

State of Arkansas  
86th General Assembly  
Regular Session, 2007

# A Bill

SENATE BILL 636

By: Senator Brown  
By: Representative W. Lewellen

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR CEMETERY  
MAINTENANCE AND OPERATIONS COSTS FOR THE ARKANSAS  
CEMETERY BOARD FOR THE BIENNIAL PERIOD ENDING  
JUNE 30, 2009; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE ARKANSAS CEMETERY BOARD  
- CEMETERY MAINTENANCE AND OPERATIONS  
COSTS APPROPRIATION FOR THE 2007-2009  
BIENNIUM.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATION - CEMETERY MAINTENANCE AND OPERATIONS. There is hereby appropriated, to the Arkansas Cemetery Board, to be payable from the Miscellaneous Agencies Fund Account, for cemetery maintenance and operations costs for the biennial period ending June 30, 2009, the following:

ITEM	FISCAL YEARS	
NO.	2007-2008	2008-2009
(01) CEMETERY MAINTENANCE AND OPERATIONS	\$ 50,000	\$ 50,000
(02) ACQUISITION COSTS	<u>1,000</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 51,000</u>	<u>\$ 50,000</u>

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS



1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING  
2 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal  
3 Officer of the State shall transfer on his books and those of the State  
4 Treasurer and Auditor of the State the sum of fifty-one thousand dollars  
5 (\$51,000) for the fiscal year ending June 30, 2008 and the sum of fifty  
6 thousand dollars (\$50,000) for the fiscal year ending June 30, 2009 from the  
7 General Revenue Allotment Reserve Fund to the Miscellaneous Agencies Fund  
8 Account to provide funds exclusively for the Cemetery Board for the  
9 appropriation provided herein.

10 The provisions of this section shall be in effect only from July 1, 2007  
11 through June 30, 2009.

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13 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
14 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ELIGIBLE  
15 CEMETERIES. The appropriation provided herein for cemetery maintenance and  
16 operations costs shall be used for insolvent, licensed perpetual care  
17 cemeteries that have been court ordered receivership or conservatorship for  
18 five (5) years or more. The Arkansas Cemetery Board shall not pay in excess  
19 of \$1,000 for the acquisition of such cemeteries plus any necessary cost  
20 associated with the purchase.

21 The provisions of this section shall be in effect only from July 1, 2007  
22 through June 30, 2009.

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24 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
25 by this act shall be limited to the appropriation for such agency and funds  
26 made available by law for the support of such appropriations; and the  
27 restrictions of the State Procurement Law, the General Accounting and  
28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
29 Procedures and Restrictions Act, or their successors, and other fiscal  
30 control laws of this State, where applicable, and regulations promulgated by  
31 the Department of Finance and Administration, as authorized by law, shall be  
32 strictly complied with in disbursement of said funds.

33  
34 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
35 that any funds disbursed under the authority of the appropriations contained  
36 in this act shall be in compliance with the stated reasons for which this act

1 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
2 and Legislative Recommendations contained in the budget manuals prepared by  
3 the Department of Finance and Administration, letters, or summarized oral  
4 testimony in the official minutes of the Arkansas Legislative Council or  
5 Joint Budget Committee which relate to its passage and adoption.

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7 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
8 Assembly, that the Constitution of the State of Arkansas prohibits the  
9 appropriation of funds for more than a two (2) year period; that the  
10 effectiveness of this Act on July 1, 2007 is essential to the operation of  
11 the agency for which the appropriations in this Act are provided, and that in  
12 the event of an extension of the Regular Session, the delay in the effective  
13 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
14 proper administration and provision of essential governmental programs.  
15 Therefore, an emergency is hereby declared to exist and this Act being  
16 necessary for the immediate preservation of the public peace, health and  
17 safety shall be in full force and effect from and after July 1, 2007.