

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

A Bill

SENATE BILL 109

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE BURIAL ASSOCIATION
10 BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2017; AND
11 FOR OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE BURIAL ASSOCIATION BOARD
15 APPROPRIATION FOR THE 2016-2017 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 - OPERATIONS. There is hereby established
23 for the Burial Association Board for the 2016-2017 fiscal year, the following
24 maximum number of regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
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, to the
36 Burial Association Board, to be payable from the cash fund deposited in the



1 State Treasury as determined by the Chief Fiscal Officer of the State, for
 2 personal services and operating expenses of the Burial Association Board for
 3 the fiscal year ending June 30, 2017, the following:

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2016-2017</u>
7 (01) REGULAR SALARIES	\$129,403
8 (02) PERSONAL SERVICES MATCHING	43,868
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>\$202,203</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, 2016 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, 2016 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, 2016.

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