

By: Ogden

S.B. No. 1589

A BILL TO BE ENTITLED

AN ACT

1
2 relating to directing payment, after approval, of certain
3 miscellaneous claims and judgments against the state out of funds
4 designated by this Act; making appropriations.

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

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

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

20 To pay Wright & Greenhill, P.C. the following amounts payable
21 under the outside counsel contract OCC No. 2007-302-0012 in
22 connection with the settlement of claims in State of Texas ex rel.
23 Ven-A-Care of the Florida Keys, Inc. v. TEVA, et al., Cause No.
24 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 number 93M90481 for
21 replacement of a void payroll warrant issued November 10,
22 1994 \$565.56

23 To pay AT&T for telephone services provided from November
24 2000 to February 2002 \$7,978.41

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

27 To pay Young County-District Attorney, 90th District, for

1	attorney's fees for a fraud case January 11, 2001	\$280.00
2	To pay confidential payee for claim 94M00566 for void payroll	
3	warrants issued from January 1986 to March 1992	\$29,776.42
4	To pay confidential payee for claim 94M00581 for replacement	
5	of a void warrant issued December 17, 1997	\$65.55
6	To pay BHR Lodging Tenant Company for replacement of a void	
7	warrant issued March 16, 2007	\$167,323.45
8	To pay confidential payee for claim 94M00716 for replacement	
9	of a void warrant issued July 21, 1999	\$1,298.39
10	To pay confidential payee for claim 94M00753 for replacement	
11	of a void warrant issued July 2, 2001	\$348.54
12	To pay confidential payee for claim 94M00977 for replacement	
13	of a void warrant issued May 7, 2001	\$576.72
14	To pay confidential payee for claim 94M01069 for replacement	
15	of a void warrant issued October 2, 2001	\$112.00
16	To pay The Children's Shelter for foster care provided from	
17	March 15, 2006, to November 9, 2006	\$26,529.00
18	To pay The Children's Shelter for foster care provided from	
19	November 3, 2006, to July 31, 2007	\$14,601.60
20	To pay The Children's Shelter for foster care provided from	
21	December 7, 2006, to August 31, 2007	\$12,728.00
22	To pay The Children's Shelter for foster care provided from	
23	November 1, 2006, to February 1, 2007	\$11,979.64
24	To pay The Children's Shelter for foster care provided from	
25	March 3, 2007, to August 31, 2007	\$10,144.05
26	To pay The Children's Shelter for foster care provided from	
27	June 27, 2006, to May 3, 2007	\$9,564.39

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1	Railroad February 2006 to June 2006	\$116,032.06
2	To pay City of Garland for design construction completed	
3	February 9, 2001	\$7,956.00
4	To pay U.S. Customs and Border Protection for replacement	
5	warrant issued June 13, 2007	\$281,659.00
6	To pay Gaston Water Supply Corp for relocation of water line	
7	along proposed Loop 571 completed March 12, 1999	\$27,437.22
8	To pay City of Hurst for engineering services provided from	
9	September 1, 2003, to August 31, 2004	\$32,452.93
10	To pay American Electric Power for utility adjustment on	
11	FM899, Titus County from February 2007 to August 2007	\$212,824.88
12	To pay City of El Paso for cost incurred on project No.	
13	2552-012-035 for December 1, 2006, to August 31, 2007	\$168,021.69
14	To pay Bexar Metropolitan Water District for engineering and	
15	inspection services for utility relocation, Loop 410 at Zarzamora	
16	and Highway 16, San Antonio, February 22, 2006	\$121,656.80
17	To pay Florida Gas Transmission Company for utility	
18	adjustment relocation completed May 2004	\$116,397.75
19	To pay the County of Dallas Public Works Department for	
20	engineering services provided from March 26, 1999, to May 16,	
21	2005	\$9,700.65
22	To pay the County of Dallas Public Works Department for	
23	engineering services provided from May 26, 1999, to June 25,	
24	1999	\$644.93

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

1 against the State of Texas:

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

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

8 To pay Weston Solutions, Inc. for engineering and remediation
9 services provided from August 11, 2006, to February 2,
10 2007 \$185,000.00

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

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

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

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

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

27 To pay Leila Elias Fanous for replacement of a void surplus

1 tax credit warrant issued October 19, 2001 \$20.02
2 To pay The Seideman Law Firm for replacement of a void surplus
3 tax credit warrant issued March 19, 2001 \$26.73
4 To pay The Seideman Law Firm for replacement of a void surplus
5 tax credit warrant issued May 8, 2000 \$19.24

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

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

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

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