

Stricken language will be deleted and underlined language will be added.

State of Arkansas  
91st General Assembly  
Regular Session, 2017

# A Bill

SENATE BILL 79

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE WORKERS' COMPENSATION  
COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2018;  
AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE WORKERS' COMPENSATION  
COMMISSION APPROPRIATION FOR THE 2017-  
2018 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the  
Workers' Compensation Commission for the 2017-2018 fiscal year, the following  
maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
(1)	U100U	WCC CHAIRMAN	1	\$131,863
(2)	U007U	WCC COMMISSIONER	2	\$129,736
(3)	U046U	WCC CHIEF EXEC OFFICER	1	\$129,117
(4)	N070N	WCC ASST CHIEF EXECUTIVE OFFICER	1	GRADE N908
(5)	G005N	WCC CHIEF ADMIN LAW JUDGE	1	GRADE N908
(6)	G010N	WCC ADMINISTRATIVE LAW JUDGE	13	GRADE N906
(7)	G004C	MANAGING ATTORNEY	1	GRADE C129



(8)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
(9)	G007C	WCC DIVISION MANAGER	7	GRADE C128
(10)	G047C	ATTORNEY SPECIALIST	6	GRADE C126
(11)	G073C	ATTORNEY	5	GRADE C124
(12)	D030C	INFORMATION SYSTEMS COORDINATOR	2	GRADE C124
(13)	A042C	INSURANCE SENIOR EXAMINER	2	GRADE C122
(14)	G093C	OPERATIONS MANAGER	1	GRADE C122
(15)	A052C	ACCOUNTING COORDINATOR	1	GRADE C121
(16)	D052C	SOFTWARE SUPPORT ANALYST	1	GRADE C121
(17)	G107C	WCC PROGRAM MANAGER	4	GRADE C121
(18)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
(19)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE C119
(20)	D062C	DATABASE ANALYST	1	GRADE C119
(21)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
(22)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE C118
(23)	A074C	FISCAL SUPPORT SUPERVISOR	4	GRADE C118
(24)	C009C	HEARING REPORTER	3	GRADE C118
(25)	G168C	INDUSTRIAL CONSULTANT	5	GRADE C118
(26)	G160C	WCC PROGRAM COORDINATOR	2	GRADE C118
(27)	D071C	COMPUTER SUPPORT ANALYST	1	GRADE C117
(28)	G179C	LEGAL SERVICES SPECIALIST	2	GRADE C117
(29)	X123C	INSURANCE INVESTIGATOR	2	GRADE C116
(30)	G193C	WCC PROGRAM SPECIALIST	14	GRADE C116
(31)	C036C	ADMINISTRATIVE REVIEW ANALYST	1	GRADE C115
(32)	A093C	STATISTICIAN	1	GRADE C114
(33)	C050C	ADMINISTRATIVE SUPPORT SUPERVISOR	3	GRADE C113
(34)	C046C	LEGAL SUPPORT SPECIALIST	5	GRADE C113
(35)	C043C	RECORDS MANAGEMENT ANALYST	1	GRADE C113
(36)	C056C	ADMINISTRATIVE SPECIALIST III	14	GRADE C112
(37)	C073C	ADMINISTRATIVE SPECIALIST II	<u>1</u>	GRADE C109
		MAX. NO. OF EMPLOYEES	115	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Workers' Compensation Commission for the 2017-2018 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: two (2) temporary

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

SECTION 3. APPROPRIATION - ADMINISTRATION. There is hereby appropriated, to the Workers' Compensation Commission, to be payable from the Workers' Compensation Fund, for personal services and operating expenses of the Workers' Compensation Commission for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
(01) REGULAR SALARIES	\$6,311,648
(02) EXTRA HELP	100,000
(03) PERSONAL SERVICES MATCHING	2,021,800
(04) OVERTIME	10,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,546,030
(B) CONF. & TRAVEL	76,611
(C) PROF. FEES	241,000
(D) CAP. OUTLAY	50,000
(E) DATA PROC.	0
(06) REFUND/REIMBURSEMENTS - ADMIN	500,000
(07) COMPUTER SOFTWARE/HARDWARE	<u>285,300</u>
TOTAL AMOUNT APPROPRIATED	<u>\$11,142,389</u>

SECTION 4. APPROPRIATION - REFUNDS/CLAIMS/INVESTMENTS. There is hereby appropriated, to the Workers' Compensation Commission, to be payable from the Death and Permanent Total Disability Trust Fund, for refund of taxes, payment of death and total disability claims, and investments of funds in the Death and Permanent Total Disability Trust Fund as allowed by the Workers' Compensation Commission for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
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(01) REFUND/REIMBURSEMENTS - DEATH AND TOTAL DISABILITY	\$550,000
(02) CLAIMS - DEATH AND TOTAL DISABILITY	<u>21,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$21,550,000</u></u>

SECTION 5. APPROPRIATION - SECOND INJURY CLAIMS. There is hereby appropriated, to the Workers' Compensation Commission, to be payable from the Second Injury Trust Fund, for the payment of second injury claims by the Workers' Compensation Commission for the fiscal year ending June 30, 2018, the following:

ITEM <u>NO.</u>	FISCAL YEAR <u>2017-2018</u>
(01) CLAIMS - SECOND INJURY	<u><u>\$500,000</u></u>

SECTION 6. APPROPRIATION - SEMINAR - CASH. There is hereby appropriated, to the Workers' Compensation Commission, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for scholarships and educational conference expenses of the Workers' Compensation Commission for the fiscal year ending June 30, 2018, the following:

ITEM <u>NO.</u>	FISCAL YEAR <u>2017-2018</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$85,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	15,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) SCHOLARSHIPS	<u>40,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$140,000</u></u>

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, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
(01) BUILDING REPAIRS AND MAINTENANCE	<u>\$150,000</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, ~~2016~~ 2017 through June 30, ~~2017~~ 2018.

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO EXPENDITURE. The proceeds from the reimbursement of travel expenses received by the Arkansas Workers' Compensation Commission shall be deposited into the same State Treasury Fund or Fund Account from which the original travel expenditures was incurred as a refund to expenditure to the credit of the appropriation from which the original expenditure was made.

The provisions of this section shall be in effect only from July 1, 2017 through June 30, 2018.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFERS. After receiving approval from the Chief Fiscal Officer of the State, the Director of the Arkansas Workers' Compensation Commission is authorized to transfer funds from the Second Injury Trust Fund to the Death and Total Disability Trust Fund and/or the Workers' Compensation Trust Fund.

The provisions of this section shall be in effect only from July 1, 2017 through June 30, 2018.

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

SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2017 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2017 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2017.