

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: H2/27/15

A Bill

SENATE BILL 236

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

14 AN ACT FOR THE ARKANSAS CEMETERY BOARD
15 REAPPROPRIATION.
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, 2015, the balance of the appropriation provided
25 in Item (A) Section 1 of Act 17 of 2014, 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 or grants to be made to non-profit entities for the care*
32 *and improvement of perpetual care cemeteries of historic nature, in a sum not*
33 *to exceed\$101,000.*
34

35 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. As



1 referenced in SECTION 3, subsection (c) of Acts 1202 and 1753 of 2007, the
2 authorized funding for the Arkansas Cemetery Board for cemetery maintenance,
3 operations and acquisition costs, and as amended by SECTIONS 1 and 2 of Act
4 427 of 2009 to also be deemed to include grants to be made to non-
5 profit/government entity owners of perpetual care cemeteries of historic
6 nature, shall also be deemed to include grants to be made to non-profit
7 entities for the care and improvement of perpetual care cemeteries of historic
8 nature.

9
10 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
11 obligations otherwise incurred in relation to the project or projects
12 described herein in excess of the State Treasury funds actually available
13 therefor as provided by law. Provided, however, that institutions and
14 agencies listed herein shall have the authority to accept and use grants and
15 donations including Federal funds, and to use its unobligated cash income or
16 funds, or both available to it, for the purpose of supplementing the State
17 Treasury funds for financing the entire costs of the project or projects
18 enumerated herein. Provided further, that the appropriations and funds
19 otherwise provided by the General Assembly for Maintenance and General
20 Operations of the agency or institutions receiving appropriation herein shall
21 not be used for any of the purposes as appropriated in this act.

22 (B) The restrictions of any applicable provisions of the State Purchasing
23 Law, the General Accounting and Budgetary Procedures Law, the Revenue
24 Stabilization Law and any other applicable fiscal control laws of this State
25 and regulations promulgated by the Department of Finance and Administration,
26 as authorized by law, shall be strictly complied with in disbursement of any
27 funds provided by this act unless specifically provided otherwise by law.

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29 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
30 Assembly that any funds disbursed under the authority of the appropriations
31 contained in this act shall be in compliance with the stated reasons for
32 which this act was adopted, as evidenced by the Agency Requests, Executive
33 Recommendations and Legislative Recommendations contained in the budget
34 manuals prepared by the Department of Finance and Administration, letters, or
35 summarized oral testimony in the official minutes of the Arkansas Legislative
36 Council or Joint Budget Committee which relate to its passage and adoption.

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SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2015 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2015 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2015.

/s/Joint Budget Committee