

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

SENATE BILL 641

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION WHICH SHALL BE
9 SUPPLEMENTAL AND IN ADDITION TO OTHER APPROPRIATIONS
10 MADE BY THE EIGHTY-NINTH GENERAL ASSEMBLY TO PAY
11 ADDITIONAL APPROVED CLAIMS; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT TO MAKE AN APPROPRIATION FOR THE
15 PAYMENT OF APPROVED CLAIMS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRYOVER
23 OF CLAIMS. Any state agency which is affected by the allowed claim(s)
24 provided for in this Act, and whose fund for the 2012-2013 fiscal year are
25 insufficient to allow for the payment of said claim(s) before June 30, 2013,
26 is hereby authorized, upon certification by the Chief Fiscal Officer of the
27 State, to make payment of said claim(s) after July 1, 2013, from funds
28 appropriated for the 2013-2014 fiscal year.
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30 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
32 DISBURSING OFFICER. The Clerk of the State Claims Commission is hereby made
33 the disbursing officer for the purpose of paying the claims appropriated by
34 this Act. The Clerk of the State Claims Commission is hereby authorized to
35 receive all warrants prepared under the provisions of this Act from the
36 Auditor of State and to distribute same to the claimants.



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2 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
4 DEPARTMENT OF HUMAN SERVICES CLAIMS. For any claims in this Act appropriated
5 to the Department of Human Services, the Clerk of the State Claims Commission
6 shall consult with the Department of Human Services and the Chief Fiscal
7 Officer of the State to determine the division and funds to which liability
8 should be assigned and from which the warrants shall be drawn. The Clerk of
9 the State Claims Commission shall initiate the appropriate transfers as may
10 be required and as approved by the Chief Fiscal Officer of the State.
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12 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
14 DEPARTMENT OF HEALTH CLAIMS. For any claims in this Act appropriated to the
15 Department of Health, the Clerk of the State Claims Commission shall consult
16 with the Department of Health and the Chief Fiscal Officer of the State to
17 determine the division and funds to which liability should be assigned and
18 from which the warrants shall be drawn. The Clerk of the State Claims
19 Commission shall initiate the appropriate transfers as may be required and as
20 approved by the Chief Fiscal Officer of the State.
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22 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CLAIMS
24 FROM CASH FUNDS. In the event that any claim authorized herein is determined
25 to be a valid claim against the State and the claim is to be paid from funds
26 not in the State Treasury, the Clerk of the State Claims Commission shall
27 notify the agency against which the claim is to be charged of the amount of
28 such claims. Upon receipt of such notification, the state agency shall
29 forth-with deliver a check to the Clerk of the State Claims Commission who
30 shall deposit the same as a nonrevenue receipt into the Miscellaneous
31 Revolving Fund from which he shall disburse the amount of the claim to the
32 claimant.
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34 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
36 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission

1 shall not distribute any warrants prepared under the provisions of this Act
2 for awards made by the Arkansas State Claims Commission for employment
3 compensation claims. Upon the award by the State Claims Commission of an
4 employment compensation claim, the Clerk of the State Claims Commission shall
5 notify the affected state agency and the Department of Finance and
6 Administration - Office of Personnel Management of such amounts that are due
7 and payable. The affected state agency shall then process the award through
8 the State Mechanized Payroll System.

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10 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
11 authorized by this act shall be limited to the appropriation for such agency
12 and funds made available by law for the support of such appropriations; and
13 the restrictions of the State Procurement Law, the General Accounting and
14 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
15 Procedures and Restrictions Act, or their successors, and other fiscal
16 control laws of this State, where applicable, and regulations promulgated by
17 the Department of Finance and Administration, as authorized by law, shall be
18 strictly complied with in disbursement of said funds.

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20 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
21 Assembly that any funds disbursed under the authority of the appropriations
22 contained in this act shall be in compliance with the stated reasons for
23 which this act was adopted, as evidenced by the Agency Requests, Executive
24 Recommendations and Legislative Recommendations contained in the budget
25 manuals prepared by the Department of Finance and Administration, letters, or
26 summarized oral testimony in the official minutes of the Arkansas Legislative
27 Council or Joint Budget Committee which relate to its passage and adoption.

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29 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
30 Assembly, that payees listed in this Act may be entitled to the sums
31 appropriated and transferred to herein, and that they have been deprived of
32 the use of these funds for a long period of time, and that further delay in
33 paying these just debts of the state would do harm to the reputation of the
34 State of Arkansas. Therefore, an emergency is hereby declared to exist and
35 this Act being necessary for the immediate preservation of the public peace,
36 health and safety shall be in full force and effect from and after the date

1 of its passage and approval.
2 If the bill is neither approved nor vetoed by the Governor, it shall become
3 effective on the expiration of the period of time during which the Governor
4 may veto the bill. If the bill is vetoed by the Governor and the veto is
5 overridden, it shall become effective on the date the last house overrides
6 the veto.

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