

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

A Bill

SENATE BILL 361

5 By: Senator Rapert
6 By: Representative Gazaway
7

For An Act To Be Entitled

9 AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 11 OF
10 THE ARKANSAS CODE CONCERNING LABOR AND INDUSTRIAL
11 RELATIONS; AND FOR OTHER PURPOSES.
12
13

Subtitle

15 TO MAKE TECHNICAL CORRECTIONS TO TITLE 11
16 OF THE ARKANSAS CODE CONCERNING LABOR AND
17 INDUSTRIAL RELATIONS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 11-7-306(a), concerning the regulation of
23 air currents in coal mining operations, is amended to read as follows to be
24 gender neutral:

25 (a) Air regulation of all slopes, drifts, or shafts used for hoisting
26 or hauling coal shall be made at the intake of air into the mine, except at
27 the option of the owner or by direction of the State Mine Inspector, and all
28 air that goes into the mine shall be so split that not more than fifty (50)
29 employees will be working on each split of air, and not less than two hundred
30 cubic feet (200 cu. ft.) of air per ~~man~~ person shall pass each working face
31 per minute, and the air shall be sufficient to dilute all noxious or
32 explosive gases.
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34 SECTION 2. Arkansas Code § 11-9-210(b), concerning the purchase of
35 annuity contracts by the Workers' Compensation Commission to fund the
36 financial obligations of the Death and Permanent Total Disability Trust Fund,



1 is amended to read as follows to correct internal references:

2 (b) The commission shall adopt such appropriate rules and regulations
3 consistent with the provisions of this section and §§ ~~23-96-1040(2) and X(2)~~
4 ~~and 23-96-114F and G~~ 23-96-104(15) and (24) and 23-96-114(f) and (g) as it
5 deems necessary to enable it to efficiently and effectively administer the
6 provisions of this section and §§ ~~23-96-1040(2) and X(2) and 23-96-114F and G~~
7 23-96-104(15) and (24) and 23-96-114(f) and (g) and any structured annuity
8 arrangement it may enter into pursuant to the authority granted herein.

9
10 SECTION 3. Arkansas Code § 11-10-312(a), concerning cooperation
11 between the Department of Workforce Services and the United States Department
12 of Labor, is amended to read as follows to remove a reference to a repealed
13 federal statute:

14 (a) In the administration of this chapter, the Director of the
15 Department of Workforce Services shall cooperate with the United States
16 Department of Labor to the fullest extent consistent with the provisions of
17 this chapter and shall take such action, through the adoption of such
18 appropriate rules, regulations, administrative methods, and standards as may
19 be necessary to secure to this state and its citizens all advantages
20 available under the provisions of the Social Security Act that relate to
21 unemployment compensation, the Federal Unemployment Tax Act, the Wagner-
22 Peyser Act, ~~the Job Training Partnership Act,~~ and the Federal-State Extended
23 Unemployment Compensation Act of 1970.

24
25 SECTION 4. DO NOT CODIFY. CONSTRUCTION AND LEGISLATIVE INTENT.

26 It is the intent of the General Assembly that:

27 (1) The enactment and adoption of this act shall not expressly
28 or impliedly repeal an act passed during the regular session of the Ninety-
29 Second General Assembly;

30 (2) To the extent that a conflict exists between an act of the
31 regular session of the Ninety-Second General Assembly and this act:

32 (A) The act of the regular session of the Ninety-Second
33 General Assembly shall be treated as a subsequent act passed by the General
34 Assembly for the purposes of:

35 (i) Giving the act of the regular session of the
36 Ninety-Second General Assembly its full force and effect; and

1 (ii) Amending or repealing the appropriate parts of
2 the Arkansas Code of 1987; and

3 (B) Section 1-2-107 shall not apply; and

4 (3) This act shall make only technical, not substantive, changes
5 to the Arkansas Code of 1987.

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8 **APPROVED: 3/8/19**
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