

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A BILL ACT 83 OF 1991
SENATE BILL 206

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE STATE BOARD OF EMBALMERS &
10 FUNERAL DIRECTORS FOR THE BIENNIAL PERIOD ENDING JUNE 30,
11 1993; AND FOR OTHER PURPOSES."

13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

15 SECTION 1. REGULAR SALARIES. There is hereby established for the State
16 Board of Embalmers & Funeral Directors for the 1991-93 biennium, the following
17 maximum number of regular employees whose salaries shall be governed by the
18 provisions of the Uniform Classification and Compensation Act (Arkansas Code
19 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
20 Provided, however, that any position to which a specific maximum annual salary
21 is set out herein in dollars, shall be exempt from the provisions of said
22 Uniform Classification and Compensation Act. All persons occupying positions
23 authorized herein are hereby governed by the provisions of the Regular
24 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
25 successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1991-92	1992-93
31	(1)	7219 E & F BD INSPECTOR	1	\$ 23,824	\$ 25,015
32	(2)	7220 E & F BD SECRETARY	1	\$ 12,476	\$ 13,099
33	(3)	7221 E & F BD BOOKKEEPER I	<u>1</u>	\$ 5,363	\$ 5,631
34		MAX NO. OF EMPLOYEES	3		

1 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the State
2 Board of Embalmers & Funeral Directors, to be payable from cash funds as
3 defined by Arkansas Code 19-4-801 of the State Board of Embalmers & Funeral
4 Directors, for personal services and operating expenses of the State Board of
5 Embalmers & Funeral Directors for the biennial period ending June 30, 1993,
6 the following:

8 ITEM	FISCAL YEARS	
9 NO.	1991-92	1992-93
10 (01) REGULAR SALARIES	\$ 41,663	\$ 43,745
11 (02) PERSONAL SERV MATCHING	11,987	12,718
12 (03) MAINT. & GEN. OPERATION		
13 (A) OPER. EXPENSES	\$29,428	\$29,428
14 (B) CONF. & TRAVEL	4,382	4,382
15 (C) PROF. FEES	0	0
16 (D) CAPITAL OUTLAY	0	0
17 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
18 TOTAL MAINT. & GEN. OPER.	<u>\$ 33,810</u>	<u>\$ 33,810</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$ 87,460</u>	<u>\$ 90,273</u>

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21 SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in
22 this Act for Maintenance and General Operation shall be expended in payment
23 for services of attorneys, unless the agency shall first make a request in
24 writing to the Attorney General of the State of Arkansas to provide the
25 required legal services. The Attorney General's Office shall provide the
26 requested legal services, or, if the Attorney General's Office shall determine
27 that sufficient personnel are not available to provide the requested legal
28 services, the Attorney General shall certify the same to the agency and may
29 authorize the agency to employ legal counsel and to expend monies appropriated
30 for Maintenance and General Operations therefor, if:

31 (1) The Attorney General determines, and certifies in writing, that
32 such agency needs the advice or assistance of legal counsel, and

33 (2) The Attorney General consents in writing to the employment of the
34 legal counsel to be retained by the agency.

35 Such certification shall be required with respect to each instance of

1 the employment of special legal counsel, or shall be required annually with
2 respect to legal counsel employed on a retainer basis. A copy of such
3 certification shall be entered in the official minutes of the agency, and
4 shall be retained in the fiscal records of the agency for audit purposes.

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6 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
7 authorized by this Act shall be limited to the appropriation for such agency
8 and funds made available by law for the support of such appropriations; and
9 the restrictions of the State Purchasing Law, the General Accounting and
10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
11 Procedures and Restrictions Act, or their successors, and other fiscal control
12 laws of this State, where applicable, and regulations promulgated by the
13 Department of Finance and Administration, as authorized by law, shall be
14 strictly complied with in disbursement of said funds.

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16 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
17 Assembly that any funds disbursed under the authority of the appropriations
18 contained in this Act shall be in compliance with the stated reasons for which
19 this Act was adopted, as evidenced by the Agency Requests, Executive
20 Recommendations and Legislative Recommendations contained in the budget
21 manuals prepared by the Department of Finance and Administration, letters, or
22 summarized oral testimony in the official minutes of the Arkansas Legislative
23 Council or Joint Budget Committee which relate to its passage and adoption.

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25 SECTION 6. CODE. All provisions of this Act of a general and permanent
26 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
27 Code Revision Commission shall incorporate the same in the Code.

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29 SECTION 7. SEVERABILITY. If any provision of this Act or the
30 application thereof to any person or circumstance is held invalid, such
31 invalidity shall not affect other provisions or applications of the Act which
32 can be given effect without the invalid provision or application, and to this
33 end the provisions of this Act are declared to be severable.

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35 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict

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