

1 **State of Arkansas**
2 **78th General Assembly**
3 **First Extraordinary Session, 1992**
4 **By: Joint Budget Committee**

Call Item 52

A Bill

HOUSE BILL 1047

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION WHICH SHALL BE
9 SUPPLEMENTAL AND IN ADDITION TO OTHER APPROPRIATIONS MADE
10 BY THE SEVENTY-EIGHTH GENERAL ASSEMBLY TO PAY ALLOWED
11 CLAIMS; AND FOR OTHER PURPOSES."

12
13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

14
15 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to Arkansas
16 State University, to be payable from the Arkansas State University Fund, for
17 the purpose of paying claims against the State of Arkansas to the payee set
18 out herein, the following:

19
20 ITEM

21 NO.	AWARD
22 (1) Terry Bolton	<u>\$14,000.00</u>

23
24 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Office
25 of Attorney General, to be payable from the State Central Services Fund, for
26 the purpose of paying claims against the State of Arkansas to the payee set
27 out herein, the following:

28
29 ITEM

30 NO.	AWARD
31 (1) Onek, Klein and Farr	<u>\$10,153.89</u>

32
33 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the
34 Auditor of State, to be payable from cash funds, as defined by Arkansas Code
35 19-4-801, for the purpose of paying claims against the State of Arkansas to

1 the payee set out herein, the following:

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ITEM

4 NO.	AWARD
5 (1) Mrs. William (Thelma) Caylor	<u>\$6,433.03</u>

6

7 SECTION 4. APPROPRIATIONS. There is hereby appropriated, to the
 8 Department of Correction, to be payable from the Department of Correction
 9 Inmate Care and Custody Fund Account, for the purpose of paying claims against
 10 the State of Arkansas to the payees set out herein, the following:

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12

ITEM

13 NO.	AWARD
14 (1) Margie Everett	\$ 7,800.00
15 (2) Zack Brown, Jr.	<u>65,000.00</u>
16 Total Appropriated	<u>\$72,800.00</u>

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18 SECTION 5. APPROPRIATIONS. There is hereby appropriated, to the
 19 Department of Finance and Administration - Revenue Services Division, to be
 20 payable from the Miscellaneous Revolving Fund, for the purpose of paying
 21 claims against the State of Arkansas to the payee set out herein, the
 22 following:

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24

ITEM

25 NO.	AWARD
26 (1) Big River Sales, Inc.	<u>\$73,661.51</u>

27

28 SECTION 6. APPROPRIATIONS. There is hereby appropriated, to the
 29 Department of Finance and Administration - Revenue Services Division, to be
 30 payable from the State Central Services Fund, for the purpose of paying claims
 31 against the State of Arkansas to the payee set out herein, the following:

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ITEM

34 NO.	AWARD
35 (1) Estate of Burl Harris, 36 John and Edward Harris, Executors	<u>\$8,750.00</u>

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2 SECTION 7. APPROPRIATIONS. There is hereby appropriated, to the
3 Department of Finance and Administration - Revenue Services Division, to be
4 payable from the Corporate Income Tax Withholding Fund, for the purpose of
5 paying claims against the State of Arkansas to the payee set out herein, the
6 following:

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8 ITEM

9 NO.	AWARD
10 (1) Hurt Industries	<u>\$11,667.26</u>

11

12 SECTION 8. APPROPRIATIONS. There is hereby appropriated, to the
13 Arkansas Game and Fish Commission, to be payable from the Game Protection
14 Fund, for the purpose of paying claims against the State of Arkansas to the
15 payees set out herein, the following:

16

17 ITEM

18 NO.	AWARD
19 (1) Clay Jeter	\$68,305.00
20 (2) Jerry Parker	<u>12,979.35</u>
21 Total Appropriated	<u>\$81,284.35</u>

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23 SECTION 9. APPROPRIATIONS. There is hereby appropriated, to the
24 Arkansas State Highway & Transportation Department, to be payable from the
25 State Highway and Transportation Department Fund, for the purpose of paying
26 claims against the State of Arkansas to the payees set out herein, the
27 following:

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29 ITEM

30 NO.	AWARD
31 (1) Reliance Insurance Company	<u>\$10,957.64</u>

32

33 SECTION 10. APPROPRIATIONS. There is hereby appropriated, to the
34 Department of Human Services - Division of Children and Family Services, to be
35 payable from the Children and Family Services Fund Account, for the purpose of

1 paying claims against the State of Arkansas to the payees set out herein, the
2 following:

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4 ITEM

5 NO.	AWARD
6 (1) Robyn Woods	22,531.11
7 (2) Youth Home, Inc.	60,525.00
8 (3) Gregory and Ruby Miller	<u>12,440.00</u>
9 Total Appropriated	<u>\$95,496.11</u>

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11 SECTION 11. APPROPRIATIONS. There is hereby appropriated, to the
12 Department of Human Services - Division of Rehabilitation Services, to be
13 payable from the Rehabilitation Services Fund Account, for the purpose of
14 paying claims against the State of Arkansas to the payee set out herein, the
15 following:

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17 ITEM

18 NO.	AWARD
19 (1) Bank and Business Forms	<u>\$6,547.63</u>

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21 SECTION 12. APPROPRIATIONS. There is hereby appropriated, to the
22 Office of the Treasurer of State, to be payable from the Municipal Aid Fund,
23 for the purpose of paying claims against the State of Arkansas to the payee
24 set out herein, the following:

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26 ITEM

27 NO.	AWARD
28 (1) City of Sheridan	<u>\$5,597.79</u>

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30 SECTION 13. APPROPRIATIONS. There is hereby appropriated, to the
31 University of Arkansas, to be payable from the University of Arkansas Fund,
32 for the purpose of paying claims against the State of Arkansas to the payee
33 set out herein, the following:

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35 ITEM

1	NO.	AWARD
2	(1) Ozark Orthopedic Clinic, Ltd.	<u>\$7,605.60</u>

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4 SECTION 14. Any state agency which is affected by the allowed claim(s)
5 provided for in this Act, and whose funds for the 1991-92 fiscal year are
6 insufficient to allow for the payment of said claim(s) before June 30, 1992,
7 is hereby authorized, upon certification by the Chief Fiscal Officer of the
8 State, to make payment of said claim(s) after July 1, 1992, from funds
9 appropriated for the 1992-93 fiscal year.

10

11 SECTION 15. The Clerk of the State Claims Commission is hereby made the
12 disbursing officer for the purpose of paying the claims appropriated by this
13 Act. The Clerk of the State Claims Commission is hereby authorized to receive
14 all warrants prepared under the provisions of this Act from the Auditor of
15 State and to distribute same to the claimants.

16

17 SECTION 16. In the event that any claim authorized herein is determined
18 to be a valid claim against the State and the claim is to be paid from funds
19 not in the State Treasury, the Clerk of the State Claims Commission shall
20 notify the agency against which the claim is to be charged of the amount of
21 such claims. Upon receipt of such notification, the state agency shall
22 forth-with deliver a check to the Clerk of the State Claims Commission who
23 shall deposit the same as a nonrevenue receipt into the Miscellaneous
24 Revolving Fund from which he shall disburse the amount of the claim to the
25 claimant.

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27 SECTION 17. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
28 authorized by this Act shall be limited to the appropriation for such agency
29 and funds made available by law for the support of such appropriations; and
30 the restrictions of the State Purchasing Law, the General Accounting and
31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
32 Procedures and Restrictions Act, or their successors, and other fiscal control
33 ~~laws of this State, where applicable, and regulations promulgated by the~~
34 Department of Finance and Administration, as authorized by law, shall be
35 strictly complied with in disbursement of said funds.

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SECTION 18. 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 19. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 20. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 21. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 22. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Eighth General Assembly meeting in Extraordinary Session, that payees listed in this Act may be entitled to the sums appropriated and transferred to herein, and that they have been deprived of the use of these funds for a long period of time, and that further delay in paying these just debts of the State would do harm to the reputation of the State of Arkansas. 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 its passage and approval.

/s/John E. Miller

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