

**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.
Act 98 of the Regular Session**

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 1098

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5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING
10 PAYMENT OF CLAIMS TO SURVIVING SPOUSES AND/OR
11 DEPENDENT CHILDREN OF POLICEMEN, FIREMEN,
12 CORRECTIONAL OFFICERS AND OTHER SPECIFIED STATE
13 EMPLOYEES KILLED IN THE OFFICIAL LINE OF DUTY, AS
14 PRESCRIBED BY LAW; PROVIDING FOR PAYMENT OF SMALL
15 CONTROVERSIAL AND NON-CONTROVERSIAL CLAIMS WHICH
16 HAVE BEEN APPROVED BY THE ARKANSAS STATE CLAIMS
17 COMMISSION; PROVIDING PERSONAL SERVICES AND
18 OPERATING EXPENSES FOR THE ARKANSAS STATE CLAIMS
19 COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE
20 30, 2007; AND FOR OTHER PURPOSES.
21
22

Subtitle

23 AN ACT FOR THE ARKANSAS STATE CLAIMS
24 COMMISSION APPROPRIATION FOR THE
25 2005-2007 BIENNIUM.
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29 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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31 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
32 the Arkansas State Claims Commission for the 2005-2007 biennium, the
33 following maximum number of regular employees whose salaries shall be
34 governed by the provisions of the Uniform Classification and Compensation Act
35 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory



1 thereto. Provided, however, that any position to which a specific maximum
 2 annual salary is set out herein in dollars, shall be exempt from the
 3 provisions of said Uniform Classification and Compensation Act. All persons
 4 occupying positions authorized herein are hereby governed by the provisions
 5 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
 6 101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				2005-2006	2006-2007
(1)	9906	CLAIMS DIRECTOR	1	\$69,406	\$71,274
(2)	9905	CLAIMS COMMISSIONER	5	\$22,658	\$23,337
(3)	R266	MANAGEMENT PROJECT ANALYST II	1	GRADE 20	
(4)	K153	SECRETARY II	3	GRADE 13	
		MAX. NO. OF EMPLOYEES	10		

18 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 19 the Arkansas State Claims Commission, to be payable from the State Central
 20 Services Fund, for personal services and operating expenses of the Arkansas
 21 State Claims Commission for the biennial period ending June 30, 2007, the
 22 following:

ITEM NO.		FISCAL YEARS	
		2005-2006	2006-2007
(01)	REGULAR SALARIES	\$ 303,102	\$ 311,976
(02)	PERSONAL SERVICES MATCHING	95,383	97,052
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	83,300	85,800
(B)	CONF. & TRAVEL	3,000	3,000
(C)	PROF. FEES	0	0
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
	TOTAL AMOUNT APPROPRIATED	<u>\$ 484,785</u>	<u>\$ 497,828</u>

36 SECTION 3. APPROPRIATION - CLAIMS. There is hereby appropriated, to the

1 Arkansas State Claims Commission, to be payable from the Miscellaneous
2 Revolving Fund, for payment of claims awarded to surviving spouses and/or
3 dependent children of deceased policemen, firemen, correctional officers and
4 other specified state employees killed in the official line of duty, as
5 prescribed by law; for payment of small controversial claim awards made by
6 the Arkansas State Claims Commission; and for payment of awards made by the
7 Arkansas State Claims Commission, as provided by law, on non-controversial
8 claims, for the biennial period ending June 30, 2007, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
(01) CLAIMS FOR SURVIVING SPOUSES/DEPENDENT CHILDREN, SMALL CONTROVERSIAL CLAIMS AND SMALL NON-CONTROVERSIAL CLAIMS	\$ <u>1,400,000</u>	\$ <u>1,400,000</u>

16 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

18 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission
19 shall not distribute any warrants prepared under the provisions of this Act
20 for awards made by the Arkansas State Claims Commission for employment
21 compensation claims. Upon the award by the State Claims Commission of an
22 employment compensation claim, the Clerk of the State Claims Commission shall
23 notify the affected state agency and the Department of Finance and
24 Administration - Office of Personnel Management of such amounts that are due
25 and payable. The affected state agency shall then process the award through
26 the State Mechanized Payroll System.

27 The provisions of this section shall be in effect only from July 1, ~~2003~~
28 2005 through June 30, ~~2005~~ 2007.

30 SECTION 5. 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 Procurement 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.

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4 SECTION 6. 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.

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13 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
14 Assembly, that the Constitution of the State of Arkansas prohibits the
15 appropriation of funds for more than a two (2) year period; that the
16 effectiveness of this Act on July 1, 2005 is essential to the operation of
17 the agency for which the appropriations in this Act are provided, and that in
18 the event of an extension of the Regular Session, the delay in the effective
19 date of this Act beyond July 1, 2005 could work irreparable harm upon the
20 proper administration and provision of essential governmental programs.
21 Therefore, an emergency is hereby declared to exist and this Act being
22 necessary for the immediate preservation of the public peace, health and
23 safety shall be in full force and effect from and after July 1, 2005.

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27 APPROVED: 2/10/2005
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