State of Arkansas  

As Engrossed: S3/25/19  

A Bill  

HOUSE BILL 1082  

By: Joint Budget Committee  

For An Act To Be Entitled  

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

Subtitle  

AN ACT FOR THE ARKANSAS STATE CLAIMS  
COMMISSION APPROPRIATION FOR THE 2019-  
2020 FISCAL YEAR.  

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

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

<table>
<thead>
<tr>
<th>Item</th>
<th>Class</th>
<th>No. of Employees</th>
<th>Fiscal Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>No.</td>
<td>Code</td>
<td>Title</td>
<td>2019-2020</td>
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</tbody>
</table>

Maximum Annual Salary Rate
(1) N154N CLAIMS COMMISSION DIRECTOR 1 GRADE GS13
(2) C037C ADMINISTRATIVE ANALYST 1 GRADE GS06
(3) C073C ADMINISTRATIVE SPECIALIST II 3 GRADE GS03
(4) U051U CLAIMS COMMISSIONER 5 GRADE GS02
MAX. NO. OF EMPLOYEES 10

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

ITEM NO. FISCAL YEAR
01 REGULAR SALARIES $355,986
02 PERSONAL SERVICES MATCHING 132,491
03 MAINT. & GEN. OPERATION 92,390
  (A) OPER. EXPENSE 92,390
  (B) CONF. & TRAVEL 3,000
  (C) PROF. FEES 0
  (D) CAP. OUTLAY 0
  (E) DATA PROC. 0
TOTAL AMOUNT APPROPRIATED $583,867

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

ITEM NO. FISCAL YEAR
01 CLAIMS COMMISSIONER 5 GRADE GS02
MAX. NO. OF EMPLOYEES 10

ITEM NO. FISCAL YEAR
01 REGULAR SALARIES $355,986
02 PERSONAL SERVICES MATCHING 132,491
03 MAINT. & GEN. OPERATION 92,390
  (A) OPER. EXPENSE 92,390
  (B) CONF. & TRAVEL 3,000
  (C) PROF. FEES 0
  (D) CAP. OUTLAY 0
  (E) DATA PROC. 0
TOTAL AMOUNT APPROPRIATED $583,867
(01) CLAIMS FOR SURVIVING SPOUSES/DEPENDENT
CHILDREN, SMALL CONTROVERSIAL CLAIMS
AND SMALL NON-CONTROVERSIAL CLAIMS $2,250,000

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

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

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

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

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

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

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

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

(2) Expense reimbursements under this subsection shall be paid to
the panel as certified in writing to the Arkansas State Claims Commission by
the Chair of the Firefighter Benefit Review Panel.

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

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

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

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

APPROVED: 4/5/19