

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 427 of the Regular Session

As Engrossed: S2/5/09 S2/18/09

A Bill

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

SENATE BILL 284

4
5 By: Joint Budget Committee
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8 **For An Act To Be Entitled**

9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS
11 CEMETERY BOARD; AND FOR OTHER PURPOSES.
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14 **Subtitle**

15 AN ACT FOR THE ARKANSAS CEMETERY BOARD
16 REAPPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - CEMETERY MAINTENANCE AND OPERATIONS. There is
22 hereby appropriated, to the Arkansas Cemetery Board, to be payable from the
23 General Improvement Fund or its successor fund or fund accounts, for the
24 Arkansas Cemetery Board, the following:

25 (A) Effective July 1, 2009, the balance of the appropriation provided in
26 Item (A) of Section 1 of Act 1667 of 2007, for cemetery maintenance and
27 operations costs for insolvent, licenses perpetual care cemeteries that have
28 been in court ordered receivership or conservatorship for five (5) years or
29 more and acquisition costs of such cemetery not to exceed *one thousand*
30 *dollars plus any necessary cost associated with the purchase or for grants to*
31 *be made to non-profit/government entity owners of perpetual care cemeteries*
32 *of historic nature, in a sum not to exceed*

33\$101,000.
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35 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS



1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As
2 referenced in SECTION 3 of Act 1202 of 2007 and SECTION 3 of Act 1753 of
3 2007, the authorized funding for the Arkansas Cemetery Board for the project
4 for cemetery maintenance, operations and acquisition costs shall also be
5 deemed to include grants to be made to non-profit/government entity owners of
6 perpetual care cemeteries of historic nature.

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8 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
9 obligations otherwise incurred in relation to the project or projects
10 described herein in excess of the State Treasury funds actually available
11 therefor as provided by law. Provided, however, that institutions and
12 agencies listed herein shall have the authority to accept and use grants and
13 donations including Federal funds, and to use its unobligated cash income or
14 funds, or both available to it, for the purpose of supplementing the State
15 Treasury funds for financing the entire costs of the project or projects
16 enumerated herein. Provided further, that the appropriations and funds
17 otherwise provided by the General Assembly for Maintenance and General
18 Operations of the agency or institutions receiving appropriation herein shall
19 not be used for any of the purposes as appropriated in this act.

20 (B) The restrictions of any applicable provisions of the State Purchasing
21 Law, the General Accounting and Budgetary Procedures Law, the Revenue
22 Stabilization Law and any other applicable fiscal control laws of this State
23 and regulations promulgated by the Department of Finance and Administration,
24 as authorized by law, shall be strictly complied with in disbursement of any
25 funds provided by this act unless specifically provided otherwise by law.

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27 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
28 that any funds disbursed under the authority of the appropriations contained
29 in this act shall be in compliance with the stated reasons for which this act
30 was adopted, as evidenced by the Agency Requests, Executive Recommendations
31 and Legislative Recommendations contained in the budget manuals prepared by
32 the Department of Finance and Administration, letters, or summarized oral
33 testimony in the official minutes of the Arkansas Legislative Council or
34 Joint Budget Committee which relate to its passage and adoption.

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36 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the
2 appropriation of funds for more than a one (1) year period; that the
3 effectiveness of this Act on July 1, 2009 is essential to the operation of
4 the agency for which the appropriations in this Act are provided, and that in
5 the event of an extension of the Regular Session, the delay in the effective
6 date of this Act beyond July 1, 2009 could work irreparable harm upon the
7 proper administration and provision of essential governmental programs.
8 Therefore, an emergency is hereby declared to exist and this Act being
9 necessary for the immediate preservation of the public peace, health and
10 safety shall be in full force and effect from and after July 1, 2009.

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12 */s/ Joint Budget Committee*

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14 **APPROVED: 3/13/2009**

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