

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

SENATE BILL 33

4
5 By: Senator Beebe
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For An Act To Be Entitled

9 "AN ACT TO REQUIRE STATE AGENCIES TO REPORT TO THE
10 LEGISLATIVE COUNCIL AND THE OFFICE OF PERSONNEL
11 MANAGEMENT OF THE DIVISION OF MANAGEMENT SERVICES OF
12 THE DEPARTMENT OF FINANCE AND ADMINISTRATION WHEN THE
13 AGENCY PRIVATIZES A FUNCTION PREVIOUSLY PERFORMED BY
14 STATE EMPLOYEES; TO PROHIBIT THE AGENCIES FROM
15 UTILIZING POSITIONS WHICH HAD BEEN OCCUPIED BY THE
16 STATE EMPLOYEES TERMINATED DUE TO PRIVATIZATION; AND
17 FOR OTHER PURPOSES. "

Subtitle

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19 "TO REQUIRE STATE AGENCIES TO REPORT TO
20 THE LEGISLATIVE COUNCIL AND OPM WHEN THE
21 AGENCY PRIVATIZES A FUNCTION; PROHIBITS
22 UTILIZING POSITIONS TERMINATED DUE TO
23 PRIVATIZATION. "

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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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29 SECTION 1. Intent. It is the intent of this act to require state
30 agencies, institutions, boards and commissions to provide notice to the
31 Legislative Council and the Office of Personnel Management of the Division of
32 Management Services of the Department of Finance and Administration of
33 impending lay-offs of state employees due to privatization.
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35 SECTION 2. Any state agency, institution, board or commission which
36 privatizes a function previously performed by state employees shall file a

1 report as soon as possible with the Legislative Council and the Office of
2 Personnel Management of the Division of Management Services of the Department
3 of Finance and Administration. The report shall include the job titles,
4 grades and position numbers which were eliminated by privatization. The
5 report shall also explain how the determination was made as to which employees
6 were terminated, and the effective date of termination. The agency,
7 institution, board or commission shall not fill the positions of the state
8 employees terminated due to privatization.

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10 SECTION 3. The Office of Personnel Management of the Division of
11 Management Services of the Department of Finance and Administration and the
12 Bureau of Legislative Research shall ensure that the eliminated positions are
13 removed from the agency, institution, board or commission budget for the next
14 biennium.

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

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

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26 SECTION 6. All laws and parts of laws in conflict with this act are
27 hereby repealed.

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