

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

HOUSE BILL 1082

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING PAYMENT
9 OF CLAIMS TO SURVIVING SPOUSES AND/OR DEPENDENT
10 CHILDREN OF POLICEMEN, FIREMEN, CORRECTIONAL OFFICERS
11 AND OTHER SPECIFIED STATE EMPLOYEES KILLED IN THE
12 OFFICIAL LINE OF DUTY, AS PRESCRIBED BY LAW;
13 PROVIDING FOR PAYMENT OF SMALL CONTROVERSIAL AND NON-
14 CONTROVERSIAL CLAIMS WHICH HAVE BEEN APPROVED BY THE
15 ARKANSAS STATE CLAIMS COMMISSION; PROVIDING PERSONAL
16 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
17 STATE CLAIMS COMMISSION FOR THE FISCAL YEAR ENDING
18 JUNE 30, 2020; AND FOR OTHER PURPOSES.
19

Subtitle

20
21 AN ACT FOR THE ARKANSAS STATE CLAIMS
22 COMMISSION APPROPRIATION FOR THE 2019-
23 2020 FISCAL YEAR.
24
25
26

27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
28

29 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
30 for the Arkansas State Claims Commission for the 2019-2020 fiscal year, the
31 following maximum number of regular employees.
32

Item Class		Maximum	Maximum Annual
No.	Code Title	No. of	Salary Rate
		Employees	Fiscal Year
			2019-2020



1	(1) N154N CLAIMS COMMISSION DIRECTOR	1	GRADE GS13
2	(2) C037C ADMINISTRATIVE ANALYST	1	GRADE GS06
3	(3) C073C ADMINISTRATIVE SPECIALIST II	3	GRADE GS03
4	(4) U051U CLAIMS COMMISSIONER	<u>5</u>	GRADE GS02
5	MAX. NO. OF EMPLOYEES	10	

6
 7 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 8 to the Arkansas State Claims Commission, to be payable from the State Central
 9 Services Fund, for personal services and operating expenses of the Arkansas
 10 State Claims Commission for the fiscal year ending June 30, 2020, the
 11 following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2019-2020</u>
15	(01) REGULAR SALARIES	\$355,986
16	(02) PERSONAL SERVICES MATCHING	132,491
17	(03) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	92,390
19	(B) CONF. & TRAVEL	3,000
20	(C) PROF. FEES	0
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$583,867</u>

24
 25 SECTION 3. APPROPRIATION - CLAIMS. There is hereby appropriated, to
 26 the Arkansas State Claims Commission, to be payable from the Miscellaneous
 27 Revolving Fund, for payment of claims awarded to surviving spouses and/or
 28 dependent children of deceased policemen, firemen, correctional officers and
 29 other specified state employees killed in the official line of duty, as
 30 prescribed by law; for payment of small controversial claim awards made by
 31 the Arkansas State Claims Commission; and for payment of awards made by the
 32 Arkansas State Claims Commission, as provided by law, on non-controversial
 33 claims, for the fiscal year ending June 30, 2020, the following:

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2019-2020</u>

1 (01) CLAIMS FOR SURVIVING SPOUSES/DEPENDENT
 2 CHILDREN, SMALL CONTROVERSIAL CLAIMS
 3 AND SMALL NON-CONTROVERSIAL CLAIMS \$2,250,000
 4

5 SECTION 4. APPROPRIATION - FIREFIGHTER BENEFIT REVIEW PANEL. There is
 6 hereby appropriated, to the Arkansas State Claims Commission, to be payable
 7 from the State Central Services Fund, for expense reimbursements for the
 8 Firefighter Benefit Review Panel the fiscal year ending June 30, 2020, the
 9 sum of.....\$8,000.
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11 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 13 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission
 14 shall not distribute any warrants prepared under the provisions of this Act
 15 for awards made by the Arkansas State Claims Commission for employment
 16 compensation claims. Upon the award by the State Claims Commission of an
 17 employment compensation claim, the Clerk of the State Claims Commission shall
 18 notify the affected state agency and the Department of Finance and
 19 Administration - Office of Personnel Management of such amounts that are due
 20 and payable. The affected state agency shall then process the award through
 21 the State Mechanized Payroll System.

22 The provisions of this section shall be in effect only from July 1, ~~2018~~
 23 2019 through June 30, ~~2019~~ 2020.
 24

25 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 27 DISBURSING OFFICER. The Director of the Claims Commission shall be the
 28 disbursing officer for the funds appropriated for expense reimbursements for
 29 the Firefighter Benefit Review Panel. Expense reimbursements shall be paid to
 30 the board as certified in writing to the Claims Commission by the Chairman of
 31 the Firefighter Benefit Review Panel. The Claims Commission is authorized to
 32 pay expense reimbursements for all unpaid meetings in prior State fiscal
 33 years.

34 The provisions of this section shall be in effect only from July 1, ~~2018~~
 35 2019 through June 30, ~~2019~~ 2020.
 36

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

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

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20 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
21 Assembly, that the Constitution of the State of Arkansas prohibits the
22 appropriation of funds for more than a one (1) year period; that the
23 effectiveness of this Act on July 1, 2019 is essential to the operation of
24 the agency for which the appropriations in this Act are provided, and that in
25 the event of an extension of the legislative session, the delay in the
26 effective date of this Act beyond July 1, 2019 could work irreparable harm
27 upon the proper administration and provision of essential governmental
28 programs. Therefore, an emergency is hereby declared to exist and this Act
29 being necessary for the immediate preservation of the public peace, health
30 and safety shall be in full force and effect from and after July 1, 2019.