

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

As Engrossed: S4/20/16
A Bill

SENATE BILL 52

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE WORKERS' COMPENSATION
10 COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2017;
11 AND FOR OTHER PURPOSES.
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13

14 **Subtitle**

15 AN ACT FOR THE WORKERS' COMPENSATION
16 COMMISSION APPROPRIATION FOR THE 2016-
17 2017 FISCAL YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Workers' Compensation Commission for the 2016-2017 fiscal year, the following
24 maximum number of regular employees.
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| Item No. | Class Code | Title | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2016-2017 |
|----------|------------|----------------------------------|--------------------------|--|
| 30 | (1) U100U | WCC CHAIRMAN | 1 | \$130,557 |
| 31 | (2) U007U | WCC COMMISSIONER | 2 | \$128,452 |
| 32 | (3) U046U | WCC CHIEF EXEC OFFICER | 1 | \$127,839 |
| 33 | (4) N070N | WCC ASST CHIEF EXECUTIVE OFFICER | 1 | GRADE N908 |
| 34 | (5) G005N | WCC CHIEF ADMIN LAW JUDGE | 1 | GRADE N908 |
| 35 | (6) G010N | WCC ADMINISTRATIVE LAW JUDGE | 13 | GRADE N906 |
| 36 | (7) G004C | MANAGING ATTORNEY | 1 | GRADE C129 |



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|----|------|-------|-------------------------------------|----------|------------|
| 1 | (8) | D007C | INFORMATION SYSTEMS MANAGER | 1 | GRADE C128 |
| 2 | (9) | G007C | WCC DIVISION MANAGER | 7 | GRADE C128 |
| 3 | (10) | G047C | ATTORNEY SPECIALIST | 6 | GRADE C126 |
| 4 | (11) | G076C | ADMINISTRATIVE SERVICES MANAGER | 1 | GRADE C124 |
| 5 | (12) | G073C | ATTORNEY | 5 | GRADE C124 |
| 6 | (13) | D030C | INFORMATION SYSTEMS COORDINATOR | 2 | GRADE C124 |
| 7 | (14) | A042C | INSURANCE SENIOR EXAMINER | 1 | GRADE C122 |
| 8 | (15) | G093C | OPERATIONS MANAGER | 1 | GRADE C122 |
| 9 | (16) | A052C | ACCOUNTING COORDINATOR | 1 | GRADE C121 |
| 10 | (17) | D052C | SOFTWARE SUPPORT ANALYST | 1 | GRADE C121 |
| 11 | (18) | G107C | WCC PROGRAM MANAGER | 4 | GRADE C121 |
| 12 | (19) | E023C | TRAINING PROJECT MANAGER | 1 | GRADE C120 |
| 13 | (20) | D063C | COMPUTER SUPPORT SPECIALIST | 1 | GRADE C119 |
| 14 | (21) | D062C | DATABASE ANALYST | 1 | GRADE C119 |
| 15 | (22) | R024C | ASSISTANT PERSONNEL MANAGER | 1 | GRADE C118 |
| 16 | (23) | C010C | EXECUTIVE ASSISTANT TO THE DIRECTOR | 2 | GRADE C118 |
| 17 | (24) | A074C | FISCAL SUPPORT SUPERVISOR | 3 | GRADE C118 |
| 18 | (25) | C009C | HEARING REPORTER | 3 | GRADE C118 |
| 19 | (26) | G168C | INDUSTRIAL CONSULTANT | 6 | GRADE C118 |
| 20 | (27) | G160C | WCC PROGRAM COORDINATOR | 2 | GRADE C118 |
| 21 | (28) | D071C | COMPUTER SUPPORT ANALYST | 1 | GRADE C117 |
| 22 | (29) | G179C | LEGAL SERVICES SPECIALIST | 2 | GRADE C117 |
| 23 | (30) | X123C | INSURANCE INVESTIGATOR | 3 | GRADE C116 |
| 24 | (31) | G193C | WCC PROGRAM SPECIALIST | 14 | GRADE C116 |
| 25 | (32) | C036C | ADMINISTRATIVE REVIEW ANALYST | 1 | GRADE C115 |
| 26 | (33) | C050C | ADMINISTRATIVE SUPPORT SUPERVISOR | 3 | GRADE C113 |
| 27 | (34) | C046C | LEGAL SUPPORT SPECIALIST | 5 | GRADE C113 |
| 28 | (35) | C043C | RECORDS MANAGEMENT ANALYST | 1 | GRADE C113 |
| 29 | (36) | C056C | ADMINISTRATIVE SPECIALIST III | 14 | GRADE C112 |
| 30 | (37) | C073C | ADMINISTRATIVE SPECIALIST II | <u>1</u> | GRADE C109 |
| 31 | | | MAX. NO. OF EMPLOYEES | 115 | |

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33 SECTION 2. EXTRA HELP. There is hereby authorized, for the Workers'
 34 Compensation Commission for the 2016-2017 fiscal year, the following maximum
 35 number of part-time or temporary employees, to be known as "Extra Help",
 36 payable from funds appropriated herein for such purposes: two (2) temporary

1 or part-time employees, when needed, at rates of pay not to exceed those
2 provided in the Uniform Classification and Compensation Act, or its
3 successor, or this act for the appropriate classification.

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5 SECTION 3. APPROPRIATION - ADMINISTRATION. There is hereby
6 appropriated, to the Workers' Compensation Commission, to be payable from the
7 Workers' Compensation Fund, for personal services and operating expenses of
8 the Workers' Compensation Commission for the fiscal year ending June 30,
9 2017, the following:

| 11 | ITEM | FISCAL YEAR |
|----|------------------------------------|----------------------------|
| 12 | <u>NO.</u> | <u>2016-2017</u> |
| 13 | (01) REGULAR SALARIES | \$6,328,966 |
| 14 | (02) EXTRA HELP | 100,000 |
| 15 | (03) PERSONAL SERVICES MATCHING | 2,013,147 |
| 16 | (04) OVERTIME | 10,000 |
| 17 | (05) MAINT. & GEN. OPERATION | |
| 18 | (A) OPER. EXPENSE | 1,719,084 |
| 19 | (B) CONF. & TRAVEL | 96,096 |
| 20 | (C) PROF. FEES | 268,464 |
| 21 | (D) CAP. OUTLAY | 40,000 |
| 22 | (E) DATA PROC. | 0 |
| 23 | (06) REFUND/REIMBURSEMENTS - ADMIN | 685,500 |
| 24 | (07) INVESTMENTS | 14,000,000 |
| 25 | (08) COMPUTER SOFTWARE/HARDWARE | <u>243,800</u> |
| 26 | TOTAL AMOUNT APPROPRIATED | <u><u>\$25,505,057</u></u> |

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28 SECTION 4. APPROPRIATION - REFUNDS/CLAIMS/INVESTMENTS. There is hereby
29 appropriated, to the Workers' Compensation Commission, to be payable from the
30 Death and Permanent Total Disability Trust Fund, for refund of taxes, payment
31 of death and total disability claims, and investment of funds in the Death
32 and Permanent Total Disability Trust Fund as allowed by the Workers'
33 Compensation Commission for the fiscal year ending June 30, 2017, the
34 following:

| 36 | ITEM | FISCAL YEAR |
|----|------|-------------|
|----|------|-------------|

| 1 | <u>NO.</u> | <u>2016-2017</u> |
|---|--|-----------------------------|
| 2 | (01) REFUND/REIMBURSEMENTS - DEATH AND | |
| 3 | TOTAL DISABILITY | \$750,000 |
| 4 | (02) CLAIMS - DEATH AND TOTAL DISABILITY | 21,000,000 |
| 5 | (03) INVESTMENTS | <u>130,000,000</u> |
| 6 | TOTAL AMOUNT APPROPRIATED | <u><u>\$151,750,000</u></u> |

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8 SECTION 5. APPROPRIATION - SECOND INJURY CLAIMS. There is hereby

9 appropriated, to the Workers' Compensation Commission, to be payable from the

10 Second Injury Trust Fund, for refund of taxes and payment of second injury

11 claims by the Workers' Compensation Commission for the fiscal year ending

12 June 30, 2017, the following:

| 14 | ITEM | FISCAL YEAR |
|----|--|---------------------------|
| 15 | <u>NO.</u> | <u>2016-2017</u> |
| 16 | (01) REFUND/REIMBURSEMENTS - SECOND INJURY | \$250,000 |
| 17 | (02) CLAIMS - SECOND INJURY | <u>4,000,000</u> |
| 18 | TOTAL AMOUNT APPROPRIATED | <u><u>\$4,250,000</u></u> |

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20 SECTION 6. APPROPRIATION - SEMINAR - CASH. There is hereby

21 appropriated, to the Workers' Compensation Commission, to be payable from the

22 cash fund deposited in the State Treasury as determined by the Chief Fiscal

23 Officer of the State, for scholarships and educational conference expenses of

24 the Workers' Compensation Commission for the fiscal year ending June 30,

25 2017, the following:

| 27 | ITEM | FISCAL YEAR |
|----|------------------------------|-------------------------|
| 28 | <u>NO.</u> | <u>2016-2017</u> |
| 29 | (01) MAINT. & GEN. OPERATION | |
| 30 | (A) OPER. EXPENSE | \$85,000 |
| 31 | (B) CONF. & TRAVEL | 0 |
| 32 | (C) PROF. FEES | 15,000 |
| 33 | (D) CAP. OUTLAY | 0 |
| 34 | (E) DATA PROC. | 0 |
| 35 | (02) SCHOLARSHIPS | <u>40,000</u> |
| 36 | TOTAL AMOUNT APPROPRIATED | <u><u>\$140,000</u></u> |

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SECTION 7. APPROPRIATION - WORKERS' COMPENSATION COMMISSION BUILDING.

There is hereby appropriated, to the Workers' Compensation Commission, to be payable from the Workers' Compensation Fund, for maintenance, renovation, equipping, construction, improvement, upgrade and repair projects for the Workers' Compensation Commission Building for the fiscal year ending June 30, 2017, the following:

| ITEM | FISCAL YEAR |
|---------------------------------------|------------------|
| <u>NO.</u> | <u>2016-2017</u> |
| (01) BUILDING REPAIRS AND MAINTENANCE | <u>\$105,450</u> |

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

INVESTMENTS. All such funds as are held at any time in the Death and Permanent Total Disability Trust Fund, Second Injury Trust Fund, and the Workers' Compensation Fund shall be invested and reinvested to the extent feasible, all such investments as authorized for use by the Office of the Treasurer shall be available to the listed funds. The movement of these funds into and out of investments shall be by fund transfers as directed by the Chief Executive Officer of the Workers' Compensation Commission.

The provisions of this section shall be in effect only from July 1, ~~2015~~2016 through June 30, ~~2016~~2017.

SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations

1 contained in this act shall be in compliance with the stated reasons for
2 which this act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.
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8 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the
9 General Assembly, that the Constitution of the State of Arkansas prohibits
10 the appropriation of funds for more than a one (1) year period; that the
11 effectiveness of this Act on July 1, 2016 is essential to the operation of
12 the agency for which the appropriations in this Act are provided, and that in
13 the event of an extension of the legislative session, the delay in the
14 effective date of this Act beyond July 1, 2016 could work irreparable harm
15 upon the proper administration and provision of essential governmental
16 programs. Therefore, an emergency is hereby declared to exist and this Act
17 being necessary for the immediate preservation of the public peace, health
18 and safety shall be in full force and effect from and after July 1, 2016.
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20 */s/ Joint Budget Committee*
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