

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

HOUSE BILL 1154

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 DEPARTMENT OF HUMAN
10 SERVICES - DIVISION OF PROVIDER SERVICES AND QUALITY
11 ASSURANCE FOR THE FISCAL YEAR ENDING JUNE 30, 2020;
12 AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF PROVIDER SERVICES
17 AND QUALITY ASSURANCE APPROPRIATION FOR
18 THE 2019-2020 FISCAL YEAR.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
25 for the Department of Human Services - Division of Provider Services and
26 Quality Assurance for the 2019-2020 fiscal year, the following maximum number
27 of regular employees.
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Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2019-2020
33	(1)	M094C DHS DIR PROVIDER SERV & QUAL CONTROL	1	GRADE SE01
34	(2)	L013N GENERAL PHYSICIAN	1	GRADE MP06
35	(3)	L016N REGISTERED PHARMACIST	2	GRADE MP05
36	(4)	L009C NURSE MANAGER	3	GRADE MP03



1	(5)	L020C NURSING SERVICES UNIT MANAGER	1	GRADE MP02
2	(6)	L019C REGISTERED NURSE COORDINATOR	5	GRADE MP02
3	(7)	L027C REGISTERED NURSE SUPERVISOR	9	GRADE MP02
4	(8)	L038C REGISTERED NURSE	59	GRADE MP01
5	(9)	D063C COMPUTER SUPPORT SPECIALIST	2	GRADE IT05
6	(10)	N099N DHS/DMS ADD - LONG TERM CARE	1	GRADE GS14
7	(11)	N112N DHS ASST DEP DIR FIN SUPPORT SYSTEM	1	GRADE GS13
8	(12)	G101C DHS AREA MANAGER	1	GRADE GS12
9	(13)	A016C DHS DMS BUSINESS OPERATIONS MANAGER	1	GRADE GS12
10	(14)	G047C ATTORNEY SPECIALIST	1	GRADE GS11
11	(15)	L010C DHS DMS MEDICAL ASSISTANCE MANAGER	1	GRADE GS10
12	(16)	G099C DHS PROGRAM ADMINISTRATOR	5	GRADE GS09
13	(17)	L040C DIETARY SERVICES DIRECTOR	1	GRADE GS09
14	(18)	X038C QUALITY ASSURANCE MANAGER	1	GRADE GS09
15	(19)	S094C ADC CONSTRUCTION/MAINTENANCE COORD	1	GRADE GS08
16	(20)	G152C DHS PROGRAM MANAGER	8	GRADE GS08
17	(21)	X067C HEALTH FACILITIES SURVEYOR	20	GRADE GS08
18	(22)	X062C QUALITY ASSURANCE COORDINATOR	1	GRADE GS08
19	(23)	E023C TRAINING PROJECT MANAGER	2	GRADE GS08
20	(24)	G183C DHS PROGRAM COORDINATOR	5	GRADE GS07
21	(25)	G153C DHS/DAAS PROGRAM SUPERVISOR	1	GRADE GS07
22	(26)	L062C LICENSED PRACTICAL NURSE SUPERVISOR	1	GRADE GS07
23	(27)	M039C MEDICAID SERVICES SUPERVISOR	1	GRADE GS07
24	(28)	M025C PROGRAM ELIGIBILITY COORDINATOR I	1	GRADE GS07
25	(29)	M023C SUBSTANCE ABUSE PROGRAM COORD	1	GRADE GS07
26	(30)	C037C ADMINISTRATIVE ANALYST	4	GRADE GS06
27	(31)	M053C CHILD CARE SERVICE SPECIALIST	5	GRADE GS06
28	(32)	G210C DHS PROGRAM SPECIALIST	2	GRADE GS06
29	(33)	G198C DHS/DAAS PROGRAM SPECIALIST	6	GRADE GS06
30	(34)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
31	(35)	L069C LICENSED PRACTICAL NURSE	1	GRADE GS06
32	(36)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
33	(37)	X094C SERVICES & PROG LICENSING SPECIALIST	6	GRADE GS06
34	(38)	L070C HEALTH CARE ANALYST	3	GRADE GS05
35	(39)	X124C HEALTH FACILITY REVIEWER	1	GRADE GS05
36	(40)	C056C ADMINISTRATIVE SPECIALIST III	14	GRADE GS04

1	(41) A098C FISCAL SUPPORT SPECIALIST	1	GRADE GS04
2	(42) R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
3	(43) C073C ADMINISTRATIVE SPECIALIST II	11	GRADE GS03
4	(44) C087C ADMINISTRATIVE SPECIALIST I	<u>2</u>	GRADE GS02
5	MAX. NO. OF EMPLOYEES	197	

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7 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for

8 the Department of Human Services - Division of Provider Services and Quality

9 Assurance for the 2019-2020 fiscal year, the following maximum number of

10 part-time or temporary employees, to be known as "Extra Help", payable from

11 funds appropriated herein for such purposes: eight (8) temporary or part-

12 time employees, when needed, at rates of pay not to exceed those provided in

13 the Uniform Classification and Compensation Act, or its successor, or this

14 act for the appropriate classification.

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16 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,

17 to the Department of Human Services - Division of Provider Services and

18 Quality Assurance, to be payable from the paying account as determined by the

19 Chief Fiscal Officer of the State, for personal services and operating

20 expenses of the Department of Human Services - Division of Provider Services

21 and Quality Assurance for the fiscal year ending June 30, 2020, the

22 following:

24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2019-2020</u>
26	(01) REGULAR SALARIES	\$10,726,002
27	(02) EXTRA HELP	67,657
28	(03) PERSONAL SERVICES MATCHING	3,515,417
29	(04) OVERTIME	2,909
30	(05) MAINT. & GEN. OPERATION	
31	(A) OPER. EXPENSE	3,463,900
32	(B) CONF. & TRAVEL	136,077
33	(C) PROF. FEES	703,675
34	(D) CAP. OUTLAY	0
35	(E) DATA PROC.	<u>0</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$18,615,637</u>

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 2 SECTION 4. APPROPRIATION - NURSING HOME CLOSURE COSTS. There is hereby
 3 appropriated, to the Department of Human Services - Division of Provider
 4 Services and Quality Assurance, to be payable from the Long-Term Care Trust
 5 Fund, for the payment of relocation costs of residents in long-term care
 6 facilities, maintenance and operation of a facility pending correction of
 7 deficiencies or closure, and reimbursement of residents for personal funds
 8 lost for the fiscal year ending June 30, 2020, the following:

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10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2019-2020</u>
12 (01) EXPENSES	<u>\$50,000</u>

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 14 SECTION 5. APPROPRIATION - LONG-TERM CARE FACILITY RECEIVERSHIP. There
 15 is hereby appropriated, to the Department of Human Services - Division of
 16 Provider Services and Quality Assurance, to be payable from the Long Term
 17 Care Facility Receivership Fund Account, for the payment of expenses of long-
 18 term care facility receivers as authorized by law of the Department of Human
 19 Services - Division of Provider Services and Quality Assurance - Long-Term
 20 Care Facility Receivership for the fiscal year ending June 30, 2020, the
 21 following:

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23 ITEM	FISCAL YEAR
24 <u>NO.</u>	<u>2019-2020</u>
25 (01) EXPENSES	<u>\$100,000</u>

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 27 SECTION 6. APPROPRIATION - NURSING HOME QUALITY GRANTS. There is
 28 hereby appropriated, to the Department of Human Services - Division of
 29 Provider Services and Quality Assurance, to be payable from the Long-Term
 30 Care Trust Fund, for Nursing Home Quality Care Grants of the Department of
 31 Human Services - Division of Provider Services and Quality Assurance -
 32 Nursing Home Quality Grants for the fiscal year ending June 30, 2020, the
 33 following:

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35 ITEM	FISCAL YEAR
36 <u>NO.</u>	<u>2019-2020</u>

1 (01) NURSING HOME QUALITY GRANTS AND AID \$1,000,000

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3 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

5 CERTIFICATION AND LICENSURE. The Division of Provider Services and Quality
6 Assurance of the Department of Human Services is authorized to use funds
7 appropriated for the certification or licensure of an entity on behalf of any
8 division of the Department of Human Services. Any entity holding a
9 certification or license funded through an appropriation for the Division of
10 Provider Services and Quality Assurance of the Department of Human Services
11 shall hold its certification or license under the authority of the relevant
12 division of the Department of Human Services. All laws that apply to a
13 certified or licensed entity by a relevant division of the Department of
14 Human Services shall apply to an entity certified or licensed by the Division
15 of Provider Services and Quality Assurance on behalf of a relevant division
16 of the Department of Human Services.

17 The provisions of this section shall be in effect only from July 1,
18 ~~2018~~ 2019 through June 30, ~~2019~~ 2020.

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20 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
21 authorized by this act shall be limited to the appropriation for such agency
22 and funds made available by law for the support of such appropriations; and
23 the restrictions of the State Procurement Law, the General Accounting and
24 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
25 Procedures and Restrictions Act, or their successors, and other fiscal
26 control laws of this State, where applicable, and regulations promulgated by
27 the Department of Finance and Administration, as authorized by law, shall be
28 strictly complied with in disbursement of said funds.

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30 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General
31 Assembly that any funds disbursed under the authority of the appropriations
32 contained in this act shall be in compliance with the stated reasons for
33 which this act was adopted, as evidenced by the Agency Requests, Executive
34 Recommendations and Legislative Recommendations contained in the budget
35 manuals prepared by the Department of Finance and Administration, letters, or
36 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

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SECTION 10. 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, 2019 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, 2019 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, 2019.