

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Joint Budget Committee**

# A Bill

**HOUSE BILL**

## For An Act To Be Entitled

8 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE STATE BOARD OF FINANCE;  
10 AND FOR OTHER PURPOSES."

11

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

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14 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the State  
15 Board of Finance, to be payable from the Rural Medical Clinic Revolving Loan  
16 Fund, for making loans or grants to medical clinics in rural areas in this  
17 State, as authorized by Arkansas Code 20-12-201 to be used for the acquisition  
18 of land, construction, renovation, repair and acquisition and installation of  
19 equipment required by rural medical clinics, the following:

20 (A) Effective July 1, 1991, the balance of the appropriation provided  
21 in Item (A) of Section 1 of Act 157 of the First Extraordinary Session of  
22 1989, for grants or loans to communities not to exceed \$10,000 for any  
23 community to establish a medical clinic and for loans to physicians for  
24 establishment of medical clinics which are to be repaid in no more than 15  
25 years, in a sum not to exceed ..... \$205,000.

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27 (B) Effective July 1, 1991, the balance of the appropriation provided  
28 in Item (B) of Section 1 of Act 157 of the First Extraordinary Session of  
29 1989, for grants or loans due to critical needs as determined by the Director  
30 of the Department of Health to physicians or communities to establish a  
31 medical clinic, in a sum not to exceed ..... \$20,000.

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33 SECTION 2. REAPPROPRIATION. There is hereby appropriated, to the State  
34 Board of Finance, to be payable from the General Improvement Fund or its  
35 successor fund or fund accounts, for the making of loans or grants to medical

1 clinics in rural areas in this State, as authorized by Arkansas Code 20-12-201  
2 to be used for the acquisition of land, construction, renovation, repairs and  
3 acquisition and installation of equipment required by rural medical clinics,  
4 the following:

5 (A) Effective June 30, 1991, the balance of the appropriation provided  
6 in Item (C) of Section 1 of Act 268 of the First Extraordinary Session of  
7 1989, for grants or loans due to critical needs as determined by the Director  
8 of the Department of Health to physicians or communities to establish a  
9 medical clinic, in a sum not to exceed ..... \$12,500.

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

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

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32 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
33 Assembly that any funds disbursed under the authority of the appropriations  
34 contained in this Act shall be in compliance with the stated reasons for which  
35 this Act was adopted, as evidenced by the Agency Requests, Executive

1 Recommendations and Legislative Recommendations contained in the budget  
2 manuals prepared by the Department of Finance and Administration, letters, or  
3 summarized oral testimony in the official minutes of the Arkansas Legislative  
4 Council or Joint Budget Committee which relate to its passage and adoption.

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6 SECTION 5. CODE. All provisions of this Act of a general and permanent  
7 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
8 Code Revision Commission shall incorporate the same in the Code.

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10 SECTION 6. SEVERABILITY. If any provision of this Act or the  
11 application thereof to any person or circumstance is held invalid, such  
12 invalidity shall not affect other provisions or applications of the Act which  
13 can be given effect without the invalid provision or application, and to this  
14 end the provisions of this Act are declared to be severable.

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16 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict  
17 with this Act are hereby repealed.

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19 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the  
20 Seventy-Eighth General Assembly, that the Constitution of the State of  
21 Arkansas prohibits the appropriation of funds for more than a two (2) year  
22 period; that previous General Assemblies have provided appropriations for the  
23 projects provided enumerated in this act; that certain appropriations will  
24 expire before the adjournment of the General Assembly; and that if such  
25 appropriations expire, the projects and programs authorized herein will cease  
26 thereby depriving the citizens of the State of the benefits to be derived from  
27 such projects. Therefore, an emergency is hereby declared to exist and this  
28 Act being necessary for the immediate preservation of the public peace, health  
29 and safety shall be in full force and effect from and after the date of its  
30 passage and approval.

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