

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

SENATE BILL 224

5 By: Joint Budget Committee
6

For An Act To Be Entitled

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

12
13 AN ACT FOR THE ARKANSAS CEMETERY BOARD
14 REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the
21 Arkansas Cemetery Board, to be payable from the General Improvement Fund or
22 its successor fund or fund accounts, for the Arkansas Cemetery Board the
23 following:

24 (A) Effective July 1, 2011, the balance of the appropriation provided
25 in Item (A) Section 1 of Act 183 of 2010, for cemetery maintenance and
26 operations costs for insolvent, licensed perpetual care cemeteries that have
27 been in court ordered receivership or conservatorship for five (5) years or
28 more and acquisition costs of such cemetery not to exceed one thousand
29 dollars plus any necessary cost associated with the purchase or for grants to
30 be made to non-profit/government entity owners of perpetual care cemeteries
31 of historic nature, in a sum not to exceed.....\$101,000.
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33 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
34 obligations otherwise incurred in relation to the project or projects
35 described herein in excess of the State Treasury funds actually available
36 therefor as provided by law. Provided, however, that institutions and



1 agencies listed herein shall have the authority to accept and use grants and
 2 donations including Federal funds, and to use its unobligated cash income or
 3 funds, or both available to it, for the purpose of supplementing the State
 4 Treasury funds for financing the entire costs of the project or projects
 5 enumerated herein. Provided further, that the appropriations and funds
 6 otherwise provided by the General Assembly for Maintenance and General
 7 Operations of the agency or institutions receiving appropriation herein shall
 8 not be used for any of the purposes as appropriated in this act.

9 (B) The restrictions of any applicable provisions of the State
 10 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
 11 Revenue Stabilization Law and any other applicable fiscal control laws of
 12 this State and regulations promulgated by the Department of Finance and
 13 Administration, as authorized by law, shall be strictly complied with in
 14 disbursement of any funds provided by this act unless specifically provided
 15 otherwise by law.

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 17 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
 18 Assembly that any funds disbursed under the authority of the appropriations
 19 contained in this act shall be in compliance with the stated reasons for
 20 which this act was adopted, as evidenced by the Agency Requests, Executive
 21 Recommendations and Legislative Recommendations contained in the budget
 22 manuals prepared by the Department of Finance and Administration, letters, or
 23 summarized oral testimony in the official minutes of the Arkansas Legislative
 24 Council or Joint Budget Committee which relate to its passage and adoption.

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 26 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
 27 Assembly, that the Constitution of the State of Arkansas prohibits the
 28 appropriation of funds for more than a one (1) year period; that the
 29 effectiveness of this Act on July 1, 2011 is essential to the operation of
 30 the agency for which the appropriations in this Act are provided, and that in
 31 the event of an extension of the legislative session, the delay in the
 32 effective date of this Act beyond July 1, 2011 could work irreparable harm
 33 upon the proper administration and provision of essential governmental
 34 programs. Therefore, an emergency is hereby declared to exist and this Act
 35 being necessary for the immediate preservation of the public peace, health
 36 and safety shall be in full force and effect from and after July 1, 2011.

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APPROVED: 02/18/2011