

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO PROVIDE COMPENSATION TO EMPLOYEES OF STATE
9 AGENCIES AND STATE SUPPORTED INSTITUTIONS OF HIGHER
10 EDUCATION WHO WERE CALLED TO ACTIVE DUTY AS MEMBERS OF ANY
11 BRANCH OF THE ARMED FORCES FOR THE PURPOSE OF
12 PARTICIPATING IN OPERATION DESERT SHIELD/DESERT STORM; AND
13 FOR OTHER PURPOSES."

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

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17 SECTION 1. Notwithstanding provisions of the Uniform Leave and
18 Attendance Act (A.C.A. § 21-4-201, et seq.) any employee of a state agency or
19 institution of higher education called to active duty as a member of the
20 National Guard or any of the Reserve components of the Armed Forces for the
21 purpose of participation in Operation Desert Shield/Desert Storm shall be
22 eligible for continued proportionate salary payments which, when combined with
23 the employees' active duty pay, shall equal the amount they would have
24 otherwise received were it not for their required active duty under Operation
25 Desert Shield/Desert Storm, until such time as they are released from active
26 duty.

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28 SECTION 2. It is the intent of the General Assembly that the
29 compensation received by any employee of the State of Arkansas called to
30 active duty after August 2, 1990, for participation in Operation Desert
31 Shield/Desert Storm shall not be less than the employee would have received
32 had such employee not been called to active duty.

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34 SECTION 3. The Department of Finance and Administration shall establish
35 appropriate procedures for the administration of this program.

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SECTION 4. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Eighth General Assembly that there is a need to provide compensation to state employees who were called to active duty during Operation Desert Shield/Desert Storm; and this Act should be given effect immediately in order to grant the various agencies and state supported institutions of higher education the power to institute this program as soon as possible. Therefore, an emergency is hereby declared to exist and this Act being immediately necessary for the preservation of the public peace, health, and safety shall be in full force and effect from and after its passage and approval.

