

Act 749 of the 1989 Regular Session.

Act 749

HB1643

By: Representatives Willems and Tullis

"AN ACT TO AMEND TITLE 20, CHAPTER 7, OF THE ARKANSAS CODE OF 1987, TO PROVIDE FOR PAYMENT OF HEALTH BUILDING COMMISSION REVENUE BONDS; TO ESTABLISH A STATE HEALTH BUILDING AND LOCAL GRANT TRUST FUND; TO INSURE THE ORDERLY EXPANSION AND RENOVATION OF THE STATE HEALTH BUILDING; TO ESTABLISH A LOCAL GRANT PROGRAM TO ASSIST COUNTIES AND CITIES IN IMPROVING LOCAL HEALTH FACILITIES; AND FOR OTHER PURPOSES."

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

SECTION 1. Title 20, Chapter 7, of the Arkansas Code of 1987, is hereby amended by adding a new subchapter to it as follows:

"Subchapter 2.

20-7-201. This act may be known and may be cited as the Arkansas Health Department Building and Local Grant Act."

20-7-202. As used herein, unless the text otherwise requires:

- (1) 'Board' means the State Board of Health,
- (2) 'Department' means the Arkansas Department of Health,
- (3) 'Fund' means the Arkansas Health Department Building and

Local Grant Trust Fund' as established herein; and

(4) 'Commission' means the Health Building Commission as established by Act 469 of 1965 as amended, and Act 686 of 1977, as amended.

20-7-203. Within one hundred twenty (120) days of the effective date of this act, the Commission shall provide for the orderly payment of principal, premiums, if any, and interest on all bonds which shall have been issued pursuant to Act 469 of 1965, as amended, and Act 686 of 1977, as amended. The Commission shall transfer such funds remaining in the Department of Health Expansion Revenue Bond Fund which are unnecessary for the orderly payment of outstanding bonds or the provision of payment thereof to the State Health Building and Local Grant Trust Fund created herein. All fees and other monies now required by law to be deposited into the State Department of Health Revenue Bond Fund shall, from and after the effective date of this Act, in lieu thereof, be deposited and credited in the same manner and under the same procedures and restrictions, to the State Health Building and Local Grant Fund.

20-7-204. (a) There is hereby established on the books of the State Treasurer, State Auditor and Chief Fiscal Officer of the State, a fund to be known as the State Health Building and Local Grant Trust Fund.

(b) Such fund shall consist of such revenues as may be authorized by law; and shall be used for the purposes as intended and authorized by law, including but not limited to improvements and additions to the State Health Building and projects to improve local health facilities approved under this act.

(c) The fund shall be a continuing fund, not subject to fiscal year limitations, and shall only be used for expansion, renovation or improvements to the State Health Building and for grants for construction, renovation or other expansion of approved local health unit facilities in this state.

(d) No money from the fund may be used for the acquisition by purchase, lease or otherwise, of real property for any local health unit

facility.

(e) The secretary of the Board shall be the disbursing agent and executive officer for the fund.

20-7-205. (a) The Board is authorized to develop and implement rules and regulations to receive, review and approve applications for grants for new construction, renovation or expansion of local health unit facilities from counties or cities. The Board is also empowered to adopt such rules and regulations as may be necessary to provide for the distribution of such funds for the renovation, construction, improvement, and development of the State Health Building.

(b) Except as provided in subsection (c) below, any grant approved by the Board to a county or city for the development of a local public health facility project shall require ten percent (10%) local matching funds from the city or county applicant. The matching funds may be in the form of either cash or in-kind match to be determined by the Board. The value of existing buildings and property shall not qualify for local matching funds under this section.

(c) The Board may also establish by rule a special program to address renovation of local health units due to special requirements of the Department of Health. Such programs shall provide for grants of up to ten thousand dollars (\$10,000). The local match may be waived for such special grants.

(d) Application for grants under this subchapter shall be made in accordance with the rules and regulations of the Board and each application shall be considered on a needs assessment basis. In addition, the applicant city or county shall furnish proof of the following with each grant application:

- (1) local community involvement in the project,
- (2) existence of resources to expand existing facilities, including availability of land,
- (3) a design of the proposed project, and
- (4) evidence of need, including factors such as population growth, additional services to be offered, and increased work load.

20-7-206. Participation in the grant programs shall be conditioned on compliance with provisions of this subchapter and any rules or regulations of the Board promulgated hereunder."

SECTION 2. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: March 21, 1989

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