

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

As Engrossed: S3/24/11 S3/28/11

A Bill

SENATE BILL 620

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO PAY THE
9 ARKANSAS STATE CLAIMS COMMISSION - ADDITIONAL
10 APPROVED CLAIMS AGAINST THE STATE FOR THE FISCAL
11 YEAR ENDING JUNE 30, 2011; AND FOR OTHER
12 PURPOSES.
13
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Subtitle

15 AN ACT TO MAKE AN APPROPRIATION FOR THE
16 PAYMENT OF APPROVED CLAIMS AGAINST THE
17 STATE.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - DFA - REVENUE. There is hereby
24 appropriated, to the Department of Finance and Administration - Revenue
25 Services Division, to be payable from the Corporate Income Tax Withholding
26 Fund, for the purpose of paying claims against the State of Arkansas to the
27 payee set out herein:
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29 ITEM	FISCAL YEAR
30 <u>NO.</u>	<u>2010-2011</u>
31 (01) REO MANAGEMENT 2004, INC	<u>\$24,900.00</u>

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33 SECTION 2. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES. There is
34 hereby appropriated, to the Department of Human Services - Division of
35 Developmental Disabilities Services, to be payable from the paying account as
36 determined by the Chief Fiscal Officer of the State, for the purpose of



1 paying claims against the State of Arkansas to the payee set out herein:

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3	ITEM	FISCAL YEAR
4	<u>NO.</u>	<u>2010-2011</u>
5	(01) ELIZABETH RANDOLPH	<u>\$21,241.00</u>

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7 SECTION 3. APPROPRIATION - DEPARTMENT OF CORRECTION. There is hereby
8 appropriated, to the Department of Correction, to be payable from the
9 Department of Correction Inmate Care and Custody Fund Account, for the
10 purpose of paying claims against the State of Arkansas to the payee set out
11 herein:

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13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2010-2011</u>
15	(01) WILLIAM JERMAINE JORDAN	<u>\$35,000.00</u>

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17 SECTION 4. APPROPRIATION - STATE HIGHWAY AND TRANSPORTATION DEPARTMENT.
18 There is hereby appropriated, to the Arkansas State Highway and
19 Transportation Department, to be payable from the State Highway and
20 Transportation Department Fund, for the purpose of paying claims against the
21 State of Arkansas to the payee set out herein:

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23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2010-2011</u>
25	(01) MICHAEL B. TURNER	<u>\$250,000.00</u>

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27 *SECTION 5. APPROPRIATION - DHS - CHILDREN AND FAMILY SERVICES. There*
28 *is hereby appropriated, to the Department of Human Services - Division of*
29 *Children and Family Services, to be payable from the paying account as*
30 *determined by the Chief Fiscal Officer of the State, for the purpose of*
31 *paying claims against the State of Arkansas to the payee set out herein:*

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33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2010-2011</u>
35	(01) ALLEN BRAY	<u>\$12,726.15</u>

36

1 *SECTION 6. APPROPRIATION - GAME & FISH COMMISSION. There is hereby*
 2 *appropriated, to the Arkansas State Game and Fish Commission, to be payable*
 3 *from the Game Protection Fund, for the purpose of paying claims against the*
 4 *State of Arkansas to the payee set out herein:*

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2010-2011</i></u>
<i>(01) CLAUDE GRAVES</i>	<u><u><i>\$15,000.00</i></u></u>

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 10 *SECTION 7. APPROPRIATION - ARKANSAS STATE POLICE. There is hereby*
 11 *appropriated, to the Department of Arkansas State Police, to be payable from*
 12 *the Department of Arkansas State Police Fund, for the purpose of paying*
 13 *claims 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>2010-2011</i></u>
<i>(01) MANVEL GARIBYAN</i>	<u><u><i>\$69,000.00</i></u></u>

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 19 *SECTION 8. APPROPRIATION - DEPARTMENT OF COMMUNITY CORRECTION. There*
 20 *is hereby appropriated, to the Department of Community Correction, to be*
 21 *payable from the Department of Community Correction Fund Account, for the*
 22 *purpose of paying claims against the State of Arkansas to the payee set out*
 23 *herein:*

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2010-2011</i></u>
<i>(01) CENTERPOINT ENERGY SERVICES, INC</i>	<u><u><i>\$35,242.63</i></u></u>

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 29 *SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
 30 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRYOVER*
 31 *OF CLAIMS. Any state agency which is affected by the allowed claim(s)*
 32 *provided for in this Act, and whose fund for the 2010-2011 fiscal year are*
 33 *insufficient to allow for the payment of said claim(s) before June 30, 2011*
 34 *is hereby authorized, upon certification by the Chief Fiscal Officer of the*
 35 *State, to make payment of said claim(s) after July 1, 2011, from funds*
 36 *appropriated for the 2011-2012 fiscal year.*

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SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DISBURSING OFFICER. The Clerk of the State Claims Commission is hereby made the disbursing officer for the purpose of paying the claims appropriated by this Act. The Clerk of the State Claims Commission is hereby authorized to receive all warrants prepared under the provisions of this Act from the Auditor of the State and to distribute same to the claimants.

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

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

SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CLAIMS FROM CASH FUNDS. In the event that any claim authorized herein is determined to be a valid claim against the State and the claim is to be paid from funds not in the State Treasury, the Clerk of the State Claims Commission shall notify the agency against which the claim is to be charged of the amount of such claims. Upon receipt of such notification, the state agency shall

1 forthwith deliver a check to the Clerk of the State Claims Commission who
2 shall deposit the same as a non-revenue receipt into the Miscellaneous
3 Revolving Fund from which he shall disburse the amount of the claim to the
4 claimant.

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6 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

8 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission
9 shall not distribute any warrants prepared under the provisions of this Act
10 for awards made by the Arkansas State Claims Commission for employment
11 compensation claims. Upon the award by the State Claims Commission of an
12 employment compensation claim, the Clerk of the State Claims Commission shall
13 notify the affected state agency and the Department of Finance and
14 Administration - Office of Personnel Management of such amounts that are due
15 and payable. The affected state agency shall then process the award through
16 the State Mechanized Payroll System.

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

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28 SECTION 16. LEGISLATIVE INTENT. It is the intent of the General
29 Assembly that any funds disbursed under the authority of the appropriations
30 contained in this act shall be in compliance with the stated reasons for
31 which this act was adopted, as evidenced by the Agency Requests, Executive
32 Recommendations and Legislative Recommendations contained in the budget
33 manuals prepared by the Department of Finance and Administration, letters, or
34 summarized oral testimony in the official minutes of the Arkansas Legislative
35 Council or Joint Budget Committee which relate to its passage and adoption.

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