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# ARKANSAS SENATE

92nd General Assembly - Regular Session, 2019

Amendment Form

DRAFT

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Subtitle of Senate Bill No. 122

AN ACT FOR THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES APPROPRIATION FOR THE  
2019-2020 FISCAL YEAR.

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Amendment No. \_\_\_ to Senate Bill No. 122

Amend Senate Bill No. 122 as originally introduced:

Page 31, delete SECTION 47 in its entirety and substitute the following:

" SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OLMSTEAD FEE AND ADMINISTRATIVE FEE PAYMENT RESTRICTIONS AND REPORTING REQUIREMENT. (i) Funds appropriated by this Act, fund balances or any funding sources of the University of Arkansas for Medical Sciences shall not be utilized to pay, reimburse, pay administrative charges or pay any fees to another State agency for the State's Olmstead plan or for the administration of the Medicaid Disproportionate Share (DSH) program.

(ii) The Department of Human Services may charge the University of Arkansas for Medical Sciences an administrative fee percentage for processing other Medicaid supplemental payments that is no more than 3.75%.

(iii) The Department of Human Services shall submit a report by May 31 of each year for certification by the Chief Fiscal Officer of the State and prior review by the Arkansas Legislative Council or Joint Budget Committee to ensure the Department of Human Services follows the requirements of this Section, which shall include the administrative charges or fees which the Department of Human Services has charged to all participating entities, including the University of Arkansas for Medical Sciences, for Medicaid supplemental payments for the last completed fiscal year, including the amounts and administrative fee percentage. The report shall also include the projected administrative charges or fees which the Department of Human Services will charge to all participating entities for Medicaid supplemental payments for the next fiscal year, including the University of Arkansas for Medical Sciences, including the amounts and administrative fee percentage.

The provisions of this section shall be in effect from July 1, 2019 through June 30, 2020."

**DRAFT**

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

By: Joint Budget Committee

By: Senators Teague, Bond

HAR/HAR - 03-06-2019 15:36:16

HAR051

\_\_\_\_\_  
Secretary

15

Stricken language will be deleted and underlined language will be added.

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

As Engrossed: S2/18/19  
**A Bill**

SENATE BILL 122

4  
5 By: Joint Budget Committee

6  
7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE UNIVERSITY OF ARKANSAS  
10 FOR MEDICAL SCIENCES FOR THE FISCAL YEAR ENDING JUNE  
11 30, 2020; AND FOR OTHER PURPOSES.

12  
13  
14 **Subtitle**

15 AN ACT FOR THE UNIVERSITY OF ARKANSAS FOR  
16 MEDICAL SCIENCES APPROPRIATION FOR THE  
17 2019-2020 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 University of Arkansas for Medical Sciences for the 2019-2020 fiscal  
24 year, the following maximum number of regular employees.

25			26	Maximum Annual
27			Maximum	Salary Rate
28	Item		No. of	Fiscal Year
29	No.	Title	Employees	2019-2020
30		<u>TWELVE MONTH EDUCATIONAL AND GENERAL</u>		
31		<u>ADMINISTRATIVE POSITIONS</u>		
32	(1)	Chancellor	1	\$387,095
33	(2)	Medical Center CEO	1	\$549,005
34	(3)	Provost	1	\$373,665
35	(4)	Vice Chancellor	11	\$315,793
36	(5)	Associate Vice Chancellor	11	\$308,955



1 screening and assessment protocols as well as evidence-based training of  
 2 mental health professionals are to be considered critical components of the  
 3 overall goals. For the provision of assessment and therapeutic services,  
 4 these funds are to be provided to the Child Safety Centers through contracts  
 5 from the University of Arkansas for Medical Sciences. The contracts will  
 6 stipulate the terms of the agreement and reporting requirements; an amount  
 7 not to exceed fifty thousand dollars (\$50,000) may be utilized for  
 8 administrative costs as may be necessary to administer the program or if  
 9 determined not to be needed for administrative costs may be placed in reserve  
 10 for future needs of the program. The remaining two hundred thousand dollars  
 11 (\$200,000) shall be allocated and made available to the Department of  
 12 Pediatrics for expenses for medical examinations, consultation, education and  
 13 training as stipulated in the terms of agreement between the Chancellor of  
 14 the University of Arkansas for Medical Sciences and the Department of  
 15 Pediatrics.

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

INSERT  
 NEW  
 SECTION  
 HERE →

18  
 19 SECTION 47. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHS AND  
 21 UAMS MEMORANDUM OF UNDERSTANDING. The University of Arkansas for Medical  
 22 Sciences (UAMS) and the Department of Human Services shall enter into a  
 23 Memorandum of Understanding (MOU) to determine any reimbursement,  
 24 administrative charges or fees for the State Olmstead plan or for processing  
 25 or administration of State match funds charges as reimbursement funding for  
 26 federal financial participation under the Medicaid's Disproportionate Share  
 27 (DSH) reimbursement program or any other arrangements or agreements that  
 28 could benefit UAMS for Fiscal Year 2019 and forward upon prior review of the  
 29 Legislative Council or, if the General Assembly is in session, the Joint  
 30 Budget Committee.

31 The provisions of this section shall be in effect only from July 1, 2018  
 32 2019 through June 30, 2019 2020.

33  
 34 SECTION 48. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 35 authorized by this act shall be limited to the appropriation for such agency  
 36 and funds made available by law for the support of such appropriations; and

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

**DRAFT**

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**Subtitle of Senate Bill No. 117**

AN ACT FOR THE STATE INSURANCE DEPARTMENT APPROPRIATION FOR THE 2019-2020 FISCAL  
YEAR.

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**Amendment No. \_\_\_ to Senate Bill No. 117**

Amend Senate Bill No. 117 as engrossed, S3/6/19 (version: 03/06/2019 03:40:59 PM)

Page 18, insert the following SECTIONS immediately following SECTION 28 to read as follows:

" SECTION 29. SPECIAL LANGUAGE. CODE AMENDMENT. Arkansas Code Title 23, Chapter 61, Subchapter 8, is amended to add an additional section to read as follows:

23-61-809. Restrictions on State Insurance Department.

The State Insurance Department shall not:

(1) Apply for or accept any funds, including without limitation federal funds, for the purpose of advertisement, promotion, or other activities designed to promote or encourage enrollment in the Arkansas Health Insurance Marketplace or the Arkansas Works Program;

(2) Utilize more than one (1) navigator entity to fulfill the program standards required under 45 CFR § 155.210;

(3) Utilize a guide, certified application counselor, or certified licensed producer under the Arkansas Health Insurance Marketplace Navigator, Guide, and Certified Application Counselors Act, § 23-64-601 et seq.; or

(4) Contract with another state agency or political subdivision to perform any prohibited practice under this section, § 23-64-610(a), or any other law relating to the Arkansas Health Insurance Marketplace or the Arkansas Works Program.

**DRAFT**

MAH064 - 03-11-2019 11:56:43

Page 1 of 3

18

SECTION 30. SPECIAL LANGUAGE. CODE AMENDMENT. Arkansas Code § 23-64-602, concerning definitions within the Arkansas Health Insurance Marketplace Navigator, Guide, and Certified Application Counselors Act, is amended to add an additional subdivision to read as follows:

(18)(A) "Gift" means a gift item, gift card, cash card, cash, or promotional item that markets or promotes the products or services of a third party.

(B) "Gift" does not include the reimbursement of legitimate expenses incurred by a consumer in an effort to receive application assistance, such as travel or postage expenses.

SECTION 31. SPECIAL LANGUAGE. CODE AMENDMENT. Arkansas Code § 23-64-610(a), concerning prohibited activities of a licensee under the Arkansas Health Insurance Marketplace Navigator, Guide, and Certified Application Counselors Act, is amended to read as follows:

(a) Except for a certified licensed producer, a licensee shall not:

(1) Receive compensation directly or indirectly from any health insurer;

(2) Engage in an activity that requires licensing as a residential insurance producer under the Producer Licensing Model Act, § 23-64-501 et seq.; ~~or~~

(3) Recommend a particular plan or advise consumers about which plan to choose;

(4) Charge any applicant or enrollee, or request or receive any form of remuneration from or on behalf of an applicant or enrollee, for application or other assistance related to licensee duties;

(5) Provide to an applicant or potential enrollee a gift of any value as an inducement to enroll in the Arkansas Works Program, the Arkansas Health Insurance Marketplace, or any other health benefit plan;

(6) Use Arkansas Health Insurance Marketplace funds to purchase a gift with the intent to give the gift to an applicant or potential enrollee;

(7) Solicit any consumer for application or enrollment assistance by going door-to-door or through other means of direct contact, including calling a consumer to provide application or enrollment assistance without the consumer initiating the contact, unless the licensee has a pre-

existing relationship with the consumer and complies with other applicable state and federal laws; or

(8) Initiate a telephone call to a consumer using an automatic telephone dialing system or an artificial or prerecorded voice technology, except in cases in which the licensee has a relationship with the consumer and complies with other applicable state and federal laws."

AND

Appropriately renumber subsequent SECTION numbers of the bill.

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

By: Senator B. Ballinger

By: Representative Dotson

MAH/MAH - 03-11-2019 11:56:43

MAH064

\_\_\_\_\_  
Secretary

Stricken language will be deleted and underlined language will be added.

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

As Engrossed: S2/11/19 S3/6/19

# A Bill

SENATE BILL 117

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 STATE INSURANCE  
10 DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2020;  
11 AND FOR OTHER PURPOSES.  
12

## Subtitle

13 AN ACT FOR THE STATE INSURANCE DEPARTMENT  
14 APPROPRIATION FOR THE 2019-2020 FISCAL  
15 YEAR.  
16  
17  
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 Insurance Department for the 2019-2020 fiscal year, the  
24 following maximum number of regular employees.  
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2019-2020
30	(1) U047U	STATE INSURANCE COMMISSIONER	1	GRADE SE03
31	(2) U042U	INSURANCE CHIEF DEPUTY COMMISSIONER	1	GRADE SE02
32	(3) N025N	INSURANCE DEP. COMM. INFO SYSTEMS	1	GRADE SE01
33	(4) D028N	REGULATORY HEALTH LINK TECH OFFICER	1	GRADE IT10
34	(5) D007C	INFORMATION SYSTEMS MANAGER	2	GRADE IT08
35	(6) D010N	INSURANCE CHIEF TECHNOLOGY OFFICER	1	GRADE IT08
36	(7) D034C	DATABASE ADMINISTRATOR	1	GRADE IT07





1 fiscal year.

2 The provisions of this section shall expire on June 30, 2019 2020.

INSERT  
NEW  
SECTIONS  
HERE →

3  
4 SECTION 29. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
5 authorized by this act shall be limited to the appropriation for such agency  
6 and funds made available by law for the support of such appropriations; and  
7 the restrictions of the State Procurement Law, the General Accounting and  
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
9 Procedures and Restrictions Act, or their successors, and other fiscal  
10 control laws of this State, where applicable, and regulations promulgated by  
11 the Department of Finance and Administration, as authorized by law, shall be  
12 strictly complied with in disbursement of said funds.

13  
14 SECTION 30. LEGISLATIVE INTENT. It is the intent of the General  
15 Assembly that any funds disbursed under the authority of the appropriations  
16 contained in this act shall be in compliance with the stated reasons for  
17 which this act was adopted, as evidenced by the Agency Requests, Executive  
18 Recommendations and Legislative Recommendations contained in the budget  
19 manuals prepared by the Department of Finance and Administration, letters, or  
20 summarized oral testimony in the official minutes of the Arkansas Legislative  
21 Council or Joint Budget Committee which relate to its passage and adoption.

22  
23 SECTION 31. EMERGENCY CLAUSE. It is found and determined by the  
24 General Assembly, that the Constitution of the State of Arkansas prohibits  
25 the appropriation of funds for more than a one (1) year period; that the  
26 effectiveness of this Act on July 1, 2019 is essential to the operation of  
27 the agency for which the appropriations in this Act are provided; with the  
28 exception that Sections 25 and 26 in this Act shall be in full force and  
29 effect from and after the date of its passage and approval, and that in the  
30 event of an extension of the Regular Session, the delay in the effective date  
31 of this Act beyond July 1, 2019, with the exception that Section 25 and  
32 Section 26 in this Act shall be in full force and effect from and after the  
33 date of its passage and approval, could work irreparable harm upon the proper  
34 administration and provision of essential governmental programs. Therefore,  
35 an emergency is hereby declared to exist and this Act being necessary for the  
36 immediate preservation of the public peace, health and safety shall be in

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

**DRAFT**

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**Subtitle of Senate Bill No. 136**

AN ACT FOR THE DEPARTMENT OF EDUCATION-PUBLIC SCHOOL FUND - GRANTS AND AID TO  
LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS APPROPRIATION FOR THE 2019-2020 FISCAL  
YEAR.

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**Amendment No. \_\_\_ to Senate Bill No. 136**

Amend Senate Bill No. 136 as engrossed, S2/25/19 (version: 02/25/2019 3:06:18 PM)

Page 3, line 16, delete "13,020,000" and substitute "17,020,000"

AND

Page 3, line 30, delete "\$2,944,287,396" and substitute "\$2,948,287,396"

AND

Page 19, immediately following SECTION 31, insert a new SECTION to read as follows:

" SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL EDUCATION CATASTROPHIC FUNDING REQUIREMENT. The Department of Education shall budget, allocate, and spend at least seventeen million, twenty thousand dollars (\$17,020,000) for the Special Education Catastrophic Funding line item in the Public School Fund Appropriation for eligible school reimbursements.

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

AND

Appropriately renumber subsequent SECTION numbers of the bill.

**DRAFT**

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_  
By: Joint Budget Committee  
By: Senator Bond  
KMW/KMW - 02-28-2019 12:46:53  
KMW054

\_\_\_\_\_  
Secretary

23

Stricken language will be deleted and underlined language will be added.

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

As Engrossed: S2/25/19  
**A Bill**

SENATE BILL 136

5 By: Joint Budget Committee  
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR GRANTS AND AID TO  
9 LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE  
10 DEPARTMENT OF EDUCATION-PUBLIC SCHOOL FUND FOR THE  
11 FISCAL YEAR ENDING JUNE 30, 2020; AND FOR OTHER  
12 PURPOSES.  
13

14 **Subtitle**

15 AN ACT FOR THE DEPARTMENT OF EDUCATION-  
16 PUBLIC SCHOOL FUND - GRANTS AND AID TO  
17 LOCAL SCHOOL DISTRICTS AND SPECIAL  
18 PROGRAMS APPROPRIATION FOR THE 2019-2020  
19 FISCAL YEAR.  
20  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. APPROPRIATION - GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND  
26 SPECIAL PROGRAMS. There is hereby appropriated, to the Department of  
27 Education, to be payable from the Department of Education Public School Fund  
28 Account, for grants and aid to local school districts and special programs of  
29 the Department of Education for the fiscal year ending June 30, 2020, the  
30 following:  
31

32 ITEM	FISCAL YEAR
33 <u>NO.</u>	<u>2019-2020</u>
34 (01) 98% URT ACTUAL COLLECTION ADJUSTMENT	34,500,000
35 (02) ADDITIONAL PUBLIC SCHOOL EMPLOYEE	
36 HEALTH INSURANCE	15,000,000



1	(37)	OE CHARTER FAC FUNDING AID PRG	7,575,000	
2	(38)	POSITIVE YOUTH DEVELOPMENT GRANTS	5,000,000	
3	(39)	PROFESSIONAL DEVELOPMENT FUNDING	29,127,136	
4	(40)	PUBLIC SCHOOL EMPLOYEE INSURANCE	57,373,600	
5	(41)	R.I.S.E. ARKANSAS	970,000	
6	(42)	RESIDENTIAL CENTERS/JUVENILE DETENTION	16,345,087	
7	(43)	SCHOOL FACILITY JOINT USE SUPPORT	500,000	
8	(44)	SCHOOL FOOD SERVICES	1,650,000	
9	(45)	SCHOOL FOOD-LEGISLATIVE AUDIT	75,000	
10	(46)	SCHOOL FUNDING CONTINGENCY	25,000,000	
11	(47)	SCHOOL RECOGNITION	7,000,000	
12	(48)	SCHOOL WORKER DEFENSE	390,000	
13	(49)	SERIOUS OFFENDER	1,716,859	
14	(50)	SMART START/SMART STEP	10,666,303	
15	(51)	SPECIAL EDUCATION SERVICES	2,802,527	
16	(52)	SPECIAL EDUCATION-CATASTROPHIC	<del>13,020,000</del>	17,020,000
17	(53)	SPECIAL NEEDS ISOLATED FUNDING	3,000,000	
18	(54)	STATE FOUNDATION FUNDING	2,077,683,588	
19	(55)	STUDENT GROWTH	37,690,144	
20	(56)	SUPPLEMENTAL MILLAGE	10,000,000	
21	(57)	SURPLUS COMMODITIES	1,125,065	
22	(58)	TEACHER LICENSING/MENTORING	6,065,758	
23	(59)	TEACHER OF THE YEAR	100,000	
24	(60)	TEACHER RECRUITMENT	2,100,000	
25	(61)	TEACHER RETIREMENT MATCHING	11,198,604	
26	(62)	TECHNOLOGY GRANTS	3,602,678	
27	(63)	TECHNOLOGY IMPROVEMENTS	500,000	
28	(64)	WORKER'S COMPENSATION	450,000	
29	(65)	YOUTH SHELTERS	<u>165,000</u>	
30		TOTAL AMOUNT APPROPRIATED	<del>\$2,944,287,396</del>	<u>\$2,948,287,396</u>

31

32 SECTION 2. REGULAR SALARIES - ARKANSAS PUBLIC SCHOOL COMPUTER NETWORK.

33 There is hereby established for the Department of Education-Public School  
 34 Fund - Arkansas Public School Computer Network for the 2019-2020 fiscal year,  
 35 the following maximum number of regular employees.

36

25

1 purpose of meeting the requirements on limitation of fund balances pursuant  
2 to A.C.A. 6-20-2210. The Arkansas Department of Education shall promulgate  
3 rules to administer this section.

4 The provisions of this section shall be in effect only from July 1,  
5 2019 through June 30, 2020.

INSERT  
NEW SECTION  
HERE →

6  
7 SECTION 32. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
8 authorized by this act shall be limited to the appropriation for such agency  
9 and funds made available by law for the support of such appropriations; and  
10 the restrictions of the State Procurement Law, the General Accounting and  
11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
12 Procedures and Restrictions Act, or their successors, and other fiscal  
13 control laws of this State, where applicable, and regulations promulgated by  
14 the Department of Finance and Administration, as authorized by law, shall be  
15 strictly complied with in disbursement of said funds.  
16

17 SECTION 33. LEGISLATIVE INTENT. It is the intent of the General  
18 Assembly that any funds disbursed under the authority of the appropriations  
19 contained in this act shall be in compliance with the stated reasons for  
20 which this act was adopted, as evidenced by the Agency Requests, Executive  
21 Recommendations and Legislative Recommendations contained in the budget  
22 manuals prepared by the Department of Finance and Administration, letters, or  
23 summarized oral testimony in the official minutes of the Arkansas Legislative  
24 Council or Joint Budget Committee which relate to its passage and adoption.  
25

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