

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

# A Bill

HOUSE BILL 1491

5 By: Representative L. Cowling  
6

## For An Act To Be Entitled

8 AN ACT TO INCLUDE THE DEPARTMENT OF HEALTH WITHIN THE  
9 DEFINITION OF "CLAIMANT AGENCIES" FOR THE PURPOSE OF  
10 OBTAINING A SETOFF OF STATE INCOME TAX REFUNDS FOR  
11 DEBTS OWED TO THE STATE; AND FOR OTHER PURPOSES.  
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## Subtitle

14 TO INCLUDE THE DEPARTMENT OF HEALTH  
15 WITHIN THE DEFINITION OF "CLAIMANT  
16 AGENCIES" FOR THE PURPOSE OF OBTAINING A  
17 SETOFF OF STATE INCOME TAX REFUNDS FOR  
18 DEBTS OWED TO THE STATE.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code § 26-36-303(1), concerning the definition of  
25 "claimant agency" for purposes of setoff of state income tax refunds, is  
26 amended to read as follows:

27 (1)(A) "Claimant agency" means:

28 (i) State-supported colleges, universities, and  
29 technical institutes;

30 (ii) The Department of Human Services;

31 (iii) The Arkansas Student Loan Authority;

32 (iv) The Student Loan Guarantee Foundation of

33 Arkansas;

34 (v) The Auditor of State;

35 (vi) The Department of Higher Education;

36 (vii) The Office of Child Support Enforcement of the



1 Revenue Division of the Department of Finance and Administration;

2 (viii) Arkansas circuit, county, district, or city  
3 courts;

4 (ix) Housing authorities created under § 14-169-101  
5 et seq.;

6 (x) The Employee Benefits Division of the Department  
7 of Finance and Administration;

8 (xi) The Office of Personnel Management of the  
9 Division of Management Services of the Department of Finance and  
10 Administration; ~~and~~

11 (xii) County collectors and county treasurers; and  
12 (xiii) The Department of Health.

13 (B) ~~No other entity may~~ An entity shall not be added as a  
14 claimant agency under this subdivision (1) after July 16, 2003, unless the  
15 entity has an annual outstanding debt of two hundred thousand dollars  
16 (\$200,000);

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19 **APPROVED: 03/30/2011**  
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