

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

# A Bill

SENATE BILL 34

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE BURIAL  
10 ASSOCIATION BOARD FOR THE FISCAL YEAR ENDING JUNE  
11 30, 2012; AND FOR OTHER PURPOSES.  
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## Subtitle

14 AN ACT FOR THE BURIAL ASSOCIATION BOARD  
15 APPROPRIATION FOR THE 2011-2012 FISCAL  
16 YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Burial Association Board for the 2011-2012 fiscal year, the following maximum  
24 number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2011-2012
30	(1) X020C	BURIAL ASSOCIATION BD EXEC SEC	1	GRADE C124
31	(2) A081C	AUDITOR	1	GRADE C117
32	(3) C056C	ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE C112
33		MAX. NO. OF EMPLOYEES	3	

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35 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
36 to the Burial Association Board, to be payable from the cash fund deposited



1 in the State Treasury as determined by the Chief Fiscal Officer of the State,  
 2 for personal services and operating expenses of the Burial Association Board  
 3 for the fiscal year ending June 30, 2012, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2011-2012</u>
7 (01) REGULAR SALARIES	\$168,098
8 (02) PERSONAL SERVICES MATCHING	47,181
9 (03) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	28,932
11 (B) CONF. & TRAVEL	0
12 (C) PROF. FEES	0
13 (D) CAP. OUTLAY	0
14 (E) DATA PROC.	<u>0</u>
15 TOTAL AMOUNT APPROPRIATED	<u><u>\$244,211</u></u>

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 17 SECTION 3. EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in  
 18 this Act for Maintenance and General Operation shall be expended in payment  
 19 for services of attorneys, unless the agency shall first make a request in  
 20 writing to the Attorney General of the State of Arkansas to provide the  
 21 required legal services. The Attorney General's Office shall provide the  
 22 requested legal services, or, if the Attorney General's Office shall  
 23 determine that sufficient personnel are not available to provide the  
 24 requested legal services, the Attorney General shall certify the same to the  
 25 agency and may authorize the agency to employ legal counsel and to expend  
 26 monies appropriated for Maintenance and General Operations therefor, if:

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

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

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

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1 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
2 authorized by this act shall be limited to the appropriation for such agency  
3 and funds made available by law for the support of such appropriations; and  
4 the restrictions of the State Procurement Law, the General Accounting and  
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
6 Procedures and Restrictions Act, or their successors, and other fiscal  
7 control laws of this State, where applicable, and regulations promulgated by  
8 the Department of Finance and Administration, as authorized by law, shall be  
9 strictly complied with in disbursement of said funds.

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

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20 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
21 Assembly, that the Constitution of the State of Arkansas prohibits the  
22 appropriation of funds for more than a one (1) year period; that the  
23 effectiveness of this Act on July 1, 2011 is essential to the operation of  
24 the agency for which the appropriations in this Act are provided, and that in  
25 the event of an extension of the legislative session, the delay in the  
26 effective date of this Act beyond July 1, 2011 could work irreparable harm  
27 upon the proper administration and provision of essential governmental  
28 programs. Therefore, an emergency is hereby declared to exist and this Act  
29 being necessary for the immediate preservation of the public peace, health  
30 and safety shall be in full force and effect from and after July 1, 2011.

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