delay in the effective date of this Act could work  
20 irreparable harm upon the proper administration and provision of essential  
21 governmental programs. Therefore, an emergency is hereby declared to exist  
22 and this Act being necessary for the immediate preservation of the public  
23 peace, health and safety shall be in full force and effect from and after the  
24 date of its passage and approval.

25 If the bill is neither approved nor vetoed by the Governor, it shall become  
26 effective on the expiration of the period of time during which the Governor  
27 may veto the bill. If the bill is vetoed by the Governor and the veto is  
28 overridden, it shall become effective on the date the last house overrides  
29 the veto.

30 /s/ Joint Budget Committee

31  
32  
33 APPROVED: 3/27/2001