

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 653 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

As Engrossed: S2/10/09

A Bill

SENATE BILL 64

5 By: Senator Madison
6
7

8 **For An Act To Be Entitled**

9 AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 11 OF
10 *THE ARKANSAS CODE OF 1987 ANNOTATED, SOME*
11 *PORTIONS OF WHICH RESULTED FROM INITIATED ACT 4*
12 *OF 1949; AND FOR OTHER PURPOSES.*
13

14 **Subtitle**

15 AN ACT TO MAKE VARIOUS CORRECTIONS TO
16 TITLE 11 OF THE ARKANSAS CODE OF 1987
17 *ANNOTATED, SOME PORTIONS OF WHICH*
18 *RESULTED FROM INITIATED ACT 4 OF 1949.*
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 *SECTION 1. Arkansas Code § 11-9-508(d)(4) resulting from Initiated Act*
24 *4 of 1949 is amended to read as follows to clarify a reference and to make*
25 *stylistic changes:*

26 (4)(A) Establish fees for medical services as provided ~~for~~ in
27 Workers' Compensation Commission Rule 30 and its amendments.

28 (B) The commission shall make no distinction in approving
29 fees from different classes of medical service providers or health care
30 providers for provision of the same or essentially similar medical services
31 or health care services as ~~defined herein~~ specified in this section; and
32

33 SECTION 2. Arkansas Code § 11-10-507(4) is amended to read as follows
34 to make stylistic changes:

35 (4) Waiting Period. He or she has been unemployed for a waiting



1 period of one (1) week. ~~No~~ A week shall not be counted as a week of
 2 unemployment for the purposes of this subdivision (4):

3 (A) Unless it occurs within the benefit year which
 4 includes the week with respect to which he or she claims payment of benefits;

5 (B) If benefits have been paid with respect thereto; and

6 (C) Unless the individual was eligible for benefits with
 7 respect thereto as provided in this section and §§ 11-10-512 – 11-10-519,
 8 except for the requirements of this subdivision (4); and

9
 10 SECTION 3. Arkansas Code § 11-10-507(5)(C)(ii)(b) is amended to read
 11 as follows to correct a reference:

12 (b) Services performed by an employee of a
 13 political subdivision of this state, as provided in § 11-10-210(a)(2)(B), or
 14 by an employee of a nonprofit educational institution which is not an
 15 institution of higher education, as provided in § ~~11-10-210(a)(4)(C)~~ § 11-10-
 16 210(a)(3), except to the extent that assistance under Title II of the
 17 Emergency Jobs and Unemployment Assistance Act of 1974 was paid on the basis
 18 of such services.

19
 20 SECTION 4. Arkansas Code § 11-10-509(b)(2) is amended to read as
 21 follows to correct a reference and to make stylistic changes:

22 (2)(A) If compensation is denied to ~~any~~ an individual under ~~this~~
 23 ~~subdivision (b)(2)~~ subdivision (b)(1) of this section and the individual was
 24 not offered an opportunity to perform the services for the educational
 25 institution for the second of the academic years or terms, the individual, if
 26 otherwise eligible, ~~shall be~~ is entitled to a retroactive payment of
 27 compensation for each week for which the individual filed a timely claim for
 28 compensation and for which compensation was denied solely by reason of ~~this~~
 29 ~~clause~~ subdivision (b)(1) of this section.

30 (B) ~~provided that the~~ The individual ~~makes an application~~
 31 shall apply for the retroactive payment described in subdivision (b)(2)(A) of
 32 this section within two (2) weeks after receipt of notification from the
 33 educational institution that he or she will not have an opportunity to
 34 perform the services at that educational institution in the second academic
 35 year or term.

36

1 SECTION 5. Arkansas Code § 11-10-522(a)(1)(B)(ii) is amended to read
2 as follows to correct word usage:

3 (ii) For a ~~worker~~ claimant who does not meet the
4 wage requirements of § 11-10-507(5), the notice of monetary determination
5 shall include the reason for such determination.

6
7 SECTION 6. The enactment and adoption of this act shall not repeal,
8 expressly or impliedly, the acts passed at the regular session of the 87th
9 General Assembly. All such acts shall have full effect and, so far as those
10 acts intentionally vary from or conflict with any provision contained in this
11 act, those acts shall have the effect of subsequent acts and as amending or
12 repealing the appropriate parts of the Arkansas Code of 1987.

13
14 /s/ Madison

15
16 **APPROVED: 3/27/2009**