

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: S3/25/19

A Bill

HOUSE BILL 1082

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING PAYMENT
9 OF CLAIMS TO SURVIVING SPOUSES AND/OR DEPENDENT
10 CHILDREN OF POLICEMEN, FIREMEN, CORRECTIONAL OFFICERS
11 AND OTHER SPECIFIED STATE EMPLOYEES KILLED IN THE
12 OFFICIAL LINE OF DUTY, AS PRESCRIBED BY LAW;
13 PROVIDING FOR PAYMENT OF SMALL CONTROVERSIAL AND NON-
14 CONTROVERSIAL CLAIMS WHICH HAVE BEEN APPROVED BY THE
15 ARKANSAS STATE CLAIMS COMMISSION; PROVIDING PERSONAL
16 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
17 STATE CLAIMS COMMISSION FOR THE FISCAL YEAR ENDING
18 JUNE 30, 2020; AND FOR OTHER PURPOSES.
19

Subtitle

20
21 AN ACT FOR THE ARKANSAS STATE CLAIMS
22 COMMISSION APPROPRIATION FOR THE 2019-
23 2020 FISCAL YEAR.
24
25
26

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

29 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
30 for the Arkansas State Claims Commission for the 2019-2020 fiscal year, the
31 following maximum number of regular employees.
32

33			Maximum Annual
34			Salary Rate
35	Item Class	No. of	Fiscal Year
36	No. Code Title	Employees	2019-2020



1	(1) N154N CLAIMS COMMISSION DIRECTOR	1	GRADE GS13
2	(2) C037C ADMINISTRATIVE ANALYST	1	GRADE GS06
3	(3) C073C ADMINISTRATIVE SPECIALIST II	3	GRADE GS03
4	(4) U051U CLAIMS COMMISSIONER	<u>5</u>	GRADE GS02
5	MAX. NO. OF EMPLOYEES	10	

6
 7 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 8 to the Arkansas State Claims Commission, to be payable from the State Central
 9 Services Fund, for personal services and operating expenses of the Arkansas
 10 State Claims Commission for the fiscal year ending June 30, 2020, the
 11 following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2019-2020</u>
15	(01) REGULAR SALARIES	\$355,986
16	(02) PERSONAL SERVICES MATCHING	132,491
17	(03) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	92,390
19	(B) CONF. & TRAVEL	3,000
20	(C) PROF. FEES	0
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$583,867</u>

24
 25 SECTION 3. APPROPRIATION - CLAIMS. There is hereby appropriated, to
 26 the Arkansas State Claims Commission, to be payable from the Miscellaneous
 27 Revolving Fund, for payment of claims awarded to surviving spouses and/or
 28 dependent children of deceased policemen, firemen, correctional officers and
 29 other specified state employees killed in the official line of duty, as
 30 prescribed by law; for payment of small controversial claim awards made by
 31 the Arkansas State Claims Commission; and for payment of awards made by the
 32 Arkansas State Claims Commission, as provided by law, on non-controversial
 33 claims, for the fiscal year ending June 30, 2020, the following:

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2019-2020</u>

1 (01) CLAIMS FOR SURVIVING SPOUSES/DEPENDENT
 2 CHILDREN, SMALL CONTROVERSIAL CLAIMS
 3 AND SMALL NON-CONTROVERSIAL CLAIMS \$2,250,000
 4

5 SECTION 4. APPROPRIATION - FIREFIGHTER BENEFIT REVIEW PANEL. There is
 6 hereby appropriated, to the Arkansas State Claims Commission, to be payable
 7 from the State Central Services Fund, for expense reimbursements for the
 8 Firefighter Benefit Review Panel the fiscal year ending June 30, 2020, the
 9 sum of.....\$8,000.
 10

11 SECTION 5. Arkansas Code § 19-10-213 is amended to read as follows:
 12 19-10-213. Agency to pay claim - Employment compensation claims -
 13 Director disbursing officer.

14 (a)(1) In the event that any claim authorized herein is determined to
 15 be a valid claim against the state and the claim is to be paid from funds not
 16 in the State Treasury, the ~~Clerk~~ Director of the Arkansas State Claims
 17 Commission shall notify the agency against which the claim is to be charged
 18 of the amount of such claims.

19 (2) Upon receipt of such notification, the state agency shall
 20 forthwith deliver a check to the ~~clerk~~ director who shall deposit the same as
 21 a nonrevenue receipt into the Miscellaneous Revolving Fund from which he or
 22 she shall disburse the amount of the claim to the claimant.

23 (b)(1) The director shall distribute a warrant for the payment of a
 24 valid claim against the state for employment compensation claims in the
 25 manner provided by this subsection.

26 (2) If an employment compensation claim is determined to be a valid
 27 claim against the state, the director shall notify the state agency against
 28 which the claim is to be charged and the Office of Personnel Management of
 29 the amount of the claim.

30 (3) Upon receipt of the notification under this subsection, the
 31 state agency against which the claim is charged shall process the award
 32 through the state mechanized payroll system.

33 (c)(1) The director shall be the disbursing officer for the funds
 34 appropriated for expense reimbursements for the Firefighter Benefit Review
 35 Panel.

36 (2) Expense reimbursements under this subsection shall be paid to

1 the panel as certified in writing to the Arkansas State Claims Commission by
2 the Chair of the Firefighter Benefit Review Panel.

3 (3) The commission may pay expense reimbursements for all unpaid
4 meetings in prior state fiscal years.

5
6 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
7 authorized by this act shall be limited to the appropriation for such agency
8 and funds made available by law for the support of such appropriations; and
9 the restrictions of the State Procurement Law, the General Accounting and
10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
11 Procedures and Restrictions Act, or their successors, and other fiscal
12 control laws of this State, where applicable, and regulations promulgated by
13 the Department of Finance and Administration, as authorized by law, shall be
14 strictly complied with in disbursement of said funds.

15
16 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General
17 Assembly that any funds disbursed under the authority of the appropriations
18 contained in this act shall be in compliance with the stated reasons for
19 which this act was adopted, as evidenced by the Agency Requests, Executive
20 Recommendations and Legislative Recommendations contained in the budget
21 manuals prepared by the Department of Finance and Administration, letters, or
22 summarized oral testimony in the official minutes of the Arkansas Legislative
23 Council or Joint Budget Committee which relate to its passage and adoption.

24
25 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
26 Assembly, that the Constitution of the State of Arkansas prohibits the
27 appropriation of funds for more than a one (1) year period; that the
28 effectiveness of this Act on July 1, 2019 is essential to the operation of
29 the agency for which the appropriations in this Act are provided, and that in
30 the event of an extension of the legislative session, the delay in the
31 effective date of this Act beyond July 1, 2019 could work irreparable harm
32 upon the proper administration and provision of essential governmental
33 programs. Therefore, an emergency is hereby declared to exist and this Act
34 being necessary for the immediate preservation of the public peace, health
35 and safety shall be in full force and effect from and after July 1, 2019.

36

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

/s/Joint Budget Committee

APPROVED: 4/5/19