

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

*As Engrossed: S3/12/13*

# 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. APPROPRIATION. There is hereby appropriated, to the Arkansas*  
22 *State Highway and Transportation Department, to be payable from the State*  
23 *Highway and Transportation Department Fund, for the purpose of paying claims*  
24 *against the State of Arkansas to the payee set out herein:*

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2012-2013</i></u>
<i>(01) CAMERON CONSTRUCTION COMPANY, INC.</i>	<i>\$95,961.45</i>
<i>(02) CAMERON CONSTRUCTION COMPANY, INC.</i>	<i>34,850.00</i>
<i>(03) CAMERON CONSTRUCTION COMPANY, INC.</i>	<u><i>23,400.00</i></u>
<i>TOTAL AMOUNT APPROPRIATED</i>	<u><u><i>\$154,211.45</i></u></u>

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32 *SECTION 2. APPROPRIATION. There is hereby appropriated, to the State*  
33 *Military Department, to be payable from the State Military Department Fund*  
34 *Account, for the purpose of paying claims against the State of Arkansas to*  
35 *the payee set out herein:*

36 *ITEM* *FISCAL YEAR*



1	<u>NO.</u>	<u>2012-2013</u>
2	(01) POWERS-MECHANICAL SERVICE COMPANY	<u>\$45,936.70</u>

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4           SECTION 3. APPROPRIATION. There is hereby appropriated, to the  
5 Arkansas State Highway and Transportation Department, to be payable from the  
6 State Highway and Transportation Department Fund, for the purpose of paying  
7 claims against the State of Arkansas to the payee set out herein:

8	ITEM	FISCAL YEAR
9	<u>NO.</u>	<u>2012-2013</u>
10	(01) PAMELA PERRY	<u>\$27,500.00</u>

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12           SECTION 4. APPROPRIATION. There is hereby appropriated, to the  
13 Arkansas State Highway and Transportation Department, to be payable from the  
14 State Highway and Transportation Department Fund, for the purpose of paying  
15 claims against the State of Arkansas to the payee set out herein:

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2012-2013</u>
18	(01) DELTA ASPHALT OF ARKANSAS, INC.	<u>\$112,500.00</u>

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20           SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRYOVER  
22 OF CLAIMS. Any state agency which is affected by the allowed claim(s)  
23 provided for in this Act, and whose fund for the 2012-2013 fiscal year are  
24 insufficient to allow for the payment of said claim(s) before June 30, 2013,  
25 is hereby authorized, upon certification by the Chief Fiscal Officer of the  
26 State, to make payment of said claim(s) after July 1, 2013, from funds  
27 appropriated for the 2013-2014 fiscal year.

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29           SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
31 DISBURSING OFFICER. The Clerk of the State Claims Commission is hereby made  
32 the disbursing officer for the purpose of paying the claims appropriated by  
33 this Act. The Clerk of the State Claims Commission is hereby authorized to  
34 receive all warrants prepared under the provisions of this Act from the  
35 Auditor of State and to distribute same to the claimants.

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1 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
3 DEPARTMENT OF HUMAN SERVICES CLAIMS. For any claims in this Act appropriated  
4 to the Department of Human Services, the Clerk of the State Claims Commission  
5 shall consult with the Department of Human Services and the Chief Fiscal  
6 Officer of the State to determine the division and funds to which liability  
7 should be assigned and from which the warrants shall be drawn. The Clerk of  
8 the State Claims Commission shall initiate the appropriate transfers as may  
9 be required and as approved by the Chief Fiscal Officer of the State.

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11 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
13 DEPARTMENT OF HEALTH CLAIMS. For any claims in this Act appropriated to the  
14 Department of Health, the Clerk of the State Claims Commission shall consult  
15 with the Department of Health and the Chief Fiscal Officer of the State to  
16 determine the division and funds to which liability should be assigned and  
17 from which the warrants shall be drawn. The Clerk of the State Claims  
18 Commission shall initiate the appropriate transfers as may be required and as  
19 approved by the Chief Fiscal Officer of the State.

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21 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CLAIMS  
23 FROM CASH FUNDS. In the event that any claim authorized herein is determined  
24 to be a valid claim against the State and the claim is to be paid from funds  
25 not in the State Treasury, the Clerk of the State Claims Commission shall  
26 notify the agency against which the claim is to be charged of the amount of  
27 such claims. Upon receipt of such notification, the state agency shall  
28 forth-with deliver a check to the Clerk of the State Claims Commission who  
29 shall deposit the same as a nonrevenue receipt into the Miscellaneous  
30 Revolving Fund from which he shall disburse the amount of the claim to the  
31 claimant.

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33 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
35 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission  
36 shall not distribute any warrants prepared under the provisions of this Act

1 for awards made by the Arkansas State Claims Commission for employment  
2 compensation claims. Upon the award by the State Claims Commission of an  
3 employment compensation claim, the Clerk of the State Claims Commission shall  
4 notify the affected state agency and the Department of Finance and  
5 Administration - Office of Personnel Management of such amounts that are due  
6 and payable. The affected state agency shall then process the award through  
7 the State Mechanized Payroll System.

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

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

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28 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the  
29 General Assembly, that payees listed in this Act may be entitled to the sums  
30 appropriated and transferred to herein, and that they have been deprived of  
31 the use of these funds for a long period of time, and that further delay in  
32 paying these just debts of the state would do harm to the reputation of the  
33 State of Arkansas. Therefore, an emergency is hereby declared to exist and  
34 this Act being necessary for the immediate preservation of the public peace,  
35 health and safety shall be in full force and effect from and after the date  
36 of its passage and approval.

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

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*/s/Joint Budget Committee*