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Hall of the House of Representatives

92nd General Assembly - Regular Session, 2019

Amendment Form

DRAFT

Subtitle of House Bill No. 1061

AN ACT FOR THE OIL AND GAS COMMISSION APPROPRIATION FOR THE 2019-2020 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1061

Amend House Bill No. 1061 as originally introduced:

Page 4, line 1, immediately following the word "and" insert "reporting to".

DRAFT

The Amendment was read _____
By: Joint Budget Committee
By: Representative Jean
WFP/WFP - 02-21-2019 10:45:28
WFP047

Chief Clerk

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

A Bill

HOUSE BILL 1061

4
5 By: Joint Budget Committee
6

For An Act To Be Entitled

7
8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE OIL AND GAS COMMISSION
10 FOR THE FISCAL YEAR ENDING JUNE 30, 2020; AND FOR
11 OTHER PURPOSES.
12

Subtitle

13
14 AN ACT FOR THE OIL AND GAS COMMISSION
15 APPROPRIATION FOR THE 2019-2020 FISCAL
16 YEAR.
17

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19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the Oil
23 and Gas Commission for the 2019-2020 fiscal year, the following maximum
24 number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2019-2020
30	(1) U045U	OIL & GAS DIRECTOR	1	GRADE SE01
31	(2) D015C	STATE NETWORK ENGINEER	1	GRADE IT07
32	(3) D040C	GIS ANALYST	1	GRADE IT06
33	(4) D052C	SOFTWARE SUPPORT ANALYST	1	GRADE IT05
34	(5) D071C	COMPUTER SUPPORT ANALYST	1	GRADE IT03
35	(6) U056U	OIL & GAS DEPUTY DIRECTOR	1	GRADE GS13
36	(7) G024C	DEPARTMENT ADMINISTRATIVE LAW JUDGE	1	GRADE GS12



1	(C) PROF. FEES	25,000
2	(D) CAP. OUTLAY	0
3	(E) DATA PROC.	0
4	(05) POLLUTION CONTROL	350,000
5	(06) REFUNDS/REIMBURSEMENTS	100,000
6	(07) DATA PROCESSING SERVICES	348,217
7	(08) INTERSTATE OIL COMPACT	35,000
8	(09) GEOLOGICAL RESEARCH	110,000
9	(10) UNDERGROUND INJECTION CONTROL	100,000
10	(11) GROUNDWATER PROTECTION	12,500
11	(12) ENERGY EDUCATION	<u>30,000</u>
12	TOTAL AMOUNT APPROPRIATED	<u><u>\$4,870,638</u></u>

13

14 SECTION 4. APPROPRIATION - REFUNDS AND REIMBURSEMENTS. There is hereby
 15 appropriated, to the Oil and Gas Commission, to be payable from cash funds as
 16 defined by Arkansas Code 19-4-801 of the Oil and Gas Commission, for refunds
 17 and reimbursements of the Oil and Gas Commission - Refunds and Reimbursements
 18 for the fiscal year ending June 30, 2020, the following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2019-2020</u>
22	(01) REFUNDS/REIMBURSEMENTS	<u><u>\$200,000</u></u>

23

24 SECTION 5. APPROPRIATION - WELL PLUGGING PROGRAM. There is hereby
 25 appropriated, to the Oil and Gas Commission, to be payable from the Abandoned
 26 and Orphaned Well Plugging Fund, for well plugging program expenses of the
 27 Oil and Gas Commission - Well Plugging Program for the fiscal year ending
 28 June 30, 2020, the following:

29

30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2019-2020</u>
32	(01) WELL PLUGGING EXPENSES	<u><u>\$2,500,000</u></u>

33

34 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
 36 TRANSFER. The Oil and Gas Commission, after receiving review from the Chief

① Fiscal Officer of the State and the Arkansas Legislative Council or Joint
2 Budget Committee, may request the Chief Fiscal Officer to transfer up to
3 \$2,000,000 per year on his or her books and the books of the State Treasurer
4 and the Auditor of the State from the Oil and Gas Commission Fund to the
5 Abandoned and Orphaned Well Plugging Fund.

6 The provisions of this section shall be in effect only from July 1, ~~2018~~
7 2019 through June 30, ~~2019~~ 2020.

8
9 SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
10 authorized by this act shall be limited to the appropriation for such agency
11 and funds made available by law for the support of such appropriations; and
12 the restrictions of the State Procurement Law, the General Accounting and
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
14 Procedures and Restrictions Act, or their successors, and other fiscal
15 control laws of this State, where applicable, and regulations promulgated by
16 the Department of Finance and Administration, as authorized by law, shall be
17 strictly complied with in disbursement of said funds.

18
19 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
20 Assembly that any funds disbursed under the authority of the appropriations
21 contained in this act shall be in compliance with the stated reasons for
22 which this act was adopted, as evidenced by the Agency Requests, Executive
23 Recommendations and Legislative Recommendations contained in the budget
24 manuals prepared by the Department of Finance and Administration, letters, or
25 summarized oral testimony in the official minutes of the Arkansas Legislative
26 Council or Joint Budget Committee which relate to its passage and adoption.

27
28 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
29 Assembly, that the Constitution of the State of Arkansas prohibits the
30 appropriation of funds for more than a one (1) year period; that the
31 effectiveness of this Act on July 1, 2019 is essential to the operation of
32 the agency for which the appropriations in this Act are provided, and that in
33 the event of an extension of the legislative session, the delay in the
34 effective date of this Act beyond July 1, 2019 could work irreparable harm
35 upon the proper administration and provision of essential governmental
36 programs. Therefore, an emergency is hereby declared to exist and this Act

ARKANSAS SENATE
92nd General Assembly - Regular Session, 2019
Amendment Form

DRAFT

Subtitle of House Bill No. 1053

AN ACT FOR THE STATE BOARD OF COLLECTION AGENCIES APPROPRIATION FOR THE 2019-2020
FISCAL YEAR.

Amendment No. ___ to House Bill No. 1053

Amend House Bill No. 1053 as originally introduced:

Page 2, delete line 25 in its entirety and substitute the following:

"(05) UAMS	600,000
(06) TWO AND FOUR YEAR INSTITUTIONS OF HIGHER EDUCATION - NURSING PROGRAMS	<u>700,000"</u>

AND

Page 2, insert an additional SECTION immediately following SECTION 3 to read as follows:

" SECTION 4. SPECIAL LANGUAGE. CODE AMENDMENT. Arkansas Code § 17-24-305 is amended to read as follows:

17-24-305. Fees – Disposition.

(a) The State Board of Collection Agencies may charge an annual license fee not to exceed one hundred twenty-five dollars (\$125) for licensing each collection agency and an annual fee of twenty dollars (\$20.00) effective September 1, 2013, for registering each employee of the licensed collection agency who as an employee solicits, collects, or attempts to collect any delinquent account or accounts by telephone, mail, personal contact, or otherwise.

(b)(1) All income from fees imposed under this section shall be distributed in the form of one (1) annual payment that is a percentage of the total funds available up to the maximum authorized under this subsection.

(2) However, if less than one hundred percent (100%) of the total allocation is available for distribution, all allocations listed in

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MAH061 - 02-25-2019 11:09:01

Page 1 of 3

7

~~subdivisions (b)(3)(A)-(F)~~ subdivisions (b)(3) and (4) of this section shall be funded at a prorated percentage consistent with the available funds, not to exceed the maximum amounts listed in ~~subdivisions (b)(3)(A)-(F)~~ subdivisions (b)(3) and (4) of this section.

(3) Beginning July 1, 2013, and each fiscal year thereafter, the board shall remit to:

~~(A) The Treasurer of State for the Division of Medical Services of the Department of Human Services, an amount not to exceed one hundred fifteen thousand dollars (\$115,000) for deposit into a paying account as determined by the Chief Fiscal Officer of the State to be used in accordance with § 20-10-705;~~

~~(B) The the University of Arkansas for Medical Sciences, an amount not to exceed six hundred thousand dollars (\$600,000) for deposit into a financial institution in accordance with the policies of the University of Arkansas for Medical Sciences to be expended for the College of Pharmacy of the University of Arkansas for Medical Sciences and the College of Nursing of the University of Arkansas for Medical Sciences in accordance with § 6-64-417;~~

~~(C) Arkansas State University Mountain Home, an amount not to exceed two hundred fifty thousand dollars (\$250,000) for deposit into the Arkansas State University Mountain Home Fund to be expended exclusively for the Arkansas State University Mountain Home Practical Nursing Program;~~

~~(D) The University of Central Arkansas, an amount not to exceed one hundred thousand dollars (\$100,000) for deposit into the University of Central Arkansas Fund to be expended exclusively for the University of Central Arkansas School of Nursing;~~

~~(E) Southern Arkansas University, an amount not to exceed one hundred thousand dollars (\$100,000) for deposit into the Southern Arkansas University Fund to be expended exclusively for personal services and operating expenses of the Southern Arkansas University system; and~~

~~(F) Henderson State University, an amount not to exceed one hundred thousand dollars (\$100,000) for deposit into the Henderson State University Fund.~~

(4) Funds remaining after the distributions listed in ~~subdivisions (b)(3)(A)-(F)~~ subdivision (b)(3) of this section shall be deposited into the State Board of Collection Agencies account in a bank

authorized to do business in this state disbursed equally among all nursing programs as determined by the Department of Higher Education at two-year and four-year institutions of higher education in the state."

AND

Appropriately renumber the subsequent SECTION numbers of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Hester

MAH/MAH - 02-25-2019 11:09:01

MAH061

Secretary

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

A Bill

HOUSE BILL 1053

4
5 By: Joint Budget Committee
6

For An Act To Be Entitled

7
8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE STATE BOARD OF
10 COLLECTION AGENCIES FOR THE FISCAL YEAR ENDING JUNE
11 30, 2020; AND FOR OTHER PURPOSES.
12
13

Subtitle

14
15 AN ACT FOR THE STATE BOARD OF COLLECTION
16 AGENCIES APPROPRIATION FOR THE 2019-2020
17 FISCAL YEAR.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the State Board of Collection Agencies for the 2019-2020 fiscal year, the
24 following maximum number of regular employees.
25

			Maximum	Maximum Annual
			No. of	Salary Rate
Item	Class		Employees	Fiscal Year
No.	Code	Title		2019-2020
30	(1) X001N	BD OF COLLECTION EXEC DIR	1	GRADE GS12
31	(2) X130C	BD OF COLLECTION FIELD INVESTIGATOR	1	GRADE GS05
32	(3) C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
33	(4) C056C	ADMINISTRATIVE SPECIALIST III	1	GRADE GS04
34		MAX. NO. OF EMPLOYEES	4	

35
36 SECTION 2. EXTRA HELP. There is hereby authorized, for the State Board



1 of Collection Agencies for the 2019-2020 fiscal year, the following maximum
2 number of part-time or temporary employees, to be known as "Extra Help",
3 payable from funds appropriated herein for such purposes: one (1) temporary
4 or part-time employees, when needed, at rates of pay not to exceed those
5 provided in the Uniform Classification and Compensation Act, or its
6 successor, or this act for the appropriate classification.

7
8 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
9 to the State Board of Collection Agencies, to be payable from cash funds as
10 defined by Arkansas Code 19-4-801 of the State Board of Collection Agencies,
11 for personal services and operating expenses of the State Board of Collection
12 Agencies for the fiscal year ending June 30, 2020, the following:

14 ITEM	FISCAL YEAR
15 NO.	2019-2020
16 (01) REGULAR SALARIES	\$196,784
17 (02) EXTRA HELP	5,000
18 (03) PERSONAL SERVICES MATCHING	65,692
19 (04) MAINT. & GEN. OPERATION	
20 (A) OPER. EXPENSE	91,700
21 (B) CONF. & TRAVEL	4,500
22 (C) PROF. FEES	16,000
23 (D) CAP. OUTLAY	0
24 (E) DATA PROC.	0
25 (05) DHS/UAMS/UCA/SAU SYSTEM GRANTS	<u>1,300,000</u>
26 TOTAL AMOUNT APPROPRIATED	<u>\$1,679,676</u>

LINE
ITEM →
CHANGED

SPECIAL →
LANGUAGE
SECTION
ADDED
HERE

27
28 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
29 authorized by this act shall be limited to the appropriation for such agency
30 and funds made available by law for the support of such appropriations; and
31 the restrictions of the State Procurement Law, the General Accounting and
32 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
33 Procedures and Restrictions Act, or their successors, and other fiscal
34 control laws of this State, where applicable, and regulations promulgated by
35 the Department of Finance and Administration, as authorized by law, shall be
36 strictly complied with in disbursement of said funds.

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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. 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.

12

ARKANSAS SENATE
92nd General Assembly - Regular Session, 2019
Amendment Form

DRAFT

Subtitle of Senate Bill No. 101

AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF DEVELOPMENTAL
DISABILITIES SERVICES APPROPRIATION FOR THE 2019-2020 FISCAL YEAR.

Amendment No. ___ to Senate Bill No. 101

Amend Senate Bill No. 101 as originally introduced:

On page 9, delete line 11 in its entirety and replace with the following
"(DDS) or licensed or certified by a Provider-Led Arkansas"

AND

on page 9, line 13, delete "or a Provider-Led"

AND

on page 9, line 14, delete "Arkansas Shared Savings Entity"

AND

on page 9, line 22, delete "Program or under" and insert "Program, or
underincluding"

AND

on page 9, line 24, delete "model" and insert "model,".

DRAFT

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Irvin

LCW/LCW - 02-22-2019 09:37:26

LCW052

Secretary

13

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

A Bill

SENATE BILL 101

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 DEVELOPMENTAL DISABILITIES
11 SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2020;
12 AND FOR OTHER PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF DEVELOPMENTAL
17 DISABILITIES SERVICES APPROPRIATION FOR
18 THE 2019-2020 FISCAL YEAR.
19
20
21

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

24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
25 for the Department of Human Services - Division of Developmental Disabilities
26 Services for the 2019-2020 fiscal year, the following maximum number of
27 regular employees.
28

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2019-2020
33	(1)	N020N DHS DDS COMMISSIONER	1	GRADE SE01
34	(2)	L008N PHYSICIAN SPECIALIST	6	GRADE MP07
35	(3)	L011N DENTIST	2	GRADE MP06
36	(4)	L017N DHS ALEXANDER CHIEF PSYCHOLOGIST	1	GRADE MP05



1 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

3 DEVELOPMENTAL DISABILITIES - GRANTS TO COMMUNITY BASED PROVIDERS. Funds
4 allocated ~~under the appropriation~~ for community-based services, ~~for under the~~
5 appropriation for (i) Grants to Community Providers, in the Developmental
6 Disabilities Services — Grants-in-Aid appropriation in this act, (ii) the
7 Grants/Patient Services Line in the Operations appropriation in this act, and
8 (iii) the Inter-Divisional Programs appropriation in this act, shall be used
9 only to provide services through private community based services licensed or
10 certified by the Arkansas Division of Developmental Disabilities Services
11 (DDS) or a private community provider licensed by a Provider-Led Arkansas
12 Shared Savings Entity (PASSE). Non-profit community-based programs licensed
13 by the Division of Developmental Disabilities Services or a Provider-Led
14 Arkansas Shared Savings Entity are quasi-governmental instrumentalities of
15 the state which provide supports and services to individuals who have a
16 developmental disability or delay, who would otherwise require supports and
17 services through state-operated programs and facilities owned by the State of
18 Arkansas. When ~~DDS~~ licensed providers are involved in delivering services
19 which are Medicaid reimbursable, they must enroll as a provider with the
20 Arkansas Medicaid Program and must bill the Arkansas Medicaid Program for all
21 covered services for eligible individuals.

22 Services which are covered by the Arkansas State Medicaid Program or under
23 the ~~Alternative Community Services Waiver Program (ACS)~~ Provider-Led Arkansas
24 Shared Savings Entity (PASSE) model will be utilized to the maximum extent
25 possible for any individual who is eligible for Medicaid coverage. It is the
26 intent of this section that DDS, as a general policy, maximize the use of
27 Medicaid funding available for appropriate services.

28 Licensed private community providers ~~The State shall require each provider~~
29 ~~funded from this~~ these Appropriations for community based services, shall:
30 ~~including funding from the Grants/Patient Services Line, in the Developmental~~
31 ~~Disabilities Services — Operations appropriation, or from the Grants to~~
32 ~~Community Providers Line, in the Developmental Disabilities Services —~~
33 ~~Grants-in-Aid appropriation,~~
34 1. to sScreen each individual to whom services are provided for a
35 determination of eligibility or ineligibility for Medicaid coverage within
36 thirty days of the first date that services are provided.

1 2. Meet minimum standards of performance in the delivery of services to
 2 people with disabilities as defined by the Department of Human Services -
 3 Division of Developmental Disabilities Services.

4 3. Supply statistical and financial data to the Department of Human Services
 5 - Division of Developmental Disabilities Services.

6 4. Establish and maintain a sound financial management system in accordance
 7 with guidelines as set forth by the Department of Human Services.

8 5. Establish and maintain community support programs designed to provide
 9 coordinated care and treatment to ensure ongoing involvement and
 10 individualized services for persons with disabilities.

11 It is the intent of this section to insure that wherever possible and
 12 appropriate, Medicaid funds are utilized ~~for covered or waived services to~~
 13 ~~individuals who are eligible for coverage under the Arkansas Medicaid Program~~
 14 ~~or the AGS Waiver.~~

15 Nothing in this Act shall prevent the Division or any provider from
 16 extending emergency services when appropriate measures have been taken in a
 17 timely manner to secure Medicaid eligibility.

18 The provisions of this section shall be in effect only from July 1, 2018
 19 2019 through June 30, ~~2019~~ 2020.

20
 21 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 23 DEVELOPMENTAL DISABILITIES - VOCATIONAL TRAINEES. The Division of
 24 Developmental Disabilities Services of the Department of Human Services is
 25 hereby authorized to provide employment opportunities for people with
 26 developmental disabilities residing at the Human Development Centers who work
 27 at less than a competitive employment level.

28 The provisions of this section shall be in effect only from July 1, 2018
 29 2019 through June 30, ~~2019~~ 2020.

30
 31 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 33 DEVELOPMENTAL DISABILITIES - TIMBER SALES PROCEEDS - CAPITAL IMPROVEMENTS AND
 34 EQUIPMENT. The Division of Developmental Disabilities Services is authorized
 35 to use the administrative operating accounts for capital improvements to
 36 physical plants and for the purchase of capital equipment. The funds shall be