

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

HOUSE BILL 1466

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 NINETY-FOURTH GENERAL ASSEMBLY TO PAY
11 APPROVED CLAIMS; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT FOR THE ARKANSAS STATE CLAIMS
14 COMMISSION APPROPRIATION FOR THE 2022-
15 2023 FISCAL YEAR.
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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
22 Department of Corrections, to be payable from the Division of Correction
23 Inmate Care and Custody Fund Account, for the purpose of paying claims
24 against the State of Arkansas to the payee set out herein:
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26 ITEM	FISCAL YEAR
27 <u>NO.</u>	<u>2022-2023</u>
28 (1) GREG GASAWAY AND LANCE GASAWAY D/B/A	
29 G&L GASAWAY FARMS	<u>\$27,000.00</u>

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31 SECTION 2. APPROPRIATION. There is hereby appropriated, to the
32 Department of Finance and Administration - Revenue Services Division, to be
33 payable from the Corporate Income Tax Withholding Fund, for the purpose of
34 paying claims against the State of Arkansas to the payee set out herein:
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36 ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2022-2023</u>
2	(1) AMERICAN AIR LIQUIDE HOLDINGS, INC.	\$188,689.00
3	(2) ROCKET SOFTWARE, INC.	<u>52,578.00</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$241,267.00</u></u>

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

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11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2022-2023</u>
13	(1) ERIC SMIDT AND SUSAN SMIDT	\$69,424.00
14	(2) WALDEMAR EICHMANN AND CHLOE EICHMANN	26,804.63
15	(3) RECTOR AND VISITORS OF THE UNIVERSITY OF VIRGINIA/ 16 PAUL GRISDALE	<u>2,092,820.96</u>
17	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,189,049.59</u></u>

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 19 SECTION 4. APPROPRIATION. There is hereby appropriated, to the
 20 Department of Finance and Administration - Revenue Services Division, to be
 21 payable from the Miscellaneous Revolving Fund, for the purpose of paying
 22 claims against the State of Arkansas to the payee set out herein:

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24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2022-2023</u>
26	(1) NUCOR CORPORATION	\$392,623.29
27	(2) CARL ZEISS MEDITEC, INC.	44,163.00
28	(3) OPTIV SECURITY	40,224.00
29	(4) SG GAMING, INC.	27,191.09
30	(5) NWA BUILDERS, LLC	<u>26,118.83</u>
31	TOTAL AMOUNT APPROPRIATED	<u><u>\$530,320.21</u></u>

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 33 SECTION 5. APPROPRIATION. There is hereby appropriated, to the
 34 University of Arkansas for Medical Sciences, to be payable from the
 35 University of Arkansas Medical Center Fund, for the purpose of paying claims
 36 against the State of Arkansas to the payee set out herein:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(1) RICH A PARIKH	\$25,912.80
(2) MATTHEW MILLER	<u>22,236.36</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$48,149.16</u></u>

SECTION 6. APPROPRIATION. There is hereby appropriated, to the University of Arkansas - Fayetteville, to be payable from the University of Arkansas 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>2022-2023</u>
(1) J.A. RIGGS TRACTOR CO.	<u><u>\$35,029.49</u></u>

SECTION 7. APPROPRIATION. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities 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>2022-2023</u>
(1) SHIRLEY L. ELDER	<u><u>\$16,542.85</u></u>

SECTION 8. APPROPRIATION. There is hereby appropriated, to the Department of Energy and Environment, to be payable from the federal funds as designated 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>2022-2023</u>
(1) CRAWFORD-SEBASTIAN COUNTY DEVELOPMENT COUNCIL	<u><u>\$98,382.45</u></u>

SECTION 9. APPROPRIATION. There is hereby appropriated, to the Office

1 of the Treasurer of State, to be payable from the Municipal Aid Fund, for the
 2 purpose of paying claims against the State of Arkansas to the payee set out
 3 herein:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(1) CITY OF CALICO ROCK	<u>\$98,624.22</u>

9 SECTION 10. APPROPRIATION. There is hereby appropriated, to the
 10 Department of Parks, Heritage, and Tourism, to be payable from the cash fund
 11 deposited in the State Treasury as determined by the Chief Fiscal Officer of
 12 the State, for the purpose of paying claims against the State of Arkansas to
 13 the payee set out herein:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(1) CHAD MORROW	<u>\$30,000.00</u>

19 SECTION 11. APPROPRIATION. There is hereby appropriated, to the
 20 Department of Transformation and Shared Services, to be payable from the cash
 21 funds as defined by Arkansas Code 19-4-801, for the purpose of paying claims
 22 against the State of Arkansas to the payee set out herein:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(1) JESSICA MIDDLETON	<u>\$17,566.80</u>

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

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(1) JUDY WAGES	\$20,000.00
(2) CHARLES MCRAVEN AND LINDA MCRAVEN	140,000.00

1	(3)	ANTHONY ADDISON	200,000.00
2	(4)	JAMES CONSTRUCTION GROUP, LLC	294,191.60
3	(5)	DEBBIE BROWN, AS ADMINISTRATRIX OF THE ESTATE OF	
4		CHRIS BROWN, AND JOE BROWN	<u>1,992,838.77</u>
5		TOTAL AMOUNT APPROPRIATED	<u>\$2,647,030.37</u>

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7 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRYOVER
 9 OF CLAIMS. Any state agency which is affected by the allowed claim(s)
 10 provided for in this Act, and whose fund for the ~~2021-2022~~ 2022-2023 fiscal
 11 year are insufficient to allow for the payment of said claim(s) before June
 12 30, ~~2022~~ 2023, is hereby authorized, upon certification by the Chief Fiscal
 13 Officer of the State, to make payment of said claim(s) after July 1, ~~2022~~
 14 2023, from funds appropriated for the ~~2022-2023~~ 2023-2024 fiscal year.

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16 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 18 DISBURSING OFFICER. The Clerk of the State Claims Commission is hereby made
 19 the disbursing officer for the purpose of paying the claims appropriated by
 20 this Act. The Clerk of the State Claims Commission is hereby authorized to
 21 receive all warrants prepared under the provisions of this Act from the
 22 Auditor of State and to distribute same to the claimants.

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24 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 26 DEPARTMENT OF HUMAN SERVICES CLAIMS. For any claims in this Act appropriated
 27 to the Department of Human Services, the Clerk of the State Claims Commission
 28 shall consult with the Department of Human Services and the Chief Fiscal
 29 Officer of the State to determine the division and funds to which liability
 30 should be assigned and from which the warrants shall be drawn. The Clerk of
 31 the State Claims Commission shall initiate the appropriate transfers as may
 32 be required and as approved by the Chief Fiscal Officer of the State.

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34 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 36 DEPARTMENT OF HEALTH CLAIMS. For any claims in this Act appropriated to the

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

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

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20 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
22 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission
23 shall not distribute any warrants prepared under the provisions of this Act
24 for awards made by the Arkansas State Claims Commission for employment
25 compensation claims. Upon the award by the State Claims Commission of an
26 employment compensation claim, the Clerk of the State Claims Commission shall
27 notify the affected state agency and the Department of Finance and
28 Administration - Office of Personnel Management of such amounts that are due
29 and payable. The affected state agency shall then process the award through
30 the State Mechanized Payroll System.

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32 SECTION 19. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
33 authorized by this act shall be limited to the appropriation for such agency
34 and funds made available by law for the support of such appropriations; and
35 the restrictions of the State Procurement Law, the General Accounting and
36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal
2 control laws of this State, where applicable, and regulations promulgated by
3 the Department of Finance and Administration, as authorized by law, shall be
4 strictly complied with in disbursement of said funds.

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

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15 SECTION 21. EMERGENCY CLAUSE. It is found and determined by the
16 General Assembly, that payees listed in this Act may be entitled to the sums
17 appropriated and transferred to herein, and that they have been deprived of
18 the use of these funds for a long period of time, and that further delay in
19 paying these just debts of the state would do harm to the reputation of the
20 State of Arkansas. Therefore, an emergency is hereby declared to exist and
21 this Act being necessary for the immediate preservation of the public peace,
22 health and safety shall be in full force and effect from and after the date
23 of its passage and approval.
24 If the bill is neither approved nor vetoed by the Governor, it shall become
25 effective on the expiration of the period of time during which the Governor
26 may veto the bill. If the bill is vetoed by the Governor and the veto is
27 overridden, it shall become effective on the date the last house overrides
28 the veto.