

House Engrossed

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 347

HOUSE BILL 2867

AN ACT

PROVIDING FOR ALLOCATIONS FOR THE SETTLEMENT OF LADEWIG V. STATE AND KERR V. STATE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Settlement payments; Ladewig v. State; reversion

3 A. The legislature allocates \$94,800,100 in fiscal year 2006-2007 for
4 the purposes of covering the payments and costs associated with the case of
5 Ladewig v. State of Arizona. The department of revenue shall draw all
6 amounts necessary pursuant to the authority prescribed in section 42-1117,
7 Arizona Revised Statutes, for the payments and costs.

8 B. From the allocation made in subsection A of this section, up to
9 \$1,000,000 may be used by the department of revenue for the purposes of
10 administration and review of payments. Before the expenditure of any monies
11 allocated in this subsection, the department of revenue shall present an
12 expenditure plan for review by the joint legislative budget committee that
13 includes an estimate and scope of the entire administrative requirement
14 associated with disbursing payments and costs for this case.

15 C. From the allocation made in subsection A of this section, any
16 unused amounts from subsections A and B of this section revert to the state
17 general fund.

18 D. Notwithstanding Laws 2005, chapter 333, section 1, any unused
19 amounts from the total \$58,258,900 allocated in fiscal year 2005-2006,
20 including up to \$1,758,900 for department of revenue administration and
21 review of payments, shall revert to the state general fund.

22 Sec. 2. Ladewig v. State settlement; unclaimed property; deposit

23 Notwithstanding section 44-313, Arizona Revised Statutes, the
24 department of revenue shall deposit any unclaimed property for fiscal year
25 2006-2007 that is associated with the case of Ladewig v. State of Arizona in
26 the state general fund.

27 Sec. 3. Settlement payments; Kerr v. State; reversion

28 A. The legislature allocates \$15,000,000 in fiscal year 2006-2007 for
29 the purposes of covering the payments associated with the case of Kerr v.
30 State of Arizona. The department of revenue shall draw amounts necessary
31 pursuant to the authority prescribed in section 42-1117, Arizona Revised
32 Statutes, up to \$15,000,000 for the payments. Before the expenditure of any
33 monies allocated in this subsection, the department of revenue shall present
34 an expenditure plan for review by the joint legislative budget committee that
35 includes an estimate and scope of the entire administrative requirement
36 associated with disbursing payments and costs for this case.

37 B. From the allocation made in subsection A of this section, any
38 unused amounts revert to the state general fund.

39 Sec. 4. Kerr v. State settlement; unclaimed property; deposit

40 Notwithstanding section 44-313, Arizona Revised Statutes, the
41 department of revenue shall deposit any unclaimed property for fiscal year
42 2006-2007 that is associated with the case of Kerr v. State of Arizona in the
43 state general fund.

~~APPROVED BY THE GOVERNOR JUNE 21, 2006.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 21, 2006.~~