

By: Huffman
(Bonnen)

S.B. No. 1605

Substitute the following for S.B. No. 1605:

By: Morrison

C.S.S.B. No. 1605

A BILL TO BE ENTITLED

1 AN ACT
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 out
7 of the General Revenue Fund No. 0001 for payment of itemized claims
8 and judgments plus interest, if any, against the State of Texas:

9 To pay claim number 95M00025 to a confidential payee for
10 replacement of a void franchise tax warrant issued October 6, 2016.

11 \$89,667.22

12 To pay claim number 95M00032 to Sadler Clinic Association for
13 replacement of a void warrant for workers' compensation issued
14 December 3, 2009.

15 \$15.00

16 To pay claim number 95M00078 to a confidential payee for
17 replacement of a void franchise tax warrant issued September 17,
18 2015.

19 \$433,228.77

20 To pay claim number 95M00079 to Lone Star Overnight for
21 pickup and delivery services, invoice number 4746152, from
22 September 10, 2010, to September 20, 2010.

23 \$14.60

24 To pay claim number 95M00081 to Craig Eiland for replacement

1 of void travel warrants issued July 8, 2011, and August 1, 2011.

2 \$213.90

3 To pay claim number 95M00134 to Pharr-San Juan-Alamo
4 Independent School District for Invoice 32, services for June 2017
5 for the Texas Migrant Interstate Program, contract 3255, purchase
6 order 36209.

7 \$36,455.58

8 To pay claim number 95M00136 to Pharr-San Juan-Alamo
9 Independent School District for invoice 34, services for August
10 2017 for the Texas Migrant Interstate Program, contract 3255,
11 purchase order 36209.

12 \$84,106.54

13 To pay claim number 95M00154 to Texas A&M University for
14 expenses associated with student identification number 420005904
15 between August 30, 2010, and December 15, 2010.

16 \$2,323.39

17 To pay claim number 95M00161 to a confidential payee for
18 replacement of a void franchise tax warrant issued July 26, 2007.

19 \$1,250.92

20 To pay claim number 95M00207 to Opportunities Counseling
21 Center for group, individual, and family counseling services,
22 invoice 32255178, in June 2015.

23 \$16,662.39

24 To pay claim number 95M00223 to a confidential payee for
25 replacement of a void sales tax warrant issued October 25, 2016.

26 \$59,096.76

27 To pay claim number 95M00262 to a confidential payee for

1 replacement of a void payroll warrant issued August 3, 2009.

2 \$2,774.47

3 To pay claim number 95M00340 to The University of Texas at San
4 Antonio - Financial Service for Title IV-E training - direct,
5 indirect, and stipend costs from October 1, 2016, to August 31,
6 2017, contract 530-17-0073-00001.

7 \$172,159.27

8 To pay claim number 95M00381 to ACH Child and Family Services
9 for confidential adoption services, account 24128869 - various
10 adoptions occurring from February 29, 2016, to May 2, 2017.

11 \$68,200.00

12 To pay claim number 95M00408 to Ultimate Pediatric Care, Inc.
13 for nursing home services provided from August 16, 2010, to January
14 31, 2012.

15 \$47,482.70

16 To pay claim number 95M00448 to Touchstone Strategies, LLC
17 for nursing home services from June 1, 2013, to December 30, 2013.

18 \$56,440.85

19 To pay claim number 95M00452 to Courage Health Care Services,
20 Inc. for community care services from September 1, 2009, to
21 December 31, 2010.

22 \$22,187.58

23 To pay claim number 95M00454 to a confidential payee for
24 replacement of a void franchise tax warrant issued October 1, 2009.

25 \$6,498.48

26 To pay claim number 95M00463 to a confidential payee for
27 replacement of a void sales tax warrant issued March 31, 2015.

1 \$574,471.27

2 To pay claim number 95M00465 to Carol Lynn Whalen for
3 replacement of a void unclaimed property warrant issued July 19,
4 2016.

5 \$1,827,682.53

6 To pay claim number 95M10010 to a confidential payee for
7 replacement of a void franchise tax warrant issued August 8, 2017.

8 \$57,729.72

9 To pay claim number 95M10012 to a confidential payee for
10 replacement of a void franchise tax warrant issued August 7, 2017.

11 \$11,203.82

12 To pay claim number 95M10021 to Tarrant County, Texas for
13 Title IV-E other administration, indirect administration, foster
14 care maintenance from January 2017 to August 2017, contract number
15 24736951.

16 \$52,960.05

17 To pay claim number 95M10039 to a confidential payee for
18 replacement of a void franchise tax warrant issued October 16,
19 2014.

20 \$121,061.13

21 To pay claim number 95M10055 to a confidential payee for
22 replacement of a void franchise tax warrant issued July 6, 2017.

23 \$186,137.55

24 To pay claim number 95M10066 to a confidential payee for
25 replacement of a void sales tax warrant issued July 29, 2011.

26 \$241.23

27 To pay claim number 95M10081 to a confidential payee for

1 replacement of a void franchise tax warrant issued September 6,
2 2011.

3 \$1,484.88

4 To pay claim number 95M10088 a confidential payee for
5 replacement of a void sales tax warrant issued March 2, 2010.

6 \$527.19

7 To pay claim number 95M10090 to SSC McAllen Las Palmas
8 Operating Company, LLC for nursing home services from September 2,
9 2012, to August 31, 2013.

10 \$29,946.12

11 To pay claim number 95M10144 to a confidential payee for
12 replacement of a void insurance premium tax warrant issued March
13 12, 2013.

14 \$239,797.74

15 To pay claim number 95M90218 to a confidential payee for
16 replacement of a void franchise tax warrant issued December 7,
17 2007.

18 \$4,667.38

19 To pay claim number 95M90222 to a confidential payee for
20 replacement of a void franchise tax warrant issued January 16,
21 2008.

22 \$1,185.70

23 To pay claim number 95M90232 to BearingPoint, Inc.
24 Liquidating Trust for replacement of a void warrant for fees for
25 receiving electronic payment, issued April 20, 2008.

26 \$10,886.00

27 To pay claim number 95M90233 to BearingPoint, Inc.

1 Liquidating Trust for replacement of a void warrant for fees for
2 receiving electronic payment issued April 1, 2010.

3 \$325.36

4 To pay claim number 95M90239 to Bettye J. Taylor for
5 replacement of a void warrant for cigarette vending machine decals
6 issued March 20, 1984.

7 \$10.00

8 To pay claim number 95M90253 to a confidential payee for
9 replacement of a void franchise tax warrant issued December 21,
10 2012.

11 \$56,951.44

12 To pay claim number 95M90255 to a confidential payee for
13 replacement of a void hotel tax warrant issued July 9, 2007.

14 \$7,135.76

15 To pay claim number 95M90265 to Hope Home Care, Inc. for
16 community-based alternative care from July 1, 2010, to September
17 15, 2010.

18 \$1,757.57

19 To pay claim number 95M90267 to Cuidado Casero Home Health
20 Central, Inc. for community care services from January 1, 2011, to
21 December 31, 2011.

22 \$3,871.35

23 To pay claim number 95M90288 to Diamond Care Health Services,
24 LLC for community care services from January 16, 2011, to April 15,
25 2011.

26 \$512.44

27 To pay claim number 95M90319 to a confidential payee for

1 replacement of a void franchise tax warrant issued September 7,
2 2010.

3 \$150.00

4 To pay claim number 95M90320 to Christopher Cooke for
5 replacement of a void binding arbitration warrant issued March 19,
6 2009.

7 \$450.00

8 To pay claim number 95M90332 to Barnett Lane Investments,
9 Inc. for a refund of an overpayment of dry cleaning fees from July
10 13, 2009, to January 6, 2015.

11 \$9,000.00

12 To pay claim number 95M90340 to St. Agnes Health Care
13 Professionals, Inc. for community-based alternative from April 1,
14 2010, to January 13, 2011.

15 \$801.42

16 To pay claim number 95M90366 to a confidential payee for
17 replacement of a void franchise tax warrant issued April 26, 2013.

18 \$309,604.50

19 To pay claim number 95M90454 to a confidential payee for
20 replacement of a void franchise tax warrant issued November 17,
21 2010.

22 \$4,198.46

23 To pay claim number 95M90457 to a confidential payee for
24 replacement of a void sales tax warrant issued June 29, 2016.

25 \$70,808.30

26 To pay claim number 95M90458 to a confidential payee for
27 replacement of a void insurance premium tax warrant issued March

1 25, 2016.

2 \$194,951.47

3 To pay claim number 95M90462 to a confidential payee for
4 replacement of a void insurance premium tax warrant issued March
5 18, 2016.

6 \$60,609.70

7 To pay claim number 95MT1001 to Morrison & Foerster, LLP for
8 attorney fees and costs in a lawsuit, Women's Whole Health et al. vs
9 John Hellerstedt et al, AG No. 143495125, litigated before the U.S.
10 District Court for the Western District of Texas, in a case
11 challenging the constitutionality of regulation of abortion
12 procedures.

13 \$2,563,875.56 (plus 1.94 percent interest compounded
14 annually from August 9, 2019, until paid)

15 To pay claim number 95MT1002 to the Children's Rights, Inc.
16 for attorney fees and costs in a lawsuit, M.D. et al., v. Governor
17 Greg Abbott, et al., AG No. 113255954, litigated before the U.S.
18 District Court, Southern District of Texas, Corpus Christi
19 Division, in a case alleging systemic problems in the Department of
20 Family and Protective Services' administration of the foster care
21 system.

22 \$6,272,552.05 (plus 0.15 percent interest per annum,
23 compounded annually from July 14, 2020, until paid)

24 To pay claim number 95MT1003 to A Better Childhood, Inc. for
25 attorney fees and costs in a lawsuit, M.D. et al., v. Governor Greg
26 Abbott, et al., AG No. 113255954, litigated before the U.S.
27 District Court, Southern District of Texas, Corpus Christi

1 Division, in a case alleging systemic problems in the Department of
2 Family and Protective Services' administration of the foster care
3 system.

4 \$479,055.91 (plus 0.15 percent interest per annum,
5 compounded annually from July 14, 2020, until paid)

6 To pay claim number 95MT1004 to Haynes & Boone, LLP, for
7 attorney fees and costs in a lawsuit, M.D. et al., v. Governor Greg
8 Abbott, et al., AG No. 113255954, litigated before the U.S.
9 District Court, Southern District of Texas, Corpus Christi
10 Division, in a case alleging systemic problems in the Department of
11 Family and Protective Services' administration of the foster care
12 system.

13 \$1,205,678.68 (plus 0.15 percent interest per annum,
14 compounded annually from July 14, 2020, until paid)

15 To pay claim number 95MT1005 to Yetter Coleman, LLP, for
16 attorney fees and costs in a lawsuit, M.D. et al., v. Governor Greg
17 Abbott, et al., AG No. 113255954, litigated before the U.S.
18 District Court, Southern District of Texas, Corpus Christi
19 Division, in a case alleging systemic problems in the Department of
20 Family and Protective Services' administration of the foster care
21 system.

22 \$4,493,682.96 (plus 0.15 percent interest per annum,
23 compounded annually from July 14, 2020, until paid)

24 To pay the United States of America the amount payable under
25 the settlement agreement dated December 20, 2019, entered into
26 between the United States of America, acting through the United
27 States Department of Justice and on behalf of the United States

1 Department of Agriculture, and the Texas Health and Human Services
2 Commission regarding civil claims arising from the payment of
3 accuracy performance bonuses and reimbursement of administrative
4 quality control costs for the Supplemental Nutrition Assistance
5 Program.

6 \$15,294,360.00

7 SECTION 2. The following sums of money are appropriated out
8 of the State Highway Fund No. 0006 for payment of itemized claims
9 and judgments plus interest, if any, against the State of Texas:

10 To pay claim number 95M00057 to Consor Engineers, LLC, for
11 professional engineering services, Project B200180.01, Contract
12 No. 36-6IDP5347(5798) WA#1, Invoice No. 1, from April 13, 2017, to
13 May 31, 2017.

14 \$67,726.82

15 To pay claim number 95M00194 to Paul Gajkowski for
16 replacement of void employee expense reimbursement warrants issued
17 October 15, 2008.

18 \$370.97

19 To pay claim number 95M00364 to Camp County Land Abstract &
20 Title Company for title company work, Invoice 5391, District
21 19- Atlanta, RCSJ 0248-02-058 Parcel 10.

22 \$1,286.00

23 To pay claim number 95M00480 to Travis County Central
24 Collections for Travis County Court Costs from October 11, 2002, to
25 September 1, 2004.

26 \$4,185.00

27 To pay claim number 95M00488 to Montgomery County, Texas for

1 reimbursement for acquisition and title fees for Houston
2 District - RCSJ 1259-01-035 Parcel 77, on August 23, 2017.

3 \$166,117.73

4 To pay claim number 95M10031 to Montgomery County, Texas for
5 reimbursement for acquisition and title fees for Houston
6 District - RCSJ 1259-01-035 Parcel 65.

7 \$180,257.65

8 To pay claim number 95M10104 to Fenway Development, Inc. for
9 temporary construction easement, Account No. 6012-50-009, Right Of
10 Way Control Section Job: 8170-12-002, Parcel 15TCE, on September
11 13, 2016.

12 \$188,038.00

13 To pay claim number 95M10107 to Fort Bend County, Texas for
14 local public agency/title expense reimbursements, Control Job
15 Number: 1415-03-011, Parcel 006 FM 2759 Crabb River Road, on
16 January 3, 2018.

17 \$86,190.65

18 To pay claim number 95M10150 to U.S. Fish and Wildlife
19 Services for payment for closeout of insurance, Invoice 0090357473R
20 from January 1, 2015, to June 30, 2015. 576XXF9001; Purchase
21 Order-601CT00000006973.

22 \$66,910.47

23 SECTION 3. The following sums of money are appropriated out
24 of the Lottery General Revenue Account No. 5025 for payment of
25 itemized claims and judgments plus interest, if any, against the
26 State of Texas:

27 To pay claim number 95M10038 to Rudolph Properties, Inc. for

1 replacement of void retailer commissions warrant issued June 6,
2 2011.

3 \$5,500.00

4 SECTION 4. The following sums of money are appropriated out
5 of the Designated Trauma Facility and Emergency Medical Services
6 General Revenue Account No. 5111 for payment of itemized claims and
7 judgments plus interest, if any, against the State of Texas:

8 To pay claim number 95M90283 to Memorial Hermann Hospital
9 System for replacement of void warrant for fees for uncompensated
10 trauma care, issued July 17, 2018.

11 \$317,870.51

12 SECTION 5. (a) Before any claim or judgment may be paid
13 from money appropriated by this Act, the claim or judgment must be
14 verified and substantiated by the administrator of the special fund
15 or account against which the claim or judgment is to be charged and
16 be approved by the attorney general and the comptroller of public
17 accounts. Any claim or judgment itemized in this Act that has not
18 been verified and substantiated by the administrator of the special
19 fund or account and approved by the attorney general and the
20 comptroller by August 31, 2023, may not be paid from money
21 appropriated by this Act.

22 (b) Each claim or judgment paid from money appropriated by
23 this Act must contain such information as the comptroller of public
24 accounts requires but at a minimum must contain the specific reason
25 for the claim or judgment. If the claim is for a void warrant, the
26 claim must include a specific identification of the goods,
27 services, refunds, or other items for which the warrant was

1 originally issued. In addition, it must include a certification by
2 the original payee or the original payee's successors, heirs, or
3 assigns that the debt is still outstanding. If the claim or
4 judgment is for unpaid goods or services, it must be accompanied by
5 an invoice or other acceptable documentation of the unpaid account
6 and any other information that may be required by the comptroller.

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

18 SECTION 7. This Act takes effect September 1, 2021.