

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1326

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE STATE
11 INSURANCE DEPARTMENT FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.
13
14

Subtitle

15
16 AN ACT FOR THE STATE INSURANCE
17 DEPARTMENT APPROPRIATION FOR THE
18 2007-2009 BIENNIUM.
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES. There is hereby established for the State
24 Insurance Department for the 2007-2009 biennium, the following maximum number
25 of regular employees whose salaries shall be governed by the provisions of
26 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,
28 that any position to which a specific maximum annual salary is set out herein
29 in dollars, shall be exempt from the provisions of said Uniform
30 Classification and Compensation Act. All persons occupying positions
31 authorized herein are hereby governed by the provisions of the Regular
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
33 successor.
34

35
36
Maximum Annual
Maximum Salary Rate



Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	2007-2008	2008-2009
3	(1) 9918	CHIEF DEPUTY COMMISSIONER	1	\$146,581	\$149,512
4	(2) 9911	STATE INSURANCE COMMISSIONER	1	\$111,143	\$113,365
5	(3) 9919	INSURANCE DEPUTY CMSNR	2	\$107,729	\$109,883
6	(4) 9479	INSURANCE DEPUTY COMMISSIONER INFO	1	\$107,729	\$109,883
7	(5) 9070	INSURANCE DEP CMSNR FINANCIAL REGS	1	\$107,729	\$109,883
8	(6) 9141	CHIEF CERTIFIED FINANCIAL EXAMINER	1	\$89,997	\$91,796
9	(7) 7270	ASST DEP CMSNR - FIN RGULATIONS	1	\$87,356	\$89,103
10	(8) 9142	CERTIFIED FINANCIAL EXAMINER	3	\$85,597	\$87,308
11	(9) 9354	DIRECTOR RISK MANAGEMENT	1	\$76,407	\$77,935
12	(10) 8911	DIRECTOR, FRAUD INVESTIGATION	1	\$76,084	\$77,605
13	(11) 9925	INSURANCE ASST DEPT CMNSR-FINANCE	1	\$73,081	\$74,542
14	(12) A005	INSURANCE PROPERTY & CASUALTY ADMIN	1	GRADE	26
15	(13) 767Z	WRKS COMP PUB EMP CLAIM ADMR	1	GRADE	26
16	(14) 801Z	ASST DIR FRAUD INVESTIGATION	1	GRADE	26
17	(15) 827Z	DP CENTER MANAGER	1	GRADE	26
18	(16) 986Z	INSURANCE RISK MANAGEMENT ADMR	1	GRADE	26
19	(17) A146	INSURANCE LIFE & HEALTH ADMIN	1	GRADE	26
20	(18) R038	ATTORNEY SUPERVISOR	3	GRADE	26
21	(19) R170	ATTORNEY SPECIALIST	9	GRADE	25
22	(20) A022	CERTIFIED FINANCIAL EXAMINER	12	GRADE	25
23	(21) 074Z	WRKS COMP PUB EMP BEN DET ASST DIR	1	GRADE	24
24	(22) R006	ASST RISK MANAGEMENT ADMR	1	GRADE	24
25	(23) D064	SR SYSTEMS PROGRAMMER	2	GRADE	24
26	(24) D080	APPLICATIONS & SYSTEMS MANAGER	1	GRADE	23
27	(25) R316	WRKS COMP PUB EMP BEN DET MGR	6	GRADE	23
28	(26) 055Z	DP MANAGER	1	GRADE	23
29	(27) A007	INSURANCE CONSUMER SVCS ADMIN	1	GRADE	23
30	(28) 911Z	IFID FISCAL OFFICER	1	GRADE	23
31	(29) A197	SR RISK SPECIALIST	3	GRADE	23
32	(30) A140	INSURANCE SENIOR EXAMINER	4	GRADE	23
33	(31) A143	INSURANCE LICENSING ADMIN	1	GRADE	23
34	(32) 909Z	PROGRAM SUPPORT MANAGER	1	GRADE	22
35	(33) D124	LEAD PROGRAMMER/ANALYST	3	GRADE	22
36	(34) D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE	21

1	(35)	R001	INSURANCE PERSONNEL MANAGER	1	GRADE 21
2	(36)	R290	PUBLIC SCHOOL PROGRAM ADVISOR	2	GRADE 21
3	(37)	R298	AGENCY PROGRAM COORDINATOR	3	GRADE 21
4	(38)	A251	SR AUDITOR	1	GRADE 21
5	(39)	D036	SR PROGRAMMER/ANALYST	2	GRADE 21
6	(40)	A079	SR CERTIFIED RATE AND FORM ANALYST	8	GRADE 21
7	(41)	A048	INSURANCE EXAMINER	2	GRADE 20
8	(42)	A250	JR AUDITOR	1	GRADE 20
9	(43)	A010	CERTIFIED RATE & FORM ANALYST	2	GRADE 20
10	(44)	A011	MARKET CONDUCT EXAMINER	1	GRADE 20
11	(45)	R266	MANAGEMENT PROJECT ANALYST II	9	GRADE 20
12	(46)	X365	CRIMINAL INSURANCE FRAUD INVESTIGAT	5	GRADE 20
13	(47)	X394	SCHOOL INSURANCE SPECIALIST	1	GRADE 20
14	(48)	M097	VOLUNTEER PROGRAM DEVELOPER II	1	GRADE 19
15	(49)	A110	ACCOUNTANT II	2	GRADE 19
16	(50)	A111	ACCOUNTANT	1	GRADE 18
17	(51)	A094	SECURITIES CUSTODIAN	1	GRADE 18
18	(52)	R195	PERSONNEL ANALYST	1	GRADE 18
19	(53)	X361	INSURANCE INVESTIGATOR	9	GRADE 18
20	(54)	X352	HLTH CARE ANALYST II	1	GRADE 17
21	(55)	R010	ADMINISTRATIVE ASSISTANT II	8	GRADE 17
22	(56)	R190	PERSONNEL OFFICER II	1	GRADE 17
23	(57)	R009	ADMINISTRATIVE ASSISTANT I	2	GRADE 15
24	(58)	K034	INSURANCE LICENSING SPECIALIST	12	GRADE 15
25	(59)	A108	ACCOUNTING TECHNICIAN II	3	GRADE 15
26	(60)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	5	GRADE 14
27	(61)	K117	MEDICAL OR LEGAL SECRETARY	4	GRADE 14
28	(62)	K153	SECRETARY II	16	GRADE 13
29	(63)	K039	DOCUMENT EXAMINER II	4	GRADE 12
30	(64)	A106	ACCOUNTING TECHNICIAN I	1	GRADE 12
31	(65)	K155	SECRETARY I	<u>1</u>	GRADE 11
32			MAX. NO. OF EMPLOYEES	182	

33

34 SECTION 2. EXTRA HELP. There is hereby authorized, for the State
 35 Insurance Department for the 2007-2009 biennium, the following maximum number
 36 of part-time or temporary employees, to be known as "Extra Help", payable

1 from funds appropriated herein for such purposes: nineteen (19) temporary or
 2 part-time employees, when needed, at rates of pay not to exceed those
 3 provided in the Uniform Classification and Compensation Act, or its
 4 successor, or this act for the appropriate classification.

5
 6 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 7 the State Insurance Department, to be payable from the The State Insurance
 8 Department Trust Fund, for personal services and operating expenses of the
 9 State Insurance Department - Operations for the biennial period ending June
 10 30, 2009, the following:

12	ITEM	FISCAL YEARS	
13	NO.	2007-2008	2008-2009
14	(01) REGULAR SALARIES	\$ 5,762,294	\$ 5,877,471
15	(02) EXTRA HELP	140,000	140,000
16	(03) PERSONAL SERVICES MATCHING	1,778,632	1,803,715
17	(04) OVERTIME	35,000	35,000
18	(05) MAINT. & GEN. OPERATION		
19	(A) OPER. EXPENSE	2,000,000	2,000,000
20	(B) CONF. & TRAVEL	130,000	130,000
21	(C) PROF. FEES	50,000	50,000
22	(D) CAP. OUTLAY	145,000	155,000
23	(E) DATA PROC.	150,000	150,000
24	(06) SPECIAL MAINTENANCE	50,000	50,000
25	(07) PROFESSIONAL SERVICES	<u>386,000</u>	<u>386,000</u>
26	TOTAL AMOUNT APPROPRIATED	<u>\$ 10,626,926</u>	<u>\$ 10,777,186</u>

27
 28 SECTION 4. APPROPRIATION - FRAUD INVESTIGATION UNIT. There is hereby
 29 appropriated, to the State Insurance Department, to be payable from the State
 30 Insurance Department Trust Fund, for personal services and operating expenses
 31 of the State Insurance Department - Fraud Investigation Unit for the biennial
 32 period ending June 30, 2009, the following:

34	ITEM	FISCAL YEARS	
35	NO.	2007-2008	2008-2009
36	(01) REGULAR SALARIES	\$ 153,929	\$ 157,006

1	(02) PERSONAL SERVICES MATCHING	49,033	49,677
2	(03) MAINT. & GEN. OPERATION		
3	(A) OPER. EXPENSE	90,406	90,406
4	(B) CONF. & TRAVEL	12,000	12,000
5	(C) PROF. FEES	11,000	11,000
6	(D) CAP. OUTLAY	0	0
7	(E) DATA PROC.	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 316,368</u>	<u>\$ 320,089</u>

9

10 SECTION 5. APPROPRIATION - INSURANCE FRAUD INVESTIGATION DIVISION. There

11 is hereby appropriated, to the State Insurance Department, to be payable from

12 the Insurance Fraud Investigation Division Trust Fund, for personal services

13 and operating expenses of the State Insurance Department - Insurance Fraud

14 Investigation Division for the biennial period ending June 30, 2009, the

15 following:

17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
19	(01) REGULAR SALARIES	\$ 572,560	\$ 584,005
20	(02) PERSONAL SERVICES MATCHING	170,294	172,692
21	(03) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE	171,635	171,635
23	(B) CONF. & TRAVEL	35,000	35,000
24	(C) PROF. FEES	11,000	11,000
25	(D) CAP. OUTLAY	6,070	6,070
26	(E) DATA PROC.	<u>1,000</u>	<u>1,000</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 967,559</u>	<u>\$ 981,402</u>

28

29 SECTION 6. APPROPRIATION - PREPAID FUNERAL BENEFITS DIVISION. There is

30 hereby appropriated, to the State Insurance Department, to be payable from

31 the State Insurance Department Prepaid Trust Fund, for personal services and

32 operating expenses of the State Insurance Department - Prepaid Funeral

33 Benefits Division for the biennial period ending June 30, 2009, the

34 following:

36	ITEM	FISCAL YEARS
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1	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
2	(01) REGULAR SALARIES	\$ 175,942	\$ 179,459
3	(02) PERSONAL SERVICES MATCHING	53,642	54,379
4	(03) MAINT. & GEN. OPERATION		
5	(A) OPER. EXPENSE	69,390	69,390
6	(B) CONF. & TRAVEL	4,000	4,000
7	(C) PROF. FEES	27,000	27,000
8	(D) CAP. OUTLAY	0	0
9	(E) DATA PROC.	<u>2,000</u>	<u>2,000</u>
10	TOTAL AMOUNT APPROPRIATED	<u>\$ 331,974</u>	<u>\$ 336,228</u>

11

12 SECTION 7. APPROPRIATION - PREPAID FUNERAL CONTRACTS RECOVERY PROGRAM.

13 There is hereby appropriated, to the State Insurance Department, to be
 14 payable from the Prepaid Funeral Contracts Recovery Program Fund, for
 15 expenses and claims of the Prepaid Funeral Contracts Recovery Program of the
 16 State Insurance Department for the biennial period ending June 30, 2009, the
 17 sum of.....\$1,000,000.

18

19 SECTION 8. APPROPRIATION - REFUNDS OF OVERPAYMENTS. There is hereby
 20 appropriated, to the State Insurance Department, to be payable from the
 21 Miscellaneous Revolving Fund, for the payment of miscellaneous tax and fee
 22 refunds by the State Insurance Department for the biennial period ending June
 23 30, 2009, the following:

24

25	ITEM	FISCAL YEARS	
26	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
27	(01) REFUNDS/REIMBURSEMENTS	<u>\$ 11,000,000</u>	<u>\$ 11,000,000</u>

28

29 SECTION 9. APPROPRIATION - CONTINUING EDUCATION PROGRAM. There is hereby
 30 appropriated, to the State Insurance Department, to be payable from the
 31 Insurance Continuing Education Trust Fund, for personal services of the State
 32 Insurance Department - Continuing Education Program for the biennial period
 33 ending June 30, 2009, the following:

34

35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>

1	(01) REGULAR SALARIES	\$	19,833	\$	20,229
2	(02) PERSONAL SERVICES MATCHING		<u>8,353</u>		<u>8,437</u>
3	TOTAL AMOUNT APPROPRIATED	\$	<u>28,186</u>	\$	<u>28,666</u>

4

5 SECTION 10. APPROPRIATION - HEALTH INFORMATION COUNSELING. There is hereby
6 appropriated, to the State Insurance Department, to be payable from the
7 federal funds as designated by the Chief Fiscal Officer of the State, for
8 personal services and operating expenses of the State Insurance Department -
9 Health Information Counseling for the biennial period ending June 30, 2009,
10 the following:

11

12	ITEM	FISCAL YEARS			
13	<u>NO.</u>		<u>2007-2008</u>		<u>2008-2009</u>
14	(01) REGULAR SALARIES	\$	107,462	\$	109,610
15	(02) PERSONAL SERVICES MATCHING		39,303		39,752
16	(03) MAINT. & GEN. OPERATION				
17	(A) OPER. EXPENSE		274,633		274,633
18	(B) CONF. & TRAVEL		0		0
19	(C) PROF. FEES		3,000		3,000
20	(D) CAP. OUTLAY		8,000		8,000
21	(E) DATA PROC.		<u>1,600</u>		<u>1,600</u>
22	TOTAL AMOUNT APPROPRIATED	\$	<u>433,998</u>	\$	<u>436,595</u>

23

24 SECTION 11. APPROPRIATION - CONSUMER INFORMATION SYSTEM - CASH. There is
25 hereby appropriated, to the State Insurance Department, to be payable from
26 the cash fund deposited in the State Treasury as determined by the Chief
27 Fiscal Officer of the State, for operating expenses of the State Insurance
28 Department - Consumer Information System - Cash for the biennial period
29 ending June 30, 2009, the following:

30

31	ITEM	FISCAL YEARS			
32	<u>NO.</u>		<u>2007-2008</u>		<u>2008-2009</u>
33	(01) MAINT. & GEN. OPERATION				
34	(A) OPER. EXPENSE	\$	173,000	\$	173,000
35	(B) CONF. & TRAVEL		0		0
36	(C) PROF. FEES		0		0

1	(D) CAP. OUTLAY	0	0
2	(E) DATA PROC.	<u>0</u>	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 173,000</u>	<u>\$ 173,000</u>

4

5 SECTION 12. APPROPRIATION - TRAVEL AND SUBSISTENCE - CASH. There is hereby
6 appropriated, to the State Insurance Department, to be payable from the cash
7 fund deposited in the State Treasury as determined by the Chief Fiscal
8 Officer of the State, for travel and subsistence expenses of the State
9 Insurance Department for the biennial period ending June 30, 2009, the
10 following:

11

12	ITEM	FISCAL YEARS	
13	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
14	(01) TRAVEL & SUBSISTENCE EXPENSES	<u>\$ 88,222</u>	<u>\$ 88,222</u>

15

16 SECTION 13. APPROPRIATION - PUBLIC EMPLOYEE CLAIMS SECTION. There is
17 hereby appropriated, to the State Insurance Department, to be payable from
18 the Miscellaneous Agencies Fund Account, for personal services and operating
19 expenses of the State Insurance Department - Public Employee Claims Section
20 for the biennial period ending June 30, 2009, the following:

21

22	ITEM	FISCAL YEARS	
23	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
24	(01) REGULAR SALARIES	\$ 861,356	\$ 878,570
25	(02) PERSONAL SERVICES MATCHING	281,166	284,773
26	(03) MAINT. & GEN. OPERATION		
27	(A) OPER. EXPENSE	233,209	233,209
28	(B) CONF. & TRAVEL	13,000	13,000
29	(C) PROF. FEES	1,000	1,000
30	(D) CAP. OUTLAY	15,000	15,000
31	(E) DATA PROC.	<u>4,000</u>	<u>4,000</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,408,731</u>	<u>\$ 1,429,552</u>

33

34 SECTION 14. APPROPRIATION - STATE EMPLOYEE CLAIMS. There is hereby
35 appropriated, to the State Insurance Department, to be payable from the
36 Workers' Compensation Revolving Fund, for the payment of state employee

1 claims by the State Insurance Department - State Employee Claims for the
 2 biennial period ending June 30, 2009, the following:

3

4 ITEM	FISCAL YEARS	
5 NO.	2007-2008	2008-2009
6 (01) STATE EMPLOYEE CLAIMS	\$ <u>12,000,000</u>	\$ <u>12,000,000</u>

7

8 SECTION 15. APPROPRIATION - PUBLIC SCHOOL EMPLOYEE CLAIMS. There is hereby
 9 appropriated, to the State Insurance Department, to be payable from the
 10 Miscellaneous Revolving Fund, for the payment of public school employee
 11 claims by the State Insurance Department - Public School Employee Claims for
 12 the biennial period ending June 30, 2009, the following:

13

14 ITEM	FISCAL YEARS	
15 NO.	2007-2008	2008-2009
16 (01) PUBLIC SCHOOL EMPLOYEE CLAIMS	\$ <u>450,000</u>	\$ <u>450,000</u>

17

18 SECTION 16. APPROPRIATION - COUNTY EMPLOYEE CLAIMS. There is hereby
 19 appropriated, to the State Insurance Department, to be payable from the
 20 Miscellaneous Revolving Fund, for the payment of county employee claims by
 21 the State Insurance Department - County Employee Claims for the biennial
 22 period ending June 30, 2009, the following:

23

24 ITEM	FISCAL YEARS	
25 NO.	2007-2008	2008-2009
26 (01) COUNTY EMPLOYEE CLAIMS	\$ <u>200,000</u>	\$ <u>200,000</u>

27

28 SECTION 17. APPROPRIATION - CITY EMPLOYEE CLAIMS. There is hereby
 29 appropriated, to the State Insurance Department, to be payable from the
 30 Miscellaneous Revolving Fund, for the payment of city employee claims by the
 31 State Insurance Department - City Employee Claims for the biennial period
 32 ending June 30, 2009, the following:

33

34 ITEM	FISCAL YEARS	
35 NO.	2007-2008	2008-2009
36 (01) CITY EMPLOYEE CLAIMS	\$ <u>600,000</u>	\$ <u>600,000</u>

SECTION 18. APPROPRIATION - GOVERNMENTAL BONDING BOARD. There is hereby appropriated, to the State Insurance Department, to be payable from the Fidelity Bond Trust Fund, for operating expenses of the State Insurance Department - Governmental Bonding Board for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 5,000	\$ 5,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(02) REFUNDS/REIMBURSEMENTS	150,000	150,000
(03) CLAIMS	1,000,000	1,000,000
(04) INVESTMENTS	760,637	760,637
(05) PROFESSIONAL SERVICES	50,000	50,000
(06) REINSURANCE	<u>139,218</u>	<u>139,218</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,104,855</u>	<u>\$ 2,104,855</u>

SECTION 19. APPROPRIATION - ARKANSAS MULTI-AGENCY INSURANCE TRUST FUND OPERATIONS. There is hereby appropriated, to the State Insurance Department, to be payable from the Arkansas Multi-Agency Insurance Trust Fund, for expenses and payment of claims by the State Insurance Department - Arkansas Multi-Agency Insurance Trust Fund (AMAIT) Operations for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) FOR EXPENSES AND CLAIMS FROM AMAIT FUND	<u>\$ 10,000,000</u>	<u>\$ 10,000,000</u>

SECTION 20. APPROPRIATION - SCHOOL MOTOR VEHICLE OPERATIONS. There is hereby appropriated, to the State Insurance Department, to be payable from

1 the School Vehicle Insurance Reserve Trust Fund, for expenses and payment of
 2 claims by the State Insurance Department - School Motor Vehicle Operations
 3 for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) EXPENSES & CLAIMS	\$ 5,000,000	\$ 5,000,000

9 SECTION 21. APPROPRIATION - PUBLIC ELEMENTARY AND SECONDARY SCHOOL
 10 INSURANCE OPERATIONS. There is hereby appropriated, to the State Insurance
 11 Department, to be payable from the Public Elementary and Secondary School
 12 Insurance Fund, for expenses and payment of claims by the State Insurance
 13 Department - Public Elementary and Secondary School Insurance Operations for
 14 the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) EXPENSES & CLAIMS	\$ 9,000,000	\$ 9,000,000

20 SECTION 22. APPROPRIATION - CRIMINAL BACKGROUND CHECKS - CASH. There is
 21 hereby appropriated, to the State Insurance Department, to be payable from
 22 the cash fund deposited in the State Treasury as determined by the Chief
 23 Fiscal Officer of the State, for operating expenses of the State Insurance
 24 Department - Criminal Background Checks - Cash for the biennial period ending
 25 June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 100,000	\$ 100,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	\$ 100,000	\$ 100,000

1 SECTION 23. APPROPRIATION - ARKANSAS MULTI-AGENCY WORKERS' COMPENSATION
 2 TRUST PROGRAM. There is hereby appropriated, to the State Insurance
 3 Department, to be payable from the Arkansas Multi-Agency Workers'
 4 Compensation Trust Program Fund, for reinsurance, payments of claims filed by
 5 State employees that exceed \$250,000 per claim, administrative expenses of
 6 the State Insurance Department - Arkansas Multi-Agency Workers' Compensation
 7 Trust Program and to provide additional resources in the event that
 8 expenditures exceed the authorization in the State Insurance Department -
 9 State Employee Claims appropriation of the State Insurance Department -
 10 Arkansas Multi-Agency Workers' Compensation Trust Program for the biennial
 11 period ending June 30, 2009, the following:

12

ITEM	FISCAL YEARS	
NO.	2007-2008	2008-2009
(01) ARKANSAS MULTI-AGENCY WORKERS'		
COMPENSATION TRUST PROGRAM	<u>\$ 2,000,000</u>	<u>\$ 2,000,000</u>

17

18 SECTION 24. Arkansas Code §23-79-507(e) regarding Payment from the State
 19 Insurance Department Trust Fund, is hereby repealed.

20 ~~(e) Payment from the State Insurance Department Trust Fund.~~
 21 ~~(1)(A) Following the close of each fiscal year, the board and the plan~~
 22 ~~administrator shall determine whether the pool has incurred a deficit as~~
 23 ~~calculated under subdivision (b)(2) of this section.~~
 24 ~~(B) If a deficit under subdivision (b)(2) of this section has been incurred,~~
 25 ~~during the next fiscal year, the State Insurance Department shall transfer in~~
 26 ~~equal quarterly installments from the State Insurance Department Trust Fund~~
 27 ~~for deposit into the pool a sum equal to the deficit from those funds in the~~
 28 ~~State Insurance Department Trust Fund that are in excess of the amount needed~~
 29 ~~to meet the requirements of the approved annual budget for the applicable~~
 30 ~~fiscal year, but not to exceed two million dollars (\$2,000,000).~~
 31 ~~(2) For any fiscal year in which the board and the plan administrator~~
 32 ~~determine that the pool did not incur a deficit as calculated under~~
 33 ~~subdivision (b)(2) of this section, the department shall not transfer any~~
 34 ~~funds to the pool from the State Insurance Department Trust Fund under~~
 35 ~~subdivision (e)(1)(B) of this section during the following fiscal year.~~
 36 ~~(3) The provisions of this subsection shall expire on June 30, 2007.~~

1
 2 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 3 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL RATES
 4 OF PAY. Due to the highly competitive job market conditions for the
 5 insurance examination professionals and the necessity of recruiting and
 6 retaining qualified personnel, the ~~Arkansas~~ State Insurance Department is
 7 authorized special rates of pay for current and new employees in the
 8 classifications listed under subsection (a) below.

9 (a)

10 CLASS

11	CODE	TITLE	GRADE
12	A140	Insurance Senior Examiner	23
13	A075	Financial Analyst II	21
14	A038	Financial Analyst	20
15	A048	Insurance Examiner	20

16 (b) The Insurance Department will submit a salary structure plan that
 17 addresses the recruiting and retention needs of the department for approval
 18 by the Chief Fiscal Officer and review by the Arkansas Legislative Council.
 19 Salary adjustments implemented under this provision shall be reported monthly
 20 to the Arkansas Legislative Council.

21 (c) This special provision shall be in full force and effect for the
 22 biennium beginning July 1, ~~2005~~ 2007 and ending June 30, ~~2007~~ 2009.

23
 24 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 26 PROVISION. In the event the State Insurance Department is unable to maintain
 27 a full roster of examination personnel during the ~~2005-2007~~ 2007-2009
 28 Biennium, and upon approval of the Chief Fiscal Officer of the State, the
 29 resulting unused appropriations in Regular Salaries, Extra Help, and Personal
 30 Services Matching may be transferred to the Professional Services special
 31 line item for the purpose of contracting with qualified individuals or firms
 32 for examination assistance.

33 The provisions of this section shall be in effect only from July 1,
 34 ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

35
 36 SECTION 27. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

1 by this act shall be limited to the appropriation for such agency and funds
 2 made available by law for the support of such appropriations; and the
 3 restrictions of the State Procurement Law, the General Accounting and
 4 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 5 Procedures and Restrictions Act, or their successors, and other fiscal
 6 control laws of this State, where applicable, and regulations promulgated by
 7 the Department of Finance and Administration, as authorized by law, shall be
 8 strictly complied with in disbursement of said funds.

9
 10 SECTION 28. LEGISLATIVE INTENT. It is the intent of the General Assembly
 11 that any funds disbursed under the authority of the appropriations contained
 12 in this act shall be in compliance with the stated reasons for which this act
 13 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 14 and Legislative Recommendations contained in the budget manuals prepared by
 15 the Department of Finance and Administration, letters, or summarized oral
 16 testimony in the official minutes of the Arkansas Legislative Council or
 17 Joint Budget Committee which relate to its passage and adoption.

18
 19 SECTION 29. EMERGENCY CLAUSE. It is found and determined by the General
 20 Assembly, that the Constitution of the State of Arkansas prohibits the
 21 appropriation of funds for more than a two (2) year period; that the
 22 effectiveness of this Act on July 1, 2007 is essential to the operation of
 23 the agency for which the appropriations in this Act are provided, and that in
 24 the event of an extension of the Regular Session, the delay in the effective
 25 date of this Act beyond July 1, 2007 could work irreparable harm upon the
 26 proper administration and provision of essential governmental programs.
 27 Therefore, an emergency is hereby declared to exist and this Act being
 28 necessary for the immediate preservation of the public peace, health and
 29 safety shall be in full force and effect from and after July 1, 2007.