

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.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H3/21/01

A Bill

HOUSE BILL 2107

5 By: *Joint Budget Committee*
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING PAYMENT
10 OF CLAIMS TO SURVIVING SPOUSES AND/OR DEPENDENT
11 CHILDREN OF POLICEMEN, FIREMEN, CORRECTIONAL OFFICERS
12 AND OTHER SPECIFIED STATE EMPLOYEES KILLED IN THE
13 OFFICIAL LINE OF DUTY AS PRESCRIBED BY LAW; AND FOR
14 PAYMENT OF SMALL CONTROVERSIAL AND NON-CONTROVERSIAL
15 CLAIMS WHICH HAVE BEEN APPROVED BY THE ARKANSAS STATE
16 CLAIMS COMMISSION FOR THE ARKANSAS STATE CLAIMS
17 COMMISSION WHICH SHALL BE SUPPLEMENTAL AND IN
18 ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1141 OF
19 1999; AND FOR OTHER PURPOSES.
20

Subtitle

21
22 AN ACT FOR THE ARKANSAS STATE CLAIMS
23 COMMISSION - DEATH BENEFITS AND SMALL
24 CLAIMS SUPPLEMENTAL APPROPRIATION.
25
26
27

28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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30 SECTION 1. APPROPRIATION - DEATH BENEFITS AND SMALL CLAIMS. There is
31 hereby appropriated, to the Arkansas State Claims Commission, to be payable
32 from the Miscellaneous Revolving Fund, for payment of claims to surviving
33 spouses and/or dependent children of policemen, firemen, correctional
34 officers and other specified state employees killed in the official line of
35 duty, as prescribed by law; and for payment of small controversial and non-
36 controversial claims of the Arkansas State Claims Commission which shall be

1 supplemental and in addition to those funds appropriated in Section 3 of Act
2 1141 of 1999, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2000-2001</u>
(01) CLAIMS FOR SURVIVING SPOUSES/DEPENDENT CHILDREN, SMALL CONTROVERSIAL AND NON-CONTROVERSIAL CLAIMS	\$ <u>500,000</u>

9

10 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. With the
12 exception of death and disability benefit claims paid under the provisions
13 of Arkansas Code Annotated 21-5-701 through 21-5-707, no award may be paid in
14 excess of seven thousand five hundred dollars (\$7,500). If the award is
15 greater than \$7,500, then such claim shall be referred to the General
16 Assembly for an appropriation.

17

18 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
20 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission
21 shall not distribute any warrants prepared under the provisions of this Act
22 for awards made by the Arkansas State Claims Commission for employment
23 compensation claims. Upon the award by the State Claims Commission of an
24 employment compensation claim, the Clerk of the State Claims Commission shall
25 notify the affected state agency and the Department of Finance and
26 Administration - Office of Personnel Management of such amounts that are due
27 and payable. The affected state agency shall then process the award through
28 the State Mechanized Payroll System.

29

30 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
31 by this act shall be limited to the appropriation for such agency and funds
32 made available by law for the support of such appropriations; and the
33 restrictions of the State Purchasing Law, the General Accounting and
34 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
35 Procedures and Restrictions Act, or their successors, and other fiscal
36 control laws of this State, where applicable, and regulations promulgated by

1 the Department of Finance and Administration, as authorized by law, shall be
2 strictly complied with in disbursement of said funds.

3
4 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
5 that any funds disbursed under the authority of the appropriations contained
6 in this act shall be in compliance with the stated reasons for which this act
7 was adopted, as evidenced by the Agency Requests, Executive Recommendations
8 and Legislative Recommendations contained in the budget manuals prepared by
9 the Department of Finance and Administration, letters, or summarized oral
10 testimony in the official minutes of the Arkansas Legislative Council or
11 Joint Budget Committee which relate to its passage and adoption.

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13 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
14 Assembly, that funds provided by the General Assembly for the operations of
15 the Arkansas State Claims Commission are, due to unforeseen circumstances,
16 insufficient for the Arkansas State Claims Commission to continue to provide
17 essential governmental services; that the provisions of this act will provide
18 the necessary monies for the Arkansas State Claims Commission to continue
19 such services; and that a delay in the effective date of this Act could work
20 irreparable harm upon the proper administration and provision of essential
21 governmental programs. Therefore, an emergency is hereby declared to exist
22 and this Act being necessary for the immediate preservation of the public
23 peace, health and safety shall be in full force and effect from and after the
24 date of its passage and approval.

25 If the bill is neither approved nor vetoed by the Governor, it shall become
26 effective on the expiration of the period of time during which the Governor
27 may veto the bill. If the bill is vetoed by the Governor and the veto is
28 overridden, it shall become effective on the date the last house overrides
29 the veto.

30 */s/ Joint Budget Committee*