

**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 1610 of the Regular Session**

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

SENATE BILL 53

5 By: Joint Budget Committee  
6  
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## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE BURIAL  
11 ASSOCIATION BOARD FOR THE BIENNIAL PERIOD ENDING  
12 JUNE 30, 2009; AND FOR OTHER PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE BURIAL ASSOCIATION BOARD  
16 APPROPRIATION FOR THE 2007-2009  
17 BIENNIUM.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the Burial  
24 Association Board for the 2007-2009 biennium, the following maximum number of  
25 regular employees whose salaries shall be governed by the provisions of the  
26 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
27 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
28 that any position to which a specific maximum annual salary is set out herein  
29 in dollars, shall be exempt from the provisions of said Uniform  
30 Classification and Compensation Act. All persons occupying positions  
31 authorized herein are hereby governed by the provisions of the Regular  
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
33 successor.  
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Maximum Annual



1			Maximum	Salary Rate	
2	Item	Class	No. of	Fiscal Years	
3	No.	Code Title	Employees	2007-2008	2008-2009
4	(1)	7124 BURIAL BD EXECUTIVE SECRETARY	1	\$66,845	\$68,181
5	(2)	7125 BURIAL BD AUDITOR	1	\$44,423	\$45,311
6	(3)	7126 BURIAL BD SECRETARY	<u>1</u>	\$34,549	\$35,239
7		MAX. NO. OF EMPLOYEES	3		

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9 SECTION 2. APPROPRIATIONS - OPERATIONS. There is hereby appropriated, to

10 the Burial Association Board, to be payable from cash funds as defined by

11 Arkansas Code 19-4-801 of the Burial Association Board, for personal services

12 and operating expenses of the Burial Association Board for the biennial

13 period ending June 30, 2009, the following:

15	ITEM	FISCAL YEARS	
16	NO.	2007-2008	2008-2009
17	(01) REGULAR SALARIES	\$ 148,217	\$ 151,131
18	(02) PERSONAL SERVICES MATCHING	42,312	42,903
19	(03) MAINT. & GEN. OPERATION		
20	(A) OPER. EXPENSE	27,432	27,432
21	(B) CONF. & TRAVEL	0	0
22	(C) PROF. FEES	1,500	1,500
23	(D) CAP. OUTLAY	0	0
24	(E) DATA PROC.	<u>0</u>	<u>0</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 219,461</u>	<u>\$ 222,966</u>

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27 SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in

28 this Act for Maintenance and General Operation shall be expended in payment

29 for services of attorneys, unless the agency shall first make a request in

30 writing to the Attorney General of the State of Arkansas to provide the

31 required legal services. The Attorney General's Office shall provide the

32 requested legal services, or, if the Attorney General's Office shall

33 determine that sufficient personnel are not available to provide the

34 requested legal services, the Attorney General shall certify the same to the

35 agency and may authorize the agency to employ legal counsel and to expend

36 monies appropriated for Maintenance and General Operations therefor, if:

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

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

5 Such certification shall be required with respect to each instance of the  
6 employment of special legal counsel, or shall be required annually with  
7 respect to legal counsel employed on a retainer basis. A copy of such  
8 certification shall be entered in the official minutes of the agency, and  
9 shall be retained in the fiscal records of the agency for audit purposes.

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

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

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30 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
31 Assembly, that the Constitution of the State of Arkansas prohibits the  
32 appropriation of funds for more than a two (2) year period; that the  
33 effectiveness of this Act on July 1, 2007 is essential to the operation of  
34 the agency for which the appropriations in this Act are provided, and that in  
35 the event of an extension of the Regular Session, the delay in the effective  
36 date of this Act beyond July 1, 2007 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.  
2 Therefore, an emergency is hereby declared to exist and this Act being  
3 necessary for the immediate preservation of the public peace, health and  
4 safety shall be in full force and effect from and after July 1, 2007.

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6 APPROVED: 4/10/2007  
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