

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 2113 of the Regular Session

1 State of Arkansas

As Engrossed: S2/21/05 H4/1/05

2 85th General Assembly

A Bill

3 Regular Session, 2005

SENATE BILL 298

4  
5 By: Senators J. Bookout, Faris

6 By: Representative D. Creekmore

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9 **For An Act To Be Entitled**

10 AN ACT TO PROVIDE COMPENSATION TO EMPLOYEES OF  
11 STATE AGENCIES AND STATE-SUPPORTED INSTITUTIONS  
12 OF HIGHER EDUCATION WHO WERE CALLED TO ACTIVE  
13 DUTY AS MEMBERS OF ANY BRANCH OF THE ARMED FORCES  
14 FOR THE PURPOSE OF PARTICIPATING IN EMERGENCY  
15 ACTIVITIES AFTER SEPTEMBER 11, 2001; AND FOR  
16 OTHER PURPOSES.

17  
18 **Subtitle**

19 TO PROVIDE COMPENSATION TO EMPLOYEES OF  
20 STATE AGENCIES AND STATE-SUPPORTED  
21 INSTITUTIONS OF HIGHER EDUCATION WHO  
22 WERE CALLED TO ACTIVE DUTY IN EMERGENCY  
23 ACTIVITIES AFTER SEPTEMBER 11, 2001.

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

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28 SECTION 1. (a) Notwithstanding the provisions of the Uniform  
29 Attendance and Leave Policy Act, § 21-4-201 et seq., during the period that  
30 an employee of a state agency or institution of higher education is called to  
31 active duty after September 11, 2001, as a member of the National Guard or  
32 any of the reserve components of the armed forces by order of the President  
33 or the Governor of an emergency nature or contingency for more than thirty  
34 (30) consecutive days, the employee shall be eligible for continued  
35 proportionate salary payments which, when combined with the employee's active



1 duty pay, incentives, and allowances, except for uniform and clothing  
2 allowances, equal the amount that the employee would have otherwise received  
3 but for the employee's required active duty under the order of the President  
4 or the Governor.

5 (b) The Department of Finance and Administration shall establish  
6 appropriate procedures for the administration of this section.

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8 SECTION 2. (a) Notwithstanding any other law, during the period that  
9 an employee of a public school district is called to active duty after  
10 September 11, 2001, as a member of the National Guard or any of the reserve  
11 components of the armed forces by order of the President or the Governor of  
12 an emergency nature or contingency for more than thirty (30) consecutive  
13 days, the employee shall be eligible for continued proportionate salary  
14 payments which, when combined with the employee's active duty pay, equal the  
15 amount that the employee would have otherwise received but for the employee's  
16 required active duty under the order of the President or the Governor.

17 (b) The Department of Education shall establish appropriate procedures  
18 for the administration of this section.

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20 SECTION 3. Definitions.

21 As used in this act:

22 (1) "Emergency nature or contingency" means:

23 (A) Any case or imminent danger of invasion, disaster,  
24 insurrection, riot, or breach of peace;

25 (B) Threats to the public health or security; or

26 (C) Threats to the maintenance of law and order; and

27 (2) "State agency" includes the Arkansas Highway and  
28 Transportation Department, the Arkansas Game and Fish Commission, and the  
29 State Highway Commission.

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31 /s/ J. Bookout, et al

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34 APPROVED: 4/13/2005

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