

State of Arkansas

76th General Assembly

Regular Session, 1987

HOUSE BILL 1858

By: Representatives Clark & McGinnis

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE RURAL HEALTH OFFICE, OR ITS SUCCESSOR, FOR THE FISCAL YEAR ENDING JUNE 30, 1987; AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Rural Health Office, or its successor, for the 1986-87 fiscal year, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item No.	Class Code	Title	Maximum Annual	
			Maximum No. of Employees	Salary Rate Fiscal Years
(01)	822Z	HEALTH RURAL HEALTH PROGRAM ADMINISTRATOR	1	GRADE 23
(02)	R087	HEALTH RURAL HEALTH PROGRAM SPECIALIST	2	GRADE 19
		MAXIMUM NUMBER OF EMPLOYEES	3	

SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Rural Health Office, or its successor, to be payable from the State General Services

Fund Account, for personal services and operating expenses of the Rural Health Office, or its successor, for the fiscal year ending June 30, 1987, the following:

ITEM	FISCAL YEARS
NO. _____	1986-87 _____
(01) REGULAR SALARIES	\$ 19,770
(02) PERSONAL SERVICES MATCHING	4,349
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSES	\$ 4,960
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAPITAL OUTLAY	0
(E) DATA PROCESSING	<u>0</u>
TOTAL MAINT. & GEN. OPER.	<u>4,960</u>
TOTAL AMOUNT APPROPRIATED	\$ 29,079
	=====

SECTION 3. Section 2 of Act 1093 of 1979 [Ark. Stats. 82-4303] is hereby amended to read as follows:

"SECTION 2. There is hereby established on the books of the State Treasurer, the Chief Fiscal Officer of the State, and the State Auditor, a fund to be known as the "Rural Medical Clinic Revolving Loan Fund" herein referred to as the "Fund", which will consist of such moneys provided therefor by law, to be used solely and exclusively for the making of loans by the Board of Finance, upon application therefor for the construction and equipping of rural medical clinics in rural areas of this State, as defined in this Act. Such Fund may also be used for the administration and operation of the Rural Health Office, or its successor, from those moneys deposited into the Rural Medical Clinic Revolving Loan Fund which consists of loan repayments, including interest, made to the Fund from and after the effective date of this Act, and such moneys shall be transferred to the State General Services Fund Account, up to a maximum of \$225,000 in any one fiscal year as certified by the State Board of Finance, in order to supplement appropriations made by the General Assembly for the administration and operations of the Rural Health Office, or its successor, if any. Providing that loans for any one (1) medical practitioner, or for the same rural medical clinic, shall not exceed, in

the aggregate, the sum of one hundred and fifty thousand dollars (\$150,000). Such loans shall be at five percent (5%) interest annually, and shall not be for a period of more than ten (10) years. Before any such loan may be made, the Board of Finance shall determine:

(a) That the rural community in which the rural medical clinic is to be established through a loan made under the provisions of this Act, does not have adequate medical services available in the rural community;

(b) That the land, building and equipment to be acquired, constructed, or renovated, through the use of the loan funds are needed to meet the medical needs of the community in which it is to be established; and

(c) That the medical practitioner or practitioners seeking the loan have entered into an agreement with the Board, which shall be a part of the loan application and agreement, if approved, to engage in medical practice in such rural medical clinic for the period for which the loan is applied; and

(d) That, in the event there are not adequate funds available to make loans for rural medical clinics applying therefor, the Board shall make such loans to those rural medical clinics which, in the opinion of the Board, will meet the more critical rural medical needs of this state. Loans made under the provisions of this Act shall be secured by a first lien mortgage on the lands and buildings to be acquired, constructed, or improved, and upon the equipment to be installed therein to be used as a medical clinic in the rural area of this State. If any person obtaining a loan under the provisions of this Act shall be delinquent in making two (2) payments due under the terms of this loan, or shall cease to use the property or equipment for which the loan was provided as a medical clinic, the entire unpaid balance of the loan and all unpaid interest thereon shall be due and payable upon a determination of said facts by a court of competent jurisdiction.

The State Board of Finance is hereby authorized to make such reasonable rules and regulations, and prescribe such forms and procedures deemed appropriate to enable it to enforce the provisions of this Act."

SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this Act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures

and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

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

SECTION 6. CONTRACT RESTRICTIONS. The agency, board, commission, department or institution to whom funds are appropriated by this Act shall not enter into any contract for any professional or consultant services which shall extend for more than twenty (20) actual working days or the total compensation exceeds five thousand dollars (\$5,000) during any one fiscal year without first seeking the advice of the Arkansas Legislative Council. Provided further, that all contracts for professional or consultant services shall be submitted monthly to the Chief Fiscal Officer of the State for reporting to the Legislative Council.

SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth General Assembly that monies provided by the Seventy-Fifth General Assembly for the operations of the agency to which monies are provided by this Act are, due to unforeseen conditions, insufficient for said agency to continue to provide essential governmental services, that the provisions of this Act will provide the necessary monies for such agency to continue such services, and that delay in the effective date of this Act could work irreparable harm upon the proper administration and provision of essential governmental services. 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 its passage and approval.

