

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

# A Bill

SENATE BILL 361

By: Senator Rapert  
By: Representative Gazaway

## For An Act To Be Entitled

AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 11 OF  
THE ARKANSAS CODE CONCERNING LABOR AND INDUSTRIAL  
RELATIONS; AND FOR OTHER PURPOSES.

## Subtitle

TO MAKE TECHNICAL CORRECTIONS TO TITLE 11  
OF THE ARKANSAS CODE CONCERNING LABOR AND  
INDUSTRIAL RELATIONS.

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

SECTION 1. Arkansas Code § 11-7-306(a), concerning the regulation of air currents in coal mining operations, is amended to read as follows to be gender neutral:

(a) Air regulation of all slopes, drifts, or shafts used for hoisting or hauling coal shall be made at the intake of air into the mine, except at the option of the owner or by direction of the State Mine Inspector, and all air that goes into the mine shall be so split that not more than fifty (50) employees will be working on each split of air, and not less than two hundred cubic feet (200 cu. ft.) of air per ~~man~~ person shall pass each working face per minute, and the air shall be sufficient to dilute all noxious or explosive gases.

SECTION 2. Arkansas Code § 11-9-210(b), concerning the purchase of annuity contracts by the Workers' Compensation Commission to fund the financial obligations of the Death and Permanent Total Disability Trust Fund,



is amended to read as follows to correct internal references:

(b) The commission shall adopt such appropriate rules and regulations consistent with the provisions of this section and §§ ~~23-96-1040(2) and X(2) and 23-96-114F and G~~ 23-96-104(15) and (24) and 23-96-114(f) and (g) as it deems necessary to enable it to efficiently and effectively administer the provisions of this section and §§ ~~23-96-1040(2) and X(2) and 23-96-114F and G~~ 23-96-104(15) and (24) and 23-96-114(f) and (g) and any structured annuity arrangement it may enter into pursuant to the authority granted herein.

SECTION 3. Arkansas Code § 11-10-312(a), concerning cooperation between the Department of Workforce Services and the United States Department of Labor, is amended to read as follows to remove a reference to a repealed federal statute:

(a) In the administration of this chapter, the Director of the Department of Workforce Services shall cooperate with the United States Department of Labor to the fullest extent consistent with the provisions of this chapter and shall take such action, through the adoption of such appropriate rules, regulations, administrative methods, and standards as may be necessary to secure to this state and its citizens all advantages available under the provisions of the Social Security Act that relate to unemployment compensation, the Federal Unemployment Tax Act, the Wagner-Peyser Act, ~~the Job Training Partnership Act,~~ and the Federal-State Extended Unemployment Compensation Act of 1970.

SECTION 4. DO NOT CODIFY. CONSTRUCTION AND LEGISLATIVE INTENT.

It is the intent of the General Assembly that:

(1) The enactment and adoption of this act shall not expressly or impliedly repeal an act passed during the regular session of the Ninety-Second General Assembly;

(2) To the extent that a conflict exists between an act of the regular session of the Ninety-Second General Assembly and this act:

(A) The act of the regular session of the Ninety-Second General Assembly shall be treated as a subsequent act passed by the General Assembly for the purposes of:

(i) Giving the act of the regular session of the Ninety-Second General Assembly its full force and effect; and

(ii) Amending or repealing the appropriate parts of the Arkansas Code of 1987; and

(B) Section 1-2-107 shall not apply; and

(3) This act shall make only technical, not substantive, changes to the Arkansas Code of 1987.

**APPROVED: 3/8/19**