

Stricken language will be deleted and underlined language will be added.

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

As Engrossed: H3/13/23

# 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 NO.	2022-2023
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:

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:

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) RICHA 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:

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

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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:

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

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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:

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

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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:

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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

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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. APPROPRIATION. There is hereby appropriated, to the  
 8 University of Arkansas for Medical Sciences, to be payable from the  
 9 University of Arkansas Medical Center Fund, for the purpose of paying claims  
 10 against the State of Arkansas to the payee set out herein:

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12	ITEM		FISCAL YEAR
13	<u>NO.</u>		<u>2022-2023</u>
14	(1)	SANDRA MCNAMEE	<u>\$252,500</u>

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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. CARRYOVER  
 18 OF CLAIMS. Any state agency which is affected by the allowed claim(s)  
 19 provided for in this Act, and whose fund for the ~~2021-2022~~ 2022-2023 fiscal  
 20 year are insufficient to allow for the payment of said claim(s) before June  
 21 30, ~~2022~~ 2023, is hereby authorized, upon certification by the Chief Fiscal  
 22 Officer of the State, to make payment of said claim(s) after July 1, ~~2022~~  
 23 2023, from funds appropriated for the ~~2022-2023~~ 2023-2024 fiscal year.

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 25        SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 27 DISBURSING OFFICER. The Clerk of the State Claims Commission is hereby made  
 28 the disbursing officer for the purpose of paying the claims appropriated by  
 29 this Act. The Clerk of the State Claims Commission is hereby authorized to  
 30 receive all warrants prepared under the provisions of this Act from the  
 31 Auditor of State and to distribute same to the claimants.

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 33        SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
 35 DEPARTMENT OF HUMAN SERVICES CLAIMS. For any claims in this Act appropriated  
 36 to the Department of Human Services, the Clerk of the State Claims Commission

1 shall consult with the Department of Human Services and the Chief Fiscal  
2 Officer of the State to determine the division and funds to which liability  
3 should be assigned and from which the warrants shall be drawn. The Clerk of  
4 the State Claims Commission shall initiate the appropriate transfers as may  
5 be required and as approved by the Chief Fiscal Officer of the State.  
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7 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
9 DEPARTMENT OF HEALTH CLAIMS. For any claims in this Act appropriated to the  
10 Department of Health, the Clerk of the State Claims Commission shall consult  
11 with the Department of Health and the Chief Fiscal Officer of the State to  
12 determine the division and funds to which liability should be assigned and  
13 from which the warrants shall be drawn. The Clerk of the State Claims  
14 Commission shall initiate the appropriate transfers as may be required and as  
15 approved by the Chief Fiscal Officer of the State.  
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17 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CLAIMS  
19 FROM CASH FUNDS. In the event that any claim authorized herein is determined  
20 to be a valid claim against the State and the claim is to be paid from funds  
21 not in the State Treasury, the Clerk of the State Claims Commission shall  
22 notify the agency against which the claim is to be charged of the amount of  
23 such claims. Upon receipt of such notification, the state agency shall  
24 forth-with deliver a check to the Clerk of the State Claims Commission who  
25 shall deposit the same as a nonrevenue receipt into the Miscellaneous  
26 Revolving Fund from which he shall disburse the amount of the claim to the  
27 claimant.  
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29 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
31 EMPLOYMENT COMPENSATION CLAIMS. The Clerk of the State Claims Commission  
32 shall not distribute any warrants prepared under the provisions of this Act  
33 for awards made by the Arkansas State Claims Commission for employment  
34 compensation claims. Upon the award by the State Claims Commission of an  
35 employment compensation claim, the Clerk of the State Claims Commission shall  
36 notify the affected state agency and the Department of Finance and

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

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5 SECTION 20. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
6 authorized by this act shall be limited to the appropriation for such agency  
7 and funds made available by law for the support of such appropriations; and  
8 the restrictions of the State Procurement Law, the General Accounting and  
9 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
10 Procedures and Restrictions Act, or their successors, and other fiscal  
11 control laws of this State, where applicable, and regulations promulgated by  
12 the Department of Finance and Administration, as authorized by law, shall be  
13 strictly complied with in disbursement of said funds.

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

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

1 the veto.

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*/s/Joint Budget Committee*

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