

AN ACT

relating to directing payment, after approval, of certain miscellaneous claims and judgments against the state out of funds designated by this Act; making appropriations.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The following sums of money are appropriated from money derived from the settlement of the following lawsuits and held in the suspense account established by the comptroller and the attorney general in the General Revenue Fund Account No. 0001 for payment of itemized claims and judgments plus interest, if any, against the State of Texas:

To pay Wright & Greenhill, P.C. the following amounts payable under the outside counsel contract OCC No. 2007-302-0012 in connection with the settlement of claims in State of Texas ex rel. Ven-A-Care of the Florida Keys, Inc. v. Mylan Pharmaceuticals USA, et al., Cause No. D-1-GV-07-001259, District Court of Travis County, 201st Judicial District--the amount of \$5,750,000.00 for legal fees and the amount of \$174,222.32 for expenses for a total appropriation of \$5,924,222.32

To pay Wright & Greenhill, P.C. the following amounts payable under the outside counsel contract OCC No. 2007-302-0012 in connection with the settlement of claims in State of Texas ex rel. Ven-A-Care of the Florida Keys, Inc. v. TEVA, et al., Cause No. D-1-GV-07-001259, District Court of Travis County, 201st Judicial

1 District--the amount of \$11,230,010.00 for legal fees and the  
2 amount of \$157,093.62 for expenses for a total appropriation  
3 of \$11,387,103.62

4 SECTION 2. The following sums of money are appropriated out  
5 of the General Revenue Fund Account No. 0001 for payment of itemized  
6 claims and judgments plus interest, if any, against the State of  
7 Texas:

8 To pay Securities America Advisors, Inc. for replacement of a  
9 void warrant issued on March 9, 2000, for reimbursement of  
10 professional fees \$1,760.00

11 To pay Community Healthcare Services, Inc. for home and  
12 community services provided from February 2005 through August  
13 2005 \$142,000.29

14 To pay Robert S. Kittredge for replacement of a void warrant  
15 issued May 14, 1982 \$10.00

16 To pay Cable Com, Inc. for replacement of a void warrant  
17 issued April 24, 1995 \$8,202.44

18 To pay Linda Clay for replacement of a void warrant issued  
19 November 7, 1994 \$77.35

20 To pay confidential payee for claim 93M90481 for replacement  
21 of a void payroll warrant issued November 10, 1994 \$565.56

22 To pay AT&T for telephone services provided from November  
23 2000 to February 2002 \$7,978.41

24 To pay Young County-District Attorney, 90th District, for  
25 attorney's fees for a fraud case August 13, 1999 \$280.00

26 To pay Young County-District Attorney, 90th District, for  
27 attorney's fees for a fraud case January 11, 2001 \$280.00

1           To pay confidential payee for claim 94M00566 for void payroll  
2 warrants issued from January 1986 to March 1992                         \$29,776.42  
3           To pay confidential payee for claim 94M00581 for replacement  
4 of a void warrant issued December 17, 1997                                 \$65.55  
5           To pay BHR Lodging Tenant Company for replacement of a void  
6 warrant issued March 16, 2007   \$167,323.45  
7           To pay confidential payee for claim 94M00716 for replacement  
8 of a void warrant issued July 21, 1999   \$1,298.39  
9           To pay confidential payee for claim 94M00753 for replacement  
10 of a void warrant issued July 2, 2001   \$348.54  
11           To pay confidential payee for claim 94M00977 for replacement  
12 of a void warrant issued May 7, 2001   \$576.72  
13           To pay confidential payee for claim 94M01069 for replacement  
14 of a void warrant issued October 2, 2001   \$112.00  
15           To pay The Children's Shelter for foster care provided from  
16 March 15, 2006, to November 9, 2006   \$26,529.00  
17           To pay The Children's Shelter for foster care provided from  
18 November 3, 2006, to July 31, 2007   \$14,601.60  
19           To pay The Children's Shelter for foster care provided from  
20 December 7, 2006, to August 31, 2007   \$12,728.00  
21           To pay The Children's Shelter for foster care provided from  
22 November 1, 2006, to February 1, 2007   \$11,979.64  
23           To pay The Children's Shelter for foster care provided from  
24 March 3, 2007, to August 31, 2007   \$10,144.05  
25           To pay The Children's Shelter for foster care provided from  
26 June 27, 2006, to May 3, 2007   \$9,564.39  
27           To pay The Children's Shelter for foster care provided from

1 January 21, 2007, to July 31, 2007 \$6,512.00  
2 To pay the Bexar County Auditor for reimbursement for  
3 appointment under Article 11.071, Code of Criminal Procedure, of  
4 counsel Robin Norris in case #2004CR1613-W1-Defendant Ramon  
5 Hernandez May 2006 to August 2007 \$3,149.31  
6 To pay JP Morgan Chase Bank for procurement card purchases  
7 for May 2008 to August 2008 for the account ending in "4258" for  
8 payment to vendors for goods and services provided for the benefit  
9 of children and adults in protective care \$391.13  
10 To pay JP Morgan Chase Bank for procurement card purchases  
11 for March 2008 to August 2008 for the account ending in "4324" for  
12 payment for goods and services provided for the benefit of children  
13 and adults in protective care \$964.09  
14 To pay confidential payee for claim 94M01169 for replacement  
15 of a void payroll warrant issued September 17, 2001 \$384.79  
16 To pay confidential payee for claim 94M10076 for replacement  
17 of a void warrant issued June 28, 1995 \$500.00  
18 To pay Christopher Patrick Cotter for replacement of a void  
19 warrant issued November 16, 2001 \$100.00  
20 To pay confidential payee for claim 94M10209 for replacement  
21 of a void payroll warrant issued November 1, 1996 \$593.20  
22 SECTION 3. The following sums of money are appropriated out  
23 of the State Highway Fund No. 0006 for payment of itemized claims  
24 and judgments plus interest, if any, against the State of Texas:  
25 To pay Thomas Williams for attorney's fees and court costs  
26 plus interest per judgment Cause No. GN-503758 in claim No.  
27 90T00005 \$992,555.50

1	To pay City of Corpus Christi 80 percent reimbursement for	
2	engineering services provided from September 1, 2006, to August 31,	
3	2007	\$192,680.95
4	To pay AT&T for utility adjustment for widening project	
5	September 1, 2003, to August 31, 2004	\$329,376.20
6	To pay City of Lewisville for Timber Creek Bike Trail Project	
7	October 2003 to August 2004	\$4,445.14
8	To pay Paline Pipeline Company, a subsidiary of Lion Oil	
9	Company, for utility adjustment on IH-10/Dewitt Road to KCS	
10	Railroad February 2006 to June 2006	\$116,032.06
11	To pay City of Garland for design construction completed	
12	February 9, 2001	\$7,956.00
13	To pay U.S. Customs and Border Protection for replacement	
14	warrant issued June 13, 2007	\$281,659.00
15	To pay Gaston Water Supply Corp for relocation of water line	
16	along proposed Loop 571 completed March 12, 1999	\$27,437.22
17	To pay City of Hurst for engineering services provided from	
18	September 1, 2003, to August 31, 2004	\$32,452.93
19	To pay American Electric Power for utility adjustment on	
20	FM899, Titus County from February 2007 to August 2007	\$212,824.88
21	To pay City of El Paso for cost incurred on project No.	
22	2552-012-035 for December 1, 2006, to August 31, 2007	\$168,021.69
23	To pay Bexar Metropolitan Water District for engineering and	
24	inspection services for utility relocation, Loop 410 at Zarzamora	
25	and Highway 16, San Antonio, February 22, 2006	\$121,656.80
26	To pay Florida Gas Transmission Company for utility	
27	adjustment relocation completed May 2004	\$116,397.75

1 To pay the County of Dallas Public Works Department for  
2 engineering services provided from March 26, 1999, to May 16,  
3 2005 \$9,700.65

4 To pay the County of Dallas Public Works Department for  
5 engineering services provided from May 26, 1999, to June 25,  
6 1999 \$644.93

7 To pay Montgomery County for preliminary engineering study  
8 for FM 2978 in Montgomery County from December 30, 2006, through  
9 February 28, 2007 \$17,826.75

10 To pay Montgomery County for preliminary engineering study  
11 for FM 2978 in Montgomery County from March 1, 2007, through March  
12 31, 2007 \$25,205.05

13 To pay Montgomery County for preliminary engineering study  
14 for FM 2978 in Montgomery County from April 1, 2007, through April  
15 21, 2007 \$16,182.19

16 To pay Montgomery County for preliminary engineering study  
17 for FM 2978 in Montgomery County from October 1, 2007, through  
18 December 1, 2007 \$25,398.62

19 To pay Montgomery County for preliminary engineering study  
20 for FM 2978 in Montgomery County from December 2, 2007, through  
21 January 26, 2008 \$7,648.80

22 To pay confidential payee for claim 94M10306 for replacement  
23 of a void warrant issued August 1, 1994 \$2,592.34

24 SECTION 4. The following sums of money are appropriated out  
25 of the General Revenue-Vital Statistics Fund Account No. 0019 for  
26 payment of itemized claims and judgments plus interest, if any,  
27 against the State of Texas:

1 To pay J. D. Gaona for replacement of a void warrant issued  
 2 August 1, 2000 \$202.05

3 SECTION 5. The following sums of money are appropriated out  
 4 of the General Revenue-Hazardous and Solid Waste Remediation Fees  
 5 Account, No. 0550 for payment of itemized claims and judgments plus  
 6 interest, if any, against the State of Texas:

7 To pay Weston Solutions, Inc. for engineering and remediation  
 8 services provided from August 11, 2006, to February 2,  
 9 2007 \$185,000.00

10 SECTION 6. The following sums of money are appropriated out  
 11 of the Veterans Land Bond Series 1986 Refunding Fund No. 0571 for  
 12 payment of itemized claims and judgments plus interest, if any,  
 13 against the State of Texas:

14 To pay Fannin County Title Company for replacement of a void  
 15 warrant issued July 21, 1999 \$237.33

16 SECTION 7. The following sums of money are appropriated out  
 17 of the General Revenue-Petroleum Storage Tank Remediation Fund  
 18 Account No. 0655 for payment of itemized claims and judgments plus  
 19 interest, if any, against the State of Texas:

20 To pay Wells Fargo Bank NA Unclaimed Property for replacement  
 21 of a void warrant issued December 5, 2008 \$123,774.23

22 SECTION 8. The following sums of money are appropriated out  
 23 of the Unemployment Compensation Clearance Account No. 0936 for  
 24 payment of itemized claims and judgments plus interest, if any,  
 25 against the State of Texas:

26 To pay Leila Elias Fanous for replacement of a void surplus  
 27 tax credit warrant issued October 19, 2001 \$20.02

1 To pay The Seideman Law Firm for replacement of a void surplus  
2 tax credit warrant issued March 19, 2001 \$26.73

3 To pay The Seideman Law Firm for replacement of a void surplus  
4 tax credit warrant issued May 8, 2000 \$19.24

5 SECTION 9. (a) Before any claim or judgment may be paid  
6 from money appropriated by this Act, the claim or judgment must be  
7 verified and substantiated by the administrator of the special fund  
8 or account against which the claim or judgment is to be charged and  
9 be approved by the attorney general and the comptroller of public  
10 accounts. Any claim or judgment itemized in this Act that has not  
11 been verified and substantiated by the administrator of the special  
12 fund or account and approved by the attorney general and the  
13 comptroller by August 31, 2012, may not be paid from money  
14 appropriated by this Act.

15 (b) Each claim or judgment paid from money appropriated by  
16 this Act must contain such information as the comptroller of public  
17 accounts requires but at a minimum must contain the specific reason  
18 for the claim or judgment. If the claim is for a void warrant, the  
19 claim must include a specific identification of the goods,  
20 services, refunds, or other items for which the warrant was  
21 originally issued. In addition, it must include a certification by  
22 the original payee or the original payee's successors, heirs, or  
23 assigns that the debt is still outstanding. If the claim or  
24 judgment is for unpaid goods or services, it must be accompanied by  
25 an invoice or other acceptable documentation of the unpaid account  
26 and any other information that may be required by the comptroller.

27 SECTION 10. Subject to the conditions and restrictions in



1 this Act and provisions stated in the judgments, the comptroller of  
2 public accounts is authorized and directed to issue one or more  
3 warrants on the state treasury, as soon as possible following the  
4 effective date of this Act, in favor of each of the individuals,  
5 firms, or corporations named or claim numbers identified in this  
6 Act, in an amount not to exceed the amount set opposite their  
7 respective names or claim numbers and shall mail or deliver to each  
8 of the individuals, firms, or corporations associated with each  
9 claim one or more warrants in payment of all claims included in this  
10 Act.

11 SECTION 11. This Act takes effect September 1, 2011.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 3647 was passed by the House on May 11, 2011, by the following vote: Yeas 146, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3647 on May 26, 2011, by the following vote: Yeas 139, Nays 1, 2 present, not voting; passed subject to the provisions of Article III, Section 49a, of the Constitution of the State of Texas.

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Chief Clerk of the House

I certify that H.B. No. 3647 was passed by the Senate, with amendments, on May 24, 2011, by the following vote: Yeas 31, Nays 0; passed subject to the provisions of Article III, Section 49a, of the Constitution of the State of Texas.

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Secretary of the Senate

H.B. No. 3647

I certify that the amounts appropriated in the herein H.B. No. 3647, Regular Session of the 82nd Legislature, are within amounts estimated to be available in the affected fund.

Certified \_\_\_\_\_

\_\_\_\_\_  
Comptroller of Public Accounts

APPROVED: \_\_\_\_\_

Date

\_\_\_\_\_  
Governor