

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
89th General Assembly
Regular Session, 2013

As Engrossed: S4/4/13 S4/6/13
A Bill

SENATE BILL 991

By: Senator B. King

For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS LAW CONCERNING THE HIRING OF
STATE EMPLOYEES; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND ARKANSAS LAW CONCERNING THE
HIRING OF STATE EMPLOYEES.

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

SECTION 1. Arkansas Code Title 21, Chapter 5, Subchapter 1, is amended to add an additional section to read as follows:

21-5-110. Filling of vacant positions.

(a) As used in this section:

(1) "Position" means a single office or employment that:

(A) Is legislatively authorized in a state agency; and

(B) Requires the services of one (1) full-time equivalent employee; and

(2)(A) "State agency" means an agency, authority, department, board, commission, bureau, council, or other agency of the state supported by appropriation of state or federal funds.

(B) "State agency" does not include:

(i) An institution of higher education;

(ii) The following constitutional offices:

(a) Governor;

(b) Lieutenant Governor;

(c) Attorney General;

(d) Secretary of State;



(e) Auditor of State;

(f) Treasurer of State; and

(g) Commissioner of State Lands;

(iii) The Arkansas State Game and Fish Commission;

and

(iv) The Arkansas State Highway and Transportation

Department.

(b) A state agency shall not fill a position vacant on July 1 of each fiscal year except as provided in this section.

(c) A state agency wishing to fill a position vacant on July 1 of each year shall submit a request to the Director of the Department of Finance and Administration for approval.

(d)(1) If the director approves the request, he or she shall forward the request to the Legislative Council, or to the Joint Budget Committee if the General Assembly is in session, for review.

(2) If the state agency does not fill the vacant position within one hundred twenty (120) days of the review of the Legislative Council or the Joint Budget Committee, the state agency shall resubmit its request to fill the vacant position to the director.

(e)(1) A state agency shall report each vacant position on July 1 to the Department of Finance and Administration by August 1 of each year.

(2) The Department of Finance and Administration shall submit a report of each vacant position for each state agency to the Legislative Council by September 1 of each year.

/s/B. King