

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

SENATE BILL 8

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.  
11

## 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, 2012, the balance of the appropriation provided  
25 in Item (A) Section 1 of Act 51 of 2011, 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, 2012 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, 2012 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, 2012.

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