

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

SENATE BILL 355

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 NINETIETH GENERAL ASSEMBLY TO PAY
11 APPROVED CLAIMS; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT TO MAKE AN APPROPRIATION FOR THE
15 PAYMENT OF APPROVED CLAIMS.
16
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. APPROPRIATION. There is hereby appropriated, to the
22 Arkansas State Highway and Transportation Department, to be payable from the
23 State Highway and Transportation Department Fund, for the purpose of paying
24 claims against the State of Arkansas to the payee set out herein:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) CITY CORPORATION	<u>\$22,779.35</u>

28
29 SECTION 2. APPROPRIATION. There is hereby appropriated, to the
30 Arkansas State Highway and Transportation Department, to be payable from the
31 State Highway and Transportation Department Fund, for the purpose of paying
32 claims against the State of Arkansas to the payee set out herein:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) CEQUEL COMMUNICATIONS	<u>\$23,877.46</u>



SECTION 3. APPROPRIATION. There is hereby appropriated, to the Department of Finance and Administration - Management Services Division, to be payable from the State Central Services Fund, for the purpose of paying claims against the State of Arkansas to the payee set out herein:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) LIEN TECHNOLOGIES, INC.	<u>\$250,000.00</u>

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

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) NATIONWIDE CONSTRUCTION GROUP	<u>\$27,659.48</u>

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

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) W.W. MAGNESS CO., INC. D/B/A MAGNESS TOYOTA	<u>\$40,000.00</u>

SECTION 6. APPROPRIATION. There is hereby appropriated, to the Department of Human Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for the purpose of paying claims against the State of Arkansas to the payee set out herein:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) NORTHEAST ARKANSAS COMMUNITY MENTAL HEALTH CENTER, INC. D/B/A MID-SOUTH HEALTH SYSTEMS, INC.	<u>\$23,500.00</u>

SECTION 7. APPROPRIATION. There is hereby appropriated, to the

1 Department of Education, to be payable from the Department of Education Fund
2 Account, for the purpose of paying claims against the State of Arkansas to
3 the payee set out herein:

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2014-2015</u>
6 (01) THE ESTATE OF CHARLES HOPSON, 7 DECEASED	<u>\$25,000</u>

8
9 SECTION 8. APPROPRIATION. There is hereby appropriated, to the Pulaski
10 Technical College, to be payable from the Pulaski Technical College Fund, for
11 the purpose of paying claims against the State of Arkansas to the payee set
12 out herein:

13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2014-2015</u>
15 (01) IVONNE GUERRA	<u>\$45,000.00</u>

16
17 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRYOVER
19 OF CLAIMS. Any state agency which is affected by the allowed claim(s)
20 provided for in this Act, and whose fund for the 2014-2015 fiscal year are
21 insufficient to allow for the payment of said claim(s) before June 30, 2015,
22 is hereby authorized, upon certification by the Chief Fiscal Officer of the
23 State, to make payment of said claim(s) after July 1, 2015, from funds
24 appropriated for the 2015-2016 fiscal year.

25
26 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
28 DISBURSING OFFICER. The Clerk of the State Claims Commission is hereby made
29 the disbursing officer for the purpose of paying the claims appropriated by
30 this Act. The Clerk of the State Claims Commission is hereby authorized to
31 receive all warrants prepared under the provisions of this Act from the
32 Auditor of State and to distribute same to the claimants.

33
34 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
36 DEPARTMENT OF HUMAN SERVICES CLAIMS. For any claims in this Act appropriated

1 to the Department of Human Services, the Clerk of the State Claims Commission
 2 shall consult with the Department of Human Services and the Chief Fiscal
 3 Officer of the State to determine the division and funds to which liability
 4 should be assigned and from which the warrants shall be drawn. The Clerk of
 5 the State Claims Commission shall initiate the appropriate transfers as may
 6 be required and as approved by the Chief Fiscal Officer of the State.

7
 8 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 10 DEPARTMENT OF HEALTH CLAIMS. For any claims in this Act appropriated to the
 11 Department of Health, the Clerk of the State Claims Commission shall consult
 12 with the Department of Health and the Chief Fiscal Officer of the State to
 13 determine the division and funds to which liability should be assigned and
 14 from which the warrants shall be drawn. The Clerk of the State Claims
 15 Commission shall initiate the appropriate transfers as may be required and as
 16 approved by the Chief Fiscal Officer of the State.

17
 18 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CLAIMS
 20 FROM CASH FUNDS. In the event that any claim authorized herein is determined
 21 to be a valid claim against the State and the claim is to be paid from funds
 22 not in the State Treasury, the Clerk of the State Claims Commission shall
 23 notify the agency against which the claim is to be charged of the amount of
 24 such claims. Upon receipt of such notification, the state agency shall
 25 forth-with deliver a check to the Clerk of the State Claims Commission who
 26 shall deposit the same as a nonrevenue receipt into the Miscellaneous
 27 Revolving Fund from which he shall disburse the amount of the claim to the
 28 claimant.

29
 30 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 32 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission
 33 shall not distribute any warrants prepared under the provisions of this Act
 34 for awards made by the Arkansas State Claims Commission for employment
 35 compensation claims. Upon the award by the State Claims Commission of an
 36 employment compensation claim, the Clerk of the State Claims Commission shall

1 notify the affected state agency and the Department of Finance and
 2 Administration - Office of Personnel Management of such amounts that are due
 3 and payable. The affected state agency shall then process the award through
 4 the State Mechanized Payroll System.

5
 6 SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 7 authorized by this act shall be limited to the appropriation for such agency
 8 and funds made available by law for the support of such appropriations; and
 9 the restrictions of the State Procurement Law, the General Accounting and
 10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 11 Procedures and Restrictions Act, or their successors, and other fiscal
 12 control laws of this State, where applicable, and regulations promulgated by
 13 the Department of Finance and Administration, as authorized by law, shall be
 14 strictly complied with in disbursement of said funds.

15
 16 SECTION 16. LEGISLATIVE INTENT. It is the intent of the General
 17 Assembly that any funds disbursed under the authority of the appropriations
 18 contained in this act shall be in compliance with the stated reasons for
 19 which this act was adopted, as evidenced by the Agency Requests, Executive
 20 Recommendations and Legislative Recommendations contained in the budget
 21 manuals prepared by the Department of Finance and Administration, letters, or
 22 summarized oral testimony in the official minutes of the Arkansas Legislative
 23 Council or Joint Budget Committee which relate to its passage and adoption.

24
 25 SECTION 17. EMERGENCY CLAUSE. It is found and determined by the
 26 General Assembly, that payees listed in this Act may be entitled to the sums
 27 appropriated and transferred to herein, and that they have been deprived of
 28 the use of these funds for a long period of time, and that further delay in
 29 paying these just debts of the state would do harm to the reputation of the
 30 State of Arkansas. Therefore, an emergency is hereby declared to exist and
 31 this Act being necessary for the immediate preservation of the public peace,
 32 health and safety shall be in full force and effect from and after the date
 33 of its passage and approval.
 34 If the bill is neither approved nor vetoed by the Governor, it shall become
 35 effective on the expiration of the period of time during which the Governor
 36 may veto the bill. If the bill is vetoed by the Governor and the veto is

1 overridden, it shall become effective on the date the last house overrides
2 the veto.

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36