

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

SENATE BILL 315

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 CEMETERY  
10 BOARD; AND FOR OTHER PURPOSES.  
11

## Subtitle

12  
13 AN ACT FOR THE ARKANSAS CEMETERY BOARD  
14 REAPPROPRIATION.  
15  
16

17  
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
19

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, 2013, the balance of the appropriation provided  
25 in Item (A) Section 1 of Act 65 of 2012, 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.  
32

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

15  
 16 SECTION 3. 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  
 19 which 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.

24  
 25 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
 26 Assembly, that the Constitution of the State of Arkansas prohibits the  
 27 appropriation of funds for more than a one (1) year period; that the  
 28 effectiveness of this Act on July 1, 2013 is essential to the operation of  
 29 the agency for which the appropriations in this Act are provided, and that in  
 30 the event of an extension of the legislative session, the delay in the  
 31 effective date of this Act beyond July 1, 2013 could work irreparable harm  
 32 upon the proper administration and provision of essential governmental  
 33 programs. Therefore, an emergency is hereby declared to exist and this Act  
 34 being necessary for the immediate preservation of the public peace, health  
 35 and safety shall be in full force and effect from and after July 1, 2013.