Stricken language would be deleted from and underlined language would be added to present law. Act 220 of the Regular Session

1	State of Arkansas	As Engrossed: $oldsymbol{\Delta}$	81/29/15 Bill		
2	90th General Assembly	11	. D 111	SENATE BILL 59	
3 4	Regular Session, 2015			SENATE BILL 39	
5	Ry: Sanatar I Hutchinson				
6	By: Senator J. Hutchinson				
7	For An Act To Be Entitled				
8	AN ACT TO REQUIRE THE ARKANSAS STATE CLAIMS				
9	COMMISSION TO PROVIDE SPECIFIC FINDINGS OF FACT AND				
10	CONCLUSIONS OF LAW TO SUPPORT A FINAL ADJUDICATION				
11	FOR A CLAIM CONSIDERED BY THE COMMISSION; AND FOR				
12	OTHER PURPOSES.				
13					
14					
15	Subtitle				
16	TO REQUIRE THE ARKANSAS STATE CLAIMS				
17	COMMISSION TO PROVIDE SPECIFIC FINDINGS				
18	OF FACT AND CONCLUSIONS OF LAW TO SUPPORT				
19	A FINAL ADJUDICATION FOR A CLAIM				
20	CONS	IDERED BY THE COMMIS	SION.		
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22					
23	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:				
24					
25	SECTION 1. Arka	ansas Code Title 19,	Chapter 10, Subcl	hapter 2, is	
26	amended to add an additional section to read as follows:				
27	19-10-216. Commission decisions — Findings of fact and conclusions of				
28	law required.				
29	(a)(1) When the Arkansas State Claims Commission dismisses a claim or				
30	issues a final adjudication of a claim on the merits, the commission shall				
31	set forth specific findings of fact and conclusions of law to support its				
32	decision.				
33	(2) Citations to a party's motion or argument do not fulfill the				
34	requirements of this subsection unless otherwise supported by an explanation,				
35	with particularity, as to why the party's motion or argument is determinative				
36	to the outcome of the claim.				

As Engrossed: S1/29/15 SB59

1	(3) When the commission bases its decision on a specific rule of			
2	civil procedure, rule of evidence, statute, or controlling appellate court			
3	decision, the commission shall cite the rule, statute, or appellate court			
4	decision.			
5	(4) A claim will not be accepted by the General Assembly on			
6	appeal that has as its final adjudication findings of fact and conclusions of			
7	law that do not comply with this section.			
8	(b) Failure to comply with this section shall result in the General			
9	Assembly's sending the claim back to the commission for reconsideration until			
10	the requirements of subsection (a) of this section are met.			
11	(c) A claim filed by a person who at the time of filing is an inmate			
12	of the Department of Correction is exempted from the requirements of this			
13	section.			
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15	/s/J. Hutchinson			
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18	APPROVED: 02/27/2015			
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