

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014
4

A Bill

HOUSE BILL 1091

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 CAREER
10 EDUCATION - ARKANSAS REHABILITATION SERVICES FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2015; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF CAREER
16 EDUCATION - ARKANSAS REHABILITATION
17 SERVICES APPROPRIATION FOR THE 2014-2015
18 FISCAL YEAR.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the
25 Department of Career Education - Arkansas Rehabilitation Services for the
26 2014-2015 fiscal year, the following maximum number of regular employees.
27

28				Maximum Annual	
29			Maximum	Salary Rate	
30	Item	Class	No. of	Fiscal Year	
31	No.	Code	Title	Employees	2014-2015
32	(1)	U012U	REHABILITATION SERVICES COMMISSIONER	1	\$119,704
33	(2)	L011N	DENTIST	1	GRADE N916
34	(3)	L013N	GENERAL PHYSICIAN	6	GRADE N916
35	(4)	L016N	REGISTERED PHARMACIST	1	GRADE N911
36	(5)	N172N	ACE REHAB OPERATIONS DIRECTOR	1	GRADE N906



1	(6)	N098N	ACTI DIRECTOR OF PHYSICAL THERAPY	1	GRADE N906
2	(7)	N178N	ARS CHIEF INFORMATION OFFICER	1	GRADE N904
3	(8)	N170N	REHAB DIRECTOR - ACTI	1	GRADE N902
4	(9)	N138N	REHAB DIRECTOR FIELD SVCS	1	GRADE N902
5	(10)	L022N	OCCUPATIONAL THERAPIST	5	GRADE N901
6	(11)	L021N	PHYSICAL THERAPIST	4	GRADE N901
7	(12)	A014C	FISCAL DIVISION MANAGER	1	GRADE C127
8	(13)	L003C	PSYCHOLOGIST	4	GRADE C127
9	(14)	L005C	ACTI MEDICAL SERVICES MANAGER	1	GRADE C126
10	(15)	R006C	HUMAN RESOURCES ADMINISTRATOR	1	GRADE C126
11	(16)	L004C	REHAB DIR - PROG, PLAN, DEV & EVAL	1	GRADE C126
12	(17)	G040C	REHAB DIRECTOR - SPECIAL PROGRAMS	1	GRADE C126
13	(18)	E005C	REHAB DIR OF VOCATIONAL TRAINING	1	GRADE C126
14	(19)	L015C	CLINICAL SPEECH PATHOLOGIST	1	GRADE C124
15	(20)	G070C	DIRECTOR OF FIELD OPERATIONS	1	GRADE C124
16	(21)	E011C	VOCATIONAL EDUCATION COORDINATOR	2	GRADE C124
17	(22)	L020C	NURSING SERVICES UNIT MANAGER	1	GRADE C123
18	(23)	P004C	PUBLIC INFORMATION MANAGER	1	GRADE C123
19	(24)	L018C	REHAB ASST DIRECTOR - ACTI	1	GRADE C123
20	(25)	L027C	REGISTERED NURSE SUPERVISOR	2	GRADE C122
21	(26)	A052C	ACCOUNTING COORDINATOR	3	GRADE C121
22	(27)	S004C	MAINTENANCE MANAGER	1	GRADE C121
23	(28)	L033C	PSYCHOLOGICAL EXAMINER	12	GRADE C121
24	(29)	X038C	QUALITY ASSURANCE MANAGER	2	GRADE C121
25	(30)	L032C	REGISTERED NURSE - HOSPITAL	7	GRADE C121
26	(31)	D052C	SOFTWARE SUPPORT ANALYST	1	GRADE C121
27	(32)	L040C	DIETARY SERVICES DIRECTOR	1	GRADE C120
28	(33)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
29	(34)	L037C	REHAB AREA MANAGER	11	GRADE C120
30	(35)	G121C	REHAB PROGRAM MANAGER	13	GRADE C120
31	(36)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
32	(37)	L098C	CERTIFIED VOCATIONAL REHAB COUNSELOR	105	GRADE C119
33	(38)	X062C	QUALITY ASSURANCE COORDINATOR	4	GRADE C119
34	(39)	R024C	ASSISTANT PERSONNEL MANAGER	2	GRADE C118
35	(40)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
36	(41)	M026C	LICENSED SOCIAL WORKER	2	GRADE C118

1	(42)	G163C	REHAB PROGRAM COORDINATOR	12	GRADE C118
2	(43)	E043C	CERTIFIED VOCATIONAL TEACHER	23	GRADE C117
3	(44)	S017C	MAINTENANCE COORDINATOR	1	GRADE C117
4	(45)	E040C	STAFF DEVELOPMENT COORDINATOR	1	GRADE C117
5	(46)	M032C	VOCATIONAL REHAB PLACEMENT SPEC	8	GRADE C117
6	(47)	V014C	BUYER	2	GRADE C116
7	(48)	M050C	INTERPRETER	4	GRADE C116
8	(49)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
9	(50)	L057C	REHAB SVS FACILITY SPECIALIST	2	GRADE C116
10	(51)	S022C	SKILLED TRADES SUPERVISOR	2	GRADE C116
11	(52)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
12	(53)	R033C	BENEFITS ANALYST	1	GRADE C115
13	(54)	M057C	CHAPLAIN	1	GRADE C115
14	(55)	A091C	FISCAL SUPPORT ANALYST	1	GRADE C115
15	(56)	S033C	MAINTENANCE SUPERVISOR	1	GRADE C115
16	(57)	C028C	MEDICAL RECORDS SUPERVISOR	1	GRADE C115
17	(58)	L061C	MEDICAL TECHNOLOGIST	2	GRADE C115
18	(59)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
19	(60)	V015C	PURCHASING SPECIALIST	1	GRADE C115
20	(61)	S031C	SKILLED TRADESMAN	14	GRADE C115
21	(62)	S044C	FOOD PREPARATION MANAGER	1	GRADE C114
22	(63)	L064C	RADIOLOGY TECHNICIAN	1	GRADE C114
23	(64)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	1	GRADE C114
24	(65)	S099C	STATIONARY ENGINEER	5	GRADE C114
25	(66)	M061C	VOCATIONAL REHAB EVALUATOR	5	GRADE C114
26	(67)	R036C	HUMAN RESOURCES SPECIALIST	1	GRADE C113
27	(68)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
28	(69)	L069C	LICENSED PRACTICAL NURSE	6	GRADE C113
29	(70)	C056C	ADMINISTRATIVE SPECIALIST III	12	GRADE C112
30	(71)	A098C	FISCAL SUPPORT SPECIALIST	5	GRADE C112
31	(72)	S056C	FOOD PREPARATION SUPERVISOR	2	GRADE C111
32	(73)	M076C	RECREATIONAL ACTIVITY LEADER II	3	GRADE C111
33	(74)	T084C	PUBLIC SAFETY SECURITY OFFICER	2	GRADE C110
34	(75)	L074C	THERAPY ASSISTANT	1	GRADE C110
35	(76)	V025C	WAREHOUSE SPECIALIST	2	GRADE C110
36	(77)	C073C	ADMINISTRATIVE SPECIALIST II	93	GRADE C109

1	(78)	L082C	CERTIFIED NURSING ASSISTANT	13	GRADE C109
2	(79)	S068C	FOOD PREPARATION COORDINATOR	3	GRADE C108
3	(80)	V027C	INVENTORY CONTROL TECHNICIAN	3	GRADE C108
4	(81)	M083C	RESIDENTIAL CARE TECHNICIAN	8	GRADE C108
5	(82)	S070C	EQUIPMENT TECHNICIAN	5	GRADE C107
6	(83)	C087C	ADMINISTRATIVE SPECIALIST I	14	GRADE C106
7	(84)	V029C	PURCHASING ASSISTANT	1	GRADE C106
8	(85)	T087C	SECURITY OFFICER	7	GRADE C106
9	(86)	V028C	WAREHOUSE WORKER	2	GRADE C106
10	(87)	S080C	EQUIPMENT OPERATOR	3	GRADE C105
11	(88)	C088C	MAIL SERVICES ASSISTANT	1	GRADE C105
12	(89)	S083C	BAKER	2	GRADE C104
13	(90)	S086C	COOK	5	GRADE C104
14	(91)	S085C	FOOD PREPARATION SPECIALIST	2	GRADE C104
15	(92)	S084C	INSTITUTIONAL SERVICES SUPERVISOR	6	GRADE C104
16	(93)	S087C	INSTITUTIONAL SERVICES ASSISTANT	15	GRADE C103
17	(94)	S089C	FOOD PREPARATION TECHNICIAN	<u>10</u>	GRADE C102
18			MAX. NO. OF EMPLOYEES	530	

19

20 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 21 of Career Education - Arkansas Rehabilitation Services for the 2014-2015
 22 fiscal year, the following maximum number of part-time or temporary
 23 employees, to be known as "Extra Help", payable from funds appropriated
 24 herein for such purposes: nineteen (19) temporary or part-time employees,
 25 when needed, at rates of pay not to exceed those provided in the Uniform
 26 Classification and Compensation Act, or its successor, or this act for the
 27 appropriate classification.

28

29 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 30 to the Department of Career Education - Arkansas Rehabilitation Services, to
 31 be payable from the paying account as determined by the Chief Fiscal Officer
 32 of the State, for personal services and operating expenses of the Department
 33 of Career Education - Arkansas Rehabilitation Services - Operations for the
 34 fiscal year ending June 30, 2015, the following:

35

36 ITEM FISCAL YEAR

1	<u>NO.</u>	<u>2014-2015</u>
2	(01) REGULAR SALARIES	\$20,222,652
3	(02) EXTRA HELP	172,000
4	(03) PERSONAL SERVICES MATCHING	7,470,992
5	(04) EXTRA SALARIES	8,000
6	(05) MAINT. & GEN. OPERATION	
7	(A) OPER. EXPENSE	8,691,380
8	(B) CONF. & TRAVEL	155,506
9	(C) PROF. FEES	882,029
10	(D) CAP. OUTLAY	0
11	(E) DATA PROC.	0
12	(06) REHABILITATION PROGRAM GRANTS	1,900,000
13	(07) CONTRACT SERVICES	18,941,993
14	(08) DATA PROCESSING SERVICES	100,000
15	(09) ARKANSAS KIDNEY DISEASE COMMISSION	<u>950,000</u>
16	TOTAL AMOUNT APPROPRIATED	<u><u>\$59,494,552</u></u>

17

18 SECTION 4. APPROPRIATION - INCREASING CAPABILITIES ACCESS NETWORK -

19 FEDERAL. There is hereby appropriated, to the Department of Career Education

20 - Arkansas Rehabilitation Services, to be payable from the paying account as

21 determined by the Chief Fiscal Officer of the State, for operating expenses

22 of the Department of Career Education - Arkansas Rehabilitation Services -

23 Increasing Capabilities Access Network - Federal for the fiscal year ending

24 June 30, 2015, the following:

26	ITEM	FISCAL YEAR
27	<u>NO.</u>	<u>2014-2015</u>
28	(01) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	\$291,500
30	(B) CONF. & TRAVEL	7,190
31	(C) PROF. FEES	0
32	(D) CAP. OUTLAY	0
33	(E) DATA PROC.	<u>0</u>
34	TOTAL AMOUNT APPROPRIATED	<u><u>\$298,690</u></u>

35

36 SECTION 5. APPROPRIATION - STATEWIDE DISABILITY TELECOMMUNICATION

1 EQUIPMENT PROGRAM. There is hereby appropriated, to the Department of Career
 2 Education - Arkansas Rehabilitation Services, to be payable from the
 3 Telecommunication Equipment Fund, for personal services and operating
 4 expenses of the Department of Career Education - Arkansas Rehabilitation
 5 Services - Statewide Disability Telecommunication Equipment Program for the
 6 fiscal year ending June 30, 2015, the following:

8 ITEM	FISCAL YEAR
9 NO.	<u>2014-2015</u>
10 (01) REGULAR SALARIES	\$100,153
11 (02) PERSONAL SERVICES MATCHING	33,917
12 (03) MAINT. & GEN. OPERATION	
13 (A) OPER. EXPENSE	54,000
14 (B) CONF. & TRAVEL	4,000
15 (C) PROF. FEES	5,000
16 (D) CAP. OUTLAY	0
17 (E) DATA PROC.	0
18 (04) ASSISTIVE EQUIPMENT PURCHASE GRANTS	<u>275,000</u>
19 TOTAL AMOUNT APPROPRIATED	<u><u>\$472,070</u></u>

20
 21 SECTION 6. APPROPRIATION - PEOPLE WITH DISABILITIES PROGRAM - SPECIAL.
 22 There is hereby appropriated, to the Department of Career Education -
 23 Arkansas Rehabilitation Services, to be payable from the Governors Commission
 24 on People with Disabilities Fund, for operating expenses of the Department of
 25 Career Education - Arkansas Rehabilitation Services - People with
 26 Disabilities Program - Special for the fiscal year ending June 30, 2015, the
 27 following:

29 ITEM	FISCAL YEAR
30 NO.	<u>2014-2015</u>
31 (01) MAINT. & GEN. OPERATION	
32 (A) OPER. EXPENSE	\$45,000
33 (B) CONF. & TRAVEL	0
34 (C) PROF. FEES	0
35 (D) CAP. OUTLAY	0
36 (E) DATA PROC.	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$45,000

2
 3 SECTION 7. APPROPRIATION - TECHNOLOGY EQUIPMENT REVOLVING LOAN PROGRAM.
 4 There is hereby appropriated, to the Department of Career Education -
 5 Arkansas Rehabilitation Services, to be payable from the cash fund deposited
 6 in the State Treasury as determined by the Chief Fiscal Officer of the State,
 7 for providing loans to individuals with disabilities for essential assistive
 8 technology, adaptive equipment, and for loan administration/servicing by the
 9 Department of Career Education - Arkansas Rehabilitation Services -
 10 Technology Equipment Revolving Loan Program for the fiscal year ending June
 11 30, 2015, the following:

13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2014-2015</u>
15 (01) LOANS	<u>\$1,580,000</u>

16
 17 SECTION 8. APPROPRIATION - CASH OPERATIONS. There is hereby
 18 appropriated, to the Department of Career Education - Arkansas Rehabilitation
 19 Services, to be payable from the cash fund deposited in the State Treasury as
 20 determined by the Chief Fiscal Officer of the State, for operating expenses
 21 of the Department of Career Education - Arkansas Rehabilitation Services -
 22 Cash Operations for the fiscal year ending June 30, 2015, the following:

24 ITEM	FISCAL YEAR
25 <u>NO.</u>	<u>2014-2015</u>
26 (01) MAINT. & GEN. OPERATION	
27 (A) OPER. EXPENSE	\$741,400
28 (B) CONF. & TRAVEL	10,000
29 (C) PROF. FEES	112,000
30 (D) CAP. OUTLAY	0
31 (E) DATA PROC.	<u>0</u>
32 TOTAL AMOUNT APPROPRIATED	<u>\$863,400</u>

33
 34 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 36 COMPREHENSIVE SYSTEM OF PERSONNEL DEVELOPMENT. Section 101(a)(7) of the

1 Rehabilitation Act Amendments of 1992, commonly referred to as the
 2 Comprehensive System of Personnel Development (CSPD), requires State
 3 Vocational Rehabilitation (VR) agencies to establish qualified personnel
 4 standards for rehabilitation personnel, including VR counselors, that are
 5 consistent with any national or State-approved or recognized certification,
 6 licensing, or registration that apply to a particular profession. In order to
 7 comply with the Rehabilitation Act and its State Plan requirements, there is
 8 hereby authorized for the Department of Career Education-Arkansas
 9 Rehabilitation Services a general waiver of the Financial Management Guide,
 10 RI-19-4-522 Continuing Professional Education. This waiver allows the agency
 11 to provide college level coursework in degree programs for any eligible
 12 employees selected by the agency. This provision covers any and all formula
 13 and discretionary grants funded by the U.S.D.O.E. Rehabilitation Services
 14 Administration, now or in the future, including, but not limited to, the
 15 Vocational Rehabilitation Program, Supported Employment, Independent Living,
 16 and the Staff Development Grant. The waiver applies to federal financial
 17 participation (FFP), state general revenue share, and program income.

18 The provisions of this section shall be in effect from July 1, ~~2012~~ 2014
 19 through June 30, ~~2013~~ 2015.

20
 21 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 23 FORGIVENESS OF STUDENT LOAN PROGRAM. The Forgiveness of Student Loan Program
 24 shall be available to counselors employed by Arkansas Rehabilitation Services
 25 that have been determined eligible by rules promulgated by Arkansas
 26 Rehabilitation Services as required by Arkansas Code §25-30-206. These rules
 27 shall be submitted to the Administrative Rules and Regulations Subcommittee
 28 of the Arkansas Legislative Council and receive prior review. These rules
 29 must include the following eligibility requirements:

30 (1) Satisfactory completion of any probationary period;

31 (2) Proof of a student loan that remains unpaid, including the name and
 32 address of the creditor;

33 (3) An executed employment contract in which the counselor agrees to
 34 the following:

35 (a) work for Arkansas Rehabilitation Services for a term that equals
 36 two (2) years for each year that the program makes a payment on the

1 counselor's student loan and

2 (b) reimburse the program the full amount of any loan payments made
3 under this program in the event that the counselor resigns or is terminated
4 for cause before the term of the contract terminates.

5 The amount of payment to be made directly to the counselor's student
6 loan creditor may not exceed:

7 (1) Two thousand dollars (\$2,000) per year; or

8 (2) Ten thousand dollars (\$10,000) per employee.

9 The Arkansas Rehabilitation Services agency shall pay for the
10 Forgiveness of Student Loan Program from the Rehabilitation Program Grants -
11 Grants and Aid line item authorized for the appropriation entitled
12 Rehabilitation Services - Operations in an amount not to exceed eighty
13 thousand dollars (\$80,000) per fiscal year.

14 In addition, the Arkansas Rehabilitation Services agency shall provide a
15 formal, written notification to all counselors employed by Arkansas
16 Rehabilitation Services of the availability of the Forgiveness of Student
17 Loan Program by July 1 of each fiscal year. The agency shall include with the
18 notification, the promulgated rules which shall outline the eligibility
19 requirements for participation.

20 The agency shall submit a copy of this notification to the Arkansas
21 Legislative Council or Joint Budget Committee by July 1 of each fiscal year.
22 In addition, Arkansas Rehabilitation Services shall report bi-annually, by
23 the 15th day of the month following the end of each six month period, to the
24 Arkansas Legislative Council or Joint Budget Committee the number of
25 employees participating in the program.

26

27 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
28 authorized by this act shall be limited to the appropriation for such agency
29 and funds made available by law for the support of such appropriations; and
30 the restrictions of the State Procurement Law, the General Accounting and
31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
32 Procedures and Restrictions Act, or their successors, and other fiscal
33 control laws of this State, where applicable, and regulations promulgated by
34 the Department of Finance and Administration, as authorized by law, shall be
35 strictly complied with in disbursement of said funds.

36

1 SECTION 12. LEGISLATIVE INTENT. It is the intent of the General
2 Assembly that any funds disbursed under the authority of the appropriations
3 contained in this act shall be in compliance with the stated reasons for
4 which this act was adopted, as evidenced by the Agency Requests, Executive
5 Recommendations and Legislative Recommendations contained in the budget
6 manuals prepared by the Department of Finance and Administration, letters, or
7 summarized oral testimony in the official minutes of the Arkansas Legislative
8 Council or Joint Budget Committee which relate to its passage and adoption.
9

10 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the
11 General Assembly, that the Constitution of the State of Arkansas prohibits
12 the appropriation of funds for more than a one (1) year period; that the
13 effectiveness of this Act on July 1, 2014 is essential to the operation of
14 the agency for which the appropriations in this Act are provided, and that in
15 the event of an extension of the legislative session, the delay in the
16 effective date of this Act beyond July 1, 2014 could work irreparable harm
17 upon the proper administration and provision of essential governmental
18 programs. Therefore, an emergency is hereby declared to exist and this Act
19 being necessary for the immediate preservation of the public peace, health
20 and safety shall be in full force and effect from and after July 1, 2014.
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36