

**Stricken language will be deleted and underlined language will be added.
Act 239 of the Fiscal Session**

1 State of Arkansas
2 87th General Assembly
3 Fiscal Session, 2010
4

As Engrossed: H2/23/10
A Bill

HOUSE BILL 1032

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 DEPARTMENT OF HEALTH FOR THE FISCAL YEAR ENDING
12 JUNE 30, 2011; AND FOR OTHER PURPOSES.
13

Subtitle

16 AN ACT FOR THE DEPARTMENT OF HEALTH
17 APPROPRIATION FOR THE 2010-2011 FISCAL
18 YEAR.
19
20

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

23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
24 the Department of Health - Operations for the 2010-2011 fiscal year, the
25 following maximum number of regular employees whose salaries shall be
26 governed by the provisions of the Uniform Classification and Compensation Act
27 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
28 thereto. Provided, however, that any position to which a specific maximum
29 annual salary is set out herein in dollars, shall be exempt from the
30 provisions of said Uniform Classification and Compensation Act. All persons
31 occupying positions authorized herein are hereby governed by the provisions
32 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
33 101), or its successor.
34

	Maximum Annual
Maximum	Salary Rate

1	Item	Class		No. of	Fiscal Year
2	No.	Code	Title	Employees	2010-2011
3	(1)	U026U	ADH DIRECTOR	1	\$204,767
4	(2)	U106U	ADH DEP DIR/CHIEF OPER OFFICER	1	\$120,554
5	(3)	L003N	CHIEF PHYSICIAN SPECIALIST	5	GRADE N921
6	(4)	L002N	DEPUTY STATE HEALTH OFFICER	1	GRADE N921
7	(5)	L008N	PHYSICIAN SPECIALIST	5	GRADE N917
8	(6)	L011N	DENTIST	2	GRADE N916
9	(7)	L014N	DIRECTOR OF PHARMACY	1	GRADE N914
10	(8)	N007N	ADH DEPUTY DIRECTOR ADMIN	1	GRADE N912
11	(9)	B001N	ADH SENIOR SCIENTIST	3	GRADE N912
12	(10)	L016N	REGISTERED PHARMACIST	7	GRADE N911
13	(11)	N017N	ADH CHIEF INFORMATION OFFICER	1	GRADE N910
14	(12)	N064N	ADH CENTER DIR-LOCAL PUBLIC HEALTH	1	GRADE N908
15	(13)	N065N	ADH CENTER DIR-HEALTH PROTECTION	1	GRADE N908
16	(14)	N063N	ADH EPIDEMOLOGY OFFICER	2	GRADE N908
17	(15)	B005N	VETERINARIAN	1	GRADE N907
18	(16)	N097N	ADH CHIEF FINANCIAL OFFICER	1	GRADE N906
19	(17)	G009N	ADH CHIEF LEGAL COUNSEL	1	GRADE N906
20	(18)	R001N	ADH CHIEF HUMAN RESOURCES OFFICER	1	GRADE N905
21	(19)	N104N	ADH DIRECTOR STATISTICS & VITAL REC	1	GRADE N905
22	(20)	B011N	ADH DIR ENGINEERING	1	GRADE N904
23	(21)	N118N	ADH DIR IN-HOME SERVICES	1	GRADE N904
24	(22)	L018N	NURSE PRACTITIONER	40	GRADE N904
25	(23)	L019N	ADH CHIEF EPIDEMOLOGIST	1	GRADE N903
26	(24)	P002N	ADH DIRECTOR OF COMMUNICATIONS	1	GRADE N903
27	(25)	N148N	ADH GOVERNMENTAL AFFAIRS POLICY DIR	1	GRADE N902
28	(26)	N139N	MINORITY HLTH & HLTH DISPARITIES DIR	1	GRADE N902
29	(27)	A010C	AGENCY CONTROLLER II	1	GRADE C128
30	(28)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
31	(29)	L002C	NURSING DIRECTOR	2	GRADE C128
32	(30)	G026C	ADH ASSOC CENTER DIR-MGMT & OPS	5	GRADE C127
33	(31)	B011C	ADH CHIEF ENGINEER	2	GRADE C127
34	(32)	A014C	FISCAL DIVISION MANAGER	1	GRADE C127
35	(33)	L095C	ADH HOSPITAL & REGULATORY MGR	1	GRADE C126
36	(34)	G049C	ADH REGIONAL DIRECTOR	6	GRADE C126

1	(35)	G047C	ATTORNEY SPECIALIST	3	GRADE C126
2	(36)	B015C	ENGINEER SUPERVISOR	8	GRADE C126
3	(37)	L013C	ADH BRANCH MANAGER	1	GRADE C125
4	(38)	X013C	ENVIRONMENTAL HEALTH MANAGER	4	GRADE C125
5	(39)	L009C	NURSE MANAGER	3	GRADE C125
6	(40)	L017C	ADH AREA NURSING DIRECTOR	9	GRADE C124
7	(41)	L016C	ADH PUBLIC HEALTH ADMINISTRATOR	20	GRADE C124
8	(42)	D035C	COMPUTER SUPPORT MANAGER	1	GRADE C124
9	(43)	B023C	ENGINEER, P. E.	6	GRADE C124
10	(44)	L014C	HIPAA PROGRAM CONSULTANT	1	GRADE C124
11	(45)	D030C	INFORMATION SYSTEMS COORDINATOR	4	GRADE C124
12	(46)	L026C	ADH NURSING PROGRAM COORD	21	GRADE C123
13	(47)	L025C	ADH PUBLIC HEALTH SECTION CHIEF III	14	GRADE C123
14	(48)	M006C	ADH SOC SVC PROGRAM DIRECTOR	1	GRADE C123
15	(49)	R013C	AGENCY HUMAN RESOURCES MANAGER	2	GRADE C123
16	(50)	D040C	GIS ANALYST	1	GRADE C123
17	(51)	L023C	HEALTH FACILITIES SUPERVISOR	2	GRADE C123
18	(52)	D039C	NETWORK SUPPORT SPECIALIST	5	GRADE C123
19	(53)	L022C	NURSING CLINIC COORDINATOR	66	GRADE C123
20	(54)	L019C	REGISTERED NURSE COORDINATOR	7	GRADE C123
21	(55)	L030C	ADH DISTRICT MANAGER	18	GRADE C122
22	(56)	L029C	ADH PUBLIC HEALTH SECTION CHIEF II	5	GRADE C122
23	(57)	A044C	AUDIT COORDINATOR	1	GRADE C122
24	(58)	L028C	EPIDEMIOLOGIST	19	GRADE C122
25	(59)	B035C	GEOLOGY SUPERVISOR	1	GRADE C122
26	(60)	B034C	MICROBIOLOGIST SUPERVISOR	1	GRADE C122
27	(61)	A052C	ACCOUNTING COORDINATOR	8	GRADE C121
28	(62)	X044C	ADH DIR PLUMBING INSPECTIONS	1	GRADE C121
29	(63)	X043C	ADH ENVIRONMENTAL SUPV	12	GRADE C121
30	(64)	B047C	ADH LABORATORY MANAGER	12	GRADE C121
31	(65)	L091C	ADH PUBLIC HEALTH SECTION CHIEF I	15	GRADE C121
32	(66)	D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE C121
33	(67)	X039C	DIRECTOR OF COSMETOLOGY BOARD	1	GRADE C121
34	(68)	B042C	ENGINEER	13	GRADE C121
35	(69)	G109C	GRANTS MANAGER	1	GRADE C121
36	(70)	B044C	HEALTH PHYSICIST SUPERVISOR	2	GRADE C121

1	(71)	M009C	LI CENSED CERTI FI ED SOCI AL WORKER	5	GRADE C121
2	(72)	G116C	LOCAL HEALTH UNI T ADMINI STRATOR II	20	GRADE C121
3	(73)	L035C	NUTRI TI ONI ST CONSULTANT	13	GRADE C121
4	(74)	L034C	NUTRI TI ONI ST SUPERVI SOR	7	GRADE C121
5	(75)	V004C	PROCUREMENT MANAGER	1	GRADE C121
6	(76)	D052C	SOFTWARE SUPPORT ANALYST	31	GRADE C121
7	(77)	B051C	GEOLOGI ST	2	GRADE C120
8	(78)	G143C	LOCAL HEALTH UNI T ADMINI STRATOR I	56	GRADE C120
9	(79)	L039C	NUTRI TI ONI ST	37	GRADE C120
10	(80)	L038C	REGI STERED NURSE	599	GRADE C120
11	(81)	R021C	BUDGET ANALYST	26	GRADE C119
12	(82)	D063C	COMPUTER SUPPORT SPECI ALI ST	3	GRADE C119
13	(83)	S007C	DI RECTOR HVACR SECTI ON	1	GRADE C119
14	(84)	G147C	GRANTS COORDI NATOR	1	GRADE C119
15	(85)	X067C	HEALTH FACI LI TI ES SURVEYOR	14	GRADE C119
16	(86)	B063C	HEALTH PHYSI CI ST	15	GRADE C119
17	(87)	L043C	HEALTH PROGRAM SPECI ALI ST III	53	GRADE C119
18	(88)	A065C	PAYROLL SERVI CES COORDI NATOR	1	GRADE C119
19	(89)	X062C	QUALI TY ASSURANCE COORDI NATOR	5	GRADE C119
20	(90)	A060C	SENI OR AUDI TOR	2	GRADE C119
21	(91)	X060C	SENI OR ENVI RONMENTAL HEALTH SPECI AL	21	GRADE C119
22	(92)	L049C	DI SEASE I NTERVENTI ON SPEC SUPV	5	GRADE C118
23	(93)	A076C	FI NANCE PROGRAM ANALYST	1	GRADE C118
24	(94)	A074C	FI SCAL SUPPORT SUPERVI SOR	14	GRADE C118
25	(95)	L048C	HEALTH PROGRAM SPECI ALI ST II	45	GRADE C118
26	(96)	M026C	LI CENSED SOCI AL WORKER	8	GRADE C118
27	(97)	D065C	NETWORK SUPPORT ANALYST	1	GRADE C118
28	(98)	X081C	PLUMBI NG/HVACR I NSPECTOR SUPERVI SOR	2	GRADE C118
29	(99)	A082C	ACCOUNTANT II	1	GRADE C117
30	(100)	R027C	BUDGET SPECI ALI ST	8	GRADE C117
31	(101)	V013C	CENTRAL WAREHOUSE OPERATI ONS MGR	1	GRADE C117
32	(102)	B081C	CHEMI ST	29	GRADE C117
33	(103)	D071C	COMPUTER SUPPORT ANALYST	13	GRADE C117
34	(104)	L054C	EMERGENCY MEDI CAL SERVI CES SUPV	2	GRADE C117
35	(105)	X102C	ENVI RONMENTAL HEALTH SPECI ALI ST	132	GRADE C117
36	(106)	G180C	GRANTS ANALYST	8	GRADE C117

1	(107)	C017C	HEALTH ADMINISTRATIVE COORDINATOR	6	GRADE C117
2	(108)	B079C	HEALTH FACILITY LABORATORY SURVEYOR	3	GRADE C117
3	(109)	L053C	HEALTH PROGRAM SPECIALIST I	96	GRADE C117
4	(110)	R025C	HUMAN RESOURCES ANALYST	7	GRADE C117
5	(111)	S018C	HVACR MECHANICAL INSPECTOR	11	GRADE C117
6	(112)	B077C	MICROBIOLOGIST	41	GRADE C117
7	(113)	X096C	PLUMBING INSPECTOR	11	GRADE C117
8	(114)	E042C	PUBLIC HEALTH EDUCATOR SUPERVISOR	5	GRADE C117
9	(115)	B076C	RESEARCH PROJECT ANALYST	8	GRADE C117
10	(116)	E040C	STAFF DEVELOPMENT COORDINATOR	1	GRADE C117
11	(117)	C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
12	(118)	V014C	BUYER	1	GRADE C116
13	(119)	L058C	DISEASE INTERVENTION SPECIALIST	17	GRADE C116
14	(120)	E048C	EDUCATION & INSTRUCTION SPECIALIST	1	GRADE C116
15	(121)	B090C	ENGINEER TECHNICIAN	6	GRADE C116
16	(122)	P031C	MEDIA SPECIALIST	1	GRADE C116
17	(123)	A084C	PROGRAM/FIELD AUDIT SPECIALIST	1	GRADE C116
18	(124)	E047C	PUBLIC HEALTH EDUCATOR	20	GRADE C116
19	(125)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
20	(126)	C037C	ADMINISTRATIVE ANALYST	18	GRADE C115
21	(127)	D079C	COMPUTER SUPPORT TECHNICIAN	5	GRADE C115
22	(128)	L063C	FAMILY CONSUMER SCIENCE SPECIALIST	37	GRADE C115
23	(129)	A091C	FISCAL SUPPORT ANALYST	10	GRADE C115
24	(130)	C030C	HEALTH RECORDS SPECIALIST	8	GRADE C115
25	(131)	R032C	HUMAN RESOURCES PROGRAM REP	8	GRADE C115
26	(132)	S033C	MAINTENANCE SUPERVISOR	1	GRADE C115
27	(133)	A090C	PAYROLL SERVICES SPECIALIST	4	GRADE C115
28	(134)	V015C	PURCHASING SPECIALIST	8	GRADE C115
29	(135)	S031C	SKILLED TRADESMAN	3	GRADE C115
30	(136)	G202C	VOLUNTEER PROGRAM COORDINATOR	5	GRADE C115
31	(137)	S041C	BOILER OPERATOR	6	GRADE C114
32	(138)	S040C	CALIBRATION TECHNICIAN	3	GRADE C114
33	(139)	L065C	EMERGENCY MEDICAL SERVICES SPEC	6	GRADE C114
34	(140)	R036C	HUMAN RESOURCES SPECIALIST	6	GRADE C113
35	(141)	V020C	INVENTORY CONTROL MANAGER	7	GRADE C113
36	(142)	L069C	LICENSED PRACTICAL NURSE	195	GRADE C113

1	(143)	S046C	MAINTENANCE TECHNICIAN	1	GRADE C113
2	(144)	C044C	MEDICAL BILLING SPECIALIST	8	GRADE C113
3	(145)	C043C	RECORDS MANAGEMENT ANALYST	2	GRADE C113
4	(146)	C056C	ADMINISTRATIVE SPECIALIST III	165	GRADE C112
5	(147)	X174C	COSMETOLOGY INSPECTOR	5	GRADE C112
6	(148)	D088C	EMERGENCY COMMUNICATION SPECIALIST	7	GRADE C112
7	(149)	A098C	FISCAL SUPPORT SPECIALIST	14	GRADE C112
8	(150)	L073C	LACTATION CONSULTANT	7	GRADE C111
9	(151)	M078C	VOLUNTEER SERVICES COORDINATOR	3	GRADE C111
10	(152)	R039C	BENEFITS SPECIALIST	3	GRADE C110
11	(153)	L077C	HEALTH SERVICES SPECIALIST II	514	GRADE C110
12	(154)	R038C	HUMAN RESOURCES ASSISTANT	2	GRADE C110
13	(155)	B111C	LABORATORY TECHNICIAN	25	GRADE C110
14	(156)	A100C	PAYROLL OFFICER	4	GRADE C110
15	(157)	V025C	WAREHOUSE SPECIALIST	7	GRADE C110
16	(158)	C073C	ADMINISTRATIVE SPECIALIST II	90	GRADE C109
17	(159)	C070C	DUPLICATION ASSISTANT	3	GRADE C109
18	(160)	C066C	PATIENT ACCOUNT SPECIALIST	34	GRADE C109
19	(161)	A102C	FISCAL SUPPORT TECHNICIAN	1	GRADE C108
20	(162)	L083C	HEALTH SERVICES SPECIALIST I	44	GRADE C108
21	(163)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
22	(164)	S065C	MAINTENANCE ASSISTANT	1	GRADE C108
23	(165)	C087C	ADMINISTRATIVE SPECIALIST I	36	GRADE C106
24	(166)	V028C	WAREHOUSE WORKER	4	GRADE C106
25	(167)	S081C	APPRENTICE TRADESMAN	1	GRADE C105
26	(168)	V030C	SHIPPING & RECEIVING CLERK	<u>3</u>	GRADE C105
27			MAX. NO. OF EMPLOYEES	3,128	

28

29 SECTION 2. REGULAR SALARIES - TRAUMA SYSTEM. There is hereby established
 30 for the Department of Health - Trauma System for the 2010-2011 fiscal year,
 31 the following maximum number of regular employees whose salaries shall be
 32 governed by the provisions of the Uniform Classification and Compensation Act
 33 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
 34 thereto. Provided, however, that any position to which a specific maximum
 35 annual salary is set out herein in dollars, shall be exempt from the
 36 provisions of said Uniform Classification and Compensation Act. All persons

1 occupying positions authorized herein are hereby governed by the provisions
 2 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
 3 101), or its successor.

			Maximum Annual
			Salary Rate
			Fiscal Year
Item	Class	No. of	2010-2011
No.	Code	Title	Employees
9	(1) L003N	CHIEF PHYSICIAN SPECIALIST	1 GRADE N921
10	(2) L013C	ADH BRANCH MANAGER	1 GRADE C125
11	(3) D030C	INFORMATION SYSTEMS COORDINATOR	1 GRADE C124
12	(4) L025C	ADH PUBLIC HEALTH SECTION CHIEF III	2 GRADE C123
13	(5) L028C	EPI DEMIOLOGIST	1 GRADE C122
14	(6) L038C	REGISTERED NURSE	3 GRADE C120
15	(7) R021C	BUDGET ANALYST	1 GRADE C119
16	(8) L043C	HEALTH PROGRAM SPECIALIST III	2 GRADE C119
17	(9) L048C	HEALTH PROGRAM SPECIALIST II	2 GRADE C118
18	(10) E047C	PUBLIC HEALTH EDUCATOR	1 GRADE C116
19	(11) C056C	ADMIN SPECIALIST III	1 GRADE C112
20	(12) C073C	ADMIN SPECIALIST II	<u>2</u> GRADE C109
21	MAX. NO. OF EMPLOYEES		18

22
 23 SECTION 3. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 24 Department of Health for the 2010-2011 fiscal year, the following maximum
 25 number of part-time or temporary employees, to be known as "Extra Help",
 26 payable from funds appropriated herein for such purposes: two hundred
 27 thirty-three (233) temporary or part-time employees, when needed, at rates of
 28 pay not to exceed those provided in the Uniform Classification and
 29 Compensation Act, or its successor, or this act for the appropriate
 30 classification.

31
 32 SECTION 4. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 33 the Department of Health, to be payable from the paying account as determined
 34 by the Chief Fiscal Officer of the State, for personal services and operating
 35 expenses of the Department of Health - Operations for the fiscal year ending
 36 June 30, 2011, the following:

1		
2	ITEM	FISCAL YEAR
3	NO.	2010-2011
4	(01) REGULAR SALARIES	\$ 139,103,475
5	(02) EXTRA HELP	1,546,737
6	(03) PERSONAL SERVICES MATCHING	43,764,780
7	(04) OVERTIME	225,400
8	(05) MAINT. & GEN. OPERATION	
9	(A) OPER. EXPENSE	82,005,556
10	(B) CONF. & TRAVEL	1,558,189
11	(C) PROF. FEES	84,468,039
12	(D) CAP. OUTLAY	21,210,000
13	(E) DATA PROC.	0
14	(06) REFUNDS/REIMBURSEMENTS	11,613
15	(07) AMERICAN RECOVERY AND REINVESTMENT	
16	ACT OF 2009	<u>40,000,000</u>
17	TOTAL AMOUNT APPROPRIATED	<u>\$ 413,893,789</u>

18

19 SECTION 5. APPROPRIATION - TRAUMA SYSTEM. There is hereby appropriated, to
 20 the Department of Health, to be payable from the Public Health Fund, for
 21 personal services and operating expenses of the Department of Health - Trauma
 22 System for the fiscal year ending June 30, 2011, the following:

23

24	ITEM	FISCAL YEAR
25	NO.	2010-2011
26	(01) REGULAR SALARIES	\$ 1,064,978
27	(02) PERSONAL SERV MATCHING	298,917
28	(03) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	355,545
30	(B) CONF. & TRAVEL	50,000
31	(C) PROF. FEES	0
32	(D) CAP. OUTLAY	36,000
33	(E) DATA PROC.	0
34	(04) TRAUMA SYSTEM EXPENSES	<u>28,235,000</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 30,040,440</u>

36

SECTION 6. APPROPRIATION - GRANTS TO SERVICE PROVIDERS. There is hereby appropriated, to the Department of Health, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for grants to service providers by the Department of Health - Grants to Service Providers for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) GRANTS TO SERVICE PROVIDERS	\$ 43,295,984
(02) AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009	<u>20,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 63,295,984</u>

SECTION 7. APPROPRIATION - HEALTH BUILDING AND LOCAL HEALTH GRANT TRUST. There is hereby appropriated, to the Department of Health, to be payable from the State Health Building and Local Grant Trust Fund, for acquisition, construction and improvement of the State Health Building and grants to local health units for construction, expansion, and renovation by the Department of Health - Health Building and Local Health Grant Trust for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) HEALTH BUILDING ACQUISITION, CONSTRUCTION & RENOVATION & GRANTS TO <i>LOCAL HEALTH UNITS</i>	<u>\$ 2,318,000</u>

SECTION 8. APPROPRIATION - EMERGENCY MEDICAL SERVICES AND TRAUMA. There is hereby appropriated, to the Department of Health, to be payable from the EMS Enhancement Revolving Fund, for grants to licensed Emergency Medical Services, administrative costs of administering the grant program, staff training, education, equipment and supplies, upgrading and instituting educational EMS training programs, special projects, instituting and maintaining a Trauma System and Registry, inspection and licensure of ambulance services, registering EMS vehicles and for other purposes as provided by law of the Department of Health - Emergency Medical Services and

1 Trauma for the fiscal year ending June 30, 2011, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2010-2011</u>
5 (01) EMERGENCY MEDICAL SERVICES & TRAUMA	
6 SYSTEMS EXPENSES	\$ <u>9,728</u>

7

8 SECTION 9. APPROPRIATION - INFORMATION TECHNOLOGY INITIATIVES. There is
 9 hereby appropriated, to the Department of Health, to be payable from the
 10 Health Department Technology Fund, for Information Technology Initiative
 11 activities of the Department of Health - Information Technology Initiatives
 12 for the fiscal year ending June 30, 2011, the following:

13

14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2010-2011</u>
16 (01) INFORMATION TECHNOLOGY INITIATIVES	\$ <u>1,196,640</u>

17

18 SECTION 10. APPROPRIATION - NUCLEAR PLANNING GRANTS. There is hereby
 19 appropriated, to the Department of Health, to be payable from the Arkansas
 20 Nuclear Planning and Response Fund, for grants and aid for Nuclear Planning
 21 by the Department of Health - Nuclear Planning Grants for the fiscal year
 22 ending June 30, 2011, the following:

23

24 ITEM	FISCAL YEAR
25 <u>NO.</u>	<u>2010-2011</u>
26 (01) GRANTS FOR NUCLEAR PLANNING	\$ <u>375,000</u>

27

28 SECTION 11. APPROPRIATION - RURAL HEALTH FACILITIES. There is hereby
 29 appropriated, to the Department of Health, to be payable from the Rural
 30 Health Services Revolving Fund, for grants and aid for Rural Health
 31 Facilities by the Department of Health - Rural Health Facilities for the
 32 fiscal year ending June 30, 2011, the following:

33

34 ITEM	FISCAL YEAR
35 <u>NO.</u>	<u>2010-2011</u>
36 (01) RURAL HEALTH FACILITIES GRANTS AND AID	\$ <u>1,551,558</u>

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

SECTION 12. APPROPRIATION - EMERGENCY MEDICAL SERVICES. There is hereby appropriated, to the Department of Health, to be payable from the Emergency Medical Services Revolving Fund, for Emergency Medical Services operating expenses of the Department of Health - Emergency Medical Services for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 42,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 42,000</u>

SECTION 13. APPROPRIATION - RURAL PHYSICIAN INCENTIVES. There is hereby appropriated, to the Department of Health, to be payable from the Rural Physician Incentive Revolving Fund, for grants and aid for Rural Physician Incentives by the Department of Health - Rural Physician Incentives for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>
(01) RURAL PHYSICIAN INCENTIVE GRANTS AND	
AID	<u>\$ 990,000</u>

SECTION 14. APPROPRIATION - WIC FOOD INSTRUMENTS - CASH. There is hereby appropriated, to the Department of Health, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Health, for Women, Infant, Children's Food Instruments of the Department of Health - WIC Food Instruments - Cash for the fiscal year ending June 30, 2011, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2010-2011</u>

1	(01) WIC FOOD INSTRUMENTS	\$ 100,774,497
2	(02) AMERICAN RECOVERY AND REINVESTMENT	
3	ACT OF 2009	<u>20,000,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 120,774,497</u>

5
 6 SECTION 15. APPROPRIATION - BREAST CANCER - CASH. There is hereby
 7 appropriated, to the Department of Health, to be payable from cash funds as
 8 defined by Arkansas Code 19-4-801 of the Department of Health, for the Breast
 9 Care Program of the Department of Health - Breast Cancer - Cash for the
 10 fiscal year ending June 30, 2011, the following:

12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2010-2011</u>
14	(01) ADH BREAST CANCER	<u>\$ 50,000</u>

15
 16 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 18 TECHNOLOGY REVIEW. The Arkansas Department of Health shall seek approval of
 19 the state Chief Information Officer and the review and advice of the Joint
 20 Committee on Advanced Communications and Information Technology prior to
 21 entering into any technology contract or technology project regarding the
 22 appropriation for Information Technology Initiatives.

23 The provisions of this section shall be in effect only from July 1, ~~2007~~
 24 2010 through June 30, ~~2009~~ 2011.

25
 26 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PATIENT
 28 CARE PROVIDERS - COMPENSATION, REQUIRED WITHHOLDING, FRINGE BENEFITS. The
 29 Arkansas Department of Health, at its discretion, is authorized to contract
 30 with intermittent Patient Care Providers in order to provide services in the
 31 home. For all purposes, these Patient Care Providers shall be considered
 32 independent contractors. The Department is authorized to pay compensation
 33 which may include state withholding, federal withholding, required matching,
 34 and other fringe benefits to contract Patient Care Providers. However,
 35 compensation shall not include state retirement or health benefits. The
 36 compensation shall be made from the appropriation for Professional Fees and

1 Services.

2 The provisions of this section shall be in effect only from July 1, ~~2007~~
3 2010 through June 30, ~~2009~~ 2011.

4

5 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
7 OF FUNDS – HOME HEALTH. The Disbursing Officer for the Arkansas Department of
8 Health is hereby authorized to transfer all unexpended funds relative to the
9 Home Health Services that pertain to reimbursement, as certified by the Chief
10 Fiscal Officer of the State ~~as provided in this Act on June 30, 2009~~, to be
11 carried forward and made available for expenditures for the same purpose for
12 the fiscal years ending June 30, ~~2008~~ 2010, and June 30, ~~2009~~ 2011. It is the
13 intent of the General Assembly that with approval of the Arkansas Legislative
14 Council or Joint Budget Committee that the Arkansas Department of Health
15 shall have the authority to transfer funds from the fund balance of the Home
16 Health appropriation.

17 Any carry forward of unexpended balance of funding as authorized herein,
18 may be carried forward under the following conditions:

19 (1) Prior to June 30, ~~2008~~ 2010 the Agency shall by written statement set
20 forth its reason(s) for the need to carry forward said funding to the
21 Department of Finance and Administration Office of Budget;

22 (2) The Department of Finance and Administration Office of Budget shall
23 report to the Arkansas Legislative Council all amounts carried forward by the
24 September Arkansas Legislative Council or Joint Budget Committee meeting
25 which report shall include the name of the Agency, Board, Commission or
26 Institution and the amount of the funding carried forward, the program name
27 or line item, the funding source and a copy of the written request set forth
28 in (1) above;

29 (3) Each Agency, Board, Commission or Institution shall provide a written
30 report to the Arkansas Legislative Council or Joint Budget Committee
31 containing all information set forth in item (2) above, along with a written
32 statement as to the current status of the project, contract, purpose etc. for
33 which the carry forward was originally requested no later than thirty (30)
34 days prior to the time the Agency, Board, Commission or Institution presents
35 its budget request to the Arkansas Legislative Council / Joint Budget
36 Committee; and

1 (4) Thereupon, the Department of Finance and Administration shall include all
2 information obtained in item (3) above in the budget manuals and/or a
3 statement of non-compliance by the Agency, Board, Commission or Institution.

4 Determining the maximum amount of appropriation and general revenue
5 funding for a state agency each fiscal year is the prerogative of the General
6 Assembly. This is usually accomplished by delineating such maximums in the
7 appropriation act(s) for a state agency and the general revenue allocations
8 authorized for each fund and fund account by amendment to the Revenue
9 Stabilization Law. Further, the General Assembly has determined that the
10 Arkansas Department of Health may operate more efficiently if some
11 flexibility is provided to the Arkansas Department of Health authorizing
12 broad powers under this Section. Therefore, it is both necessary and
13 appropriate that the General Assembly maintain oversight by requiring prior
14 approval of the Legislative Council or Joint Budget Committee as provided by
15 this section. The requirement of approval by the Legislative Council or Joint
16 Budget Committee is not a severable part of this section. If the requirement
17 of approval by the Legislative Council or Joint Budget Committee is ruled
18 unconstitutional by a court of competent jurisdiction, this entire section is
19 void.

20
21 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOME
23 HEALTH POSITION POOL. As need for services increase and additional services
24 are implemented to better provide for the in-home health care needs of the
25 citizens of the State of Arkansas, the Director of the Arkansas Department of
26 Health may request the Department of Finance and Administration to approve
27 the establishment of additional positions at salary rates not to exceed the
28 maximum salaries established for comparable positions in the Uniform
29 Classification and Compensation Act. Upon approval of the Legislative
30 Council, the Arkansas Department of Health - Section of In-Home Services may
31 establish such positions.

32 (a) The following maximum number of such additional positions are hereby
33 established for the Section of In-Home Services:

34 Maximum number of positions: 250

35 (b) In the event that new classifications are deemed necessary for any of
36 these additional positions, the Department of Finance and Administration -

1 Office of Personnel Management shall assign the appropriate title and grade
2 after review by the Arkansas Legislative Council.

3 (c) If the agency requests continuation of a "Growth Pool" position(s) as
4 established herein, the position(s) must be requested as a new position(s) in
5 the agencies budget request.

6 The provisions of this section shall be in effect only from July 1, ~~2007~~
7 2010 through June 30, ~~2009~~ 2011.

8
9 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOME
11 HEALTH ON-CALL AND VISIT PAY. The Arkansas Department of Health is hereby
12 authorized to compensate the following personnel responsible for providing
13 in-home health care as necessary to maintain continuity of care outside
14 routine working hours on weekdays and on weekends or holidays:

- 15 Area Nursing Director
- 16 Nursing Program Coordinator
- 17 Nursing Services Specialist
- 18 Registered Nurse
- 19 Speech Pathologist
- 20 Physical Therapist
- 21 Licensed Social Worker
- 22 Occupational Therapist
- 23 Nursing Manager
- 24 Licensed Practical Nurse
- 25 Public Health Technician

26 Visit pay shall not exceed \$75 per visit. Employees requested to be on-
27 call and/or on standby for visiting on nights, weekends, and/or holidays will
28 be eligible to receive on-call pay not to exceed \$60 per day. Provided
29 however, no compensation shall be paid to any employee required to be on-call
30 and/or standby who fails to respond after the second notification that their
31 services are needed. In the event of equipment or paging device malfunction,
32 such penalty shall not apply. All compensated services shall be provided as
33 directed by the Arkansas Department of Health. All visit and on-call pay
34 shall be paid from funds as appropriated in this Act. Such compensation for
35 visit and on-call pay, when added to the employee's regular salary and
36 benefits, shall not be construed as exceeding the maximum annual salary as

1 described in the General Accounting and Budgetary Procedures Act.

2 The provisions of this section shall be in effect only from July 1, ~~2007~~
3 2010 through June 30, ~~2009~~ 2011.

4
5 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NUCLEAR
7 DISASTER PLANNING GRANTS. The funds appropriated for Grants for Nuclear
8 Planning shall be disbursed to those counties in this State which are
9 required by state or federal regulation to maintain a Radiological Response
10 Plan because of their close proximity to a nuclear electricity generating
11 facility, and shall be issued solely for the purpose of defraying the cost of
12 preparing for and participating in actual nuclear disaster incidents or
13 practice nuclear disaster exercises. Each county shall be eligible for that
14 proportion of these funds as is determined fair and necessary under
15 guidelines to be developed by the Arkansas Department of Health. However, a
16 minimum of \$5,000 per county of said funds shall be utilized to support and
17 operate a County Emergency Management Office. These county offices shall be
18 prepared to respond to any Arkansas Nuclear Emergency. These funds shall be
19 equally distributed to each Emergency Management Office in the following
20 counties: Pope County, Johnson County, Yell County, Conway County and Logan
21 County.

22 The funds appropriated for Grants for Nuclear Planning shall be
23 distributed in quarterly installments by the Arkansas Department of Health to
24 the Arkansas Department of Emergency Management for the sole purpose of
25 defraying costs associated with preparing for and participating in actual
26 nuclear disaster incidents or practice nuclear disaster emergency exercises
27 involving nuclear electricity generating facilities in this State.

28 The provisions of this section shall be in effect only from July 1, ~~2007~~
29 2010 through June 30, ~~2009~~ 2011.

30
31 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PARKING
33 FEES. On July 1 of each year the Arkansas Department of Health shall pay
34 \$50,000 from the Operations appropriation provided herein from non-general
35 revenue to the War Memorial Stadium Commission.

36 The provisions of this section shall be in effect only from July 1, ~~2007~~

1 2010 through June 30, ~~2009~~ 2011.

2

3 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
5 INFORMATION TECHNOLOGY INITIATIVES. The Department of Health shall not
6 transfer any general revenue funds for expenditures payable for Information
7 System Projects.

8 The provisions of this section shall be in effect only from July 1, ~~2007~~
9 2010 through June 30, ~~2009~~ 2011.

10

11 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDIRECT
13 COST ALLOCATION FUND TRANSFERS. Subject to such procedures as may be
14 implemented by the Chief Fiscal Officer of the State, the disbursing officer
15 for the Arkansas Department of Health is hereby authorized to transfer funds
16 to the Public Health Fund from other program funds of the agency in order to
17 reimburse for expenditures incurred for those programs.

18 The provisions of this section shall be in effect only from July 1, ~~2007~~
19 2010 through June 30, ~~2009~~ 2011.

20

21 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
23 DEVELOPMENT RESTRICTIONS. In reviewing the impact on public health and
24 safety of a plan for improvements to a public water system or public sewer
25 system through the addition of distribution lines to a subdivision or
26 commercial development, the Division of Engineering of the Department of
27 Health shall consider the effect of the plan on future development or zoning
28 of adjoining properties.

29 The provisions of this section shall be in effect only from July 1, ~~2007~~
30 2010 through June 30, ~~2009~~ 2011.

31

32 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
34 NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM. Special provision for a
35 Nursing/Direct Care Education Stipend Program for the Arkansas Department of
36 Health (ADH) is hereby authorized to pay from funds appropriated in this Act.

1 This program is for eligible nursing students who are attending accredited
2 nursing institutions to become Registered or Licensed Practical Nurses.

3 The stipend is five thousand dollars (\$5,000) per person per year. Any
4 student who is awarded and accepts a stipend is under an employment
5 commitment to the ADH and is required to work in a full-time employee status
6 effective immediately upon graduation. The student employment commitment is
7 equal to the number of years the stipend was awarded and accepted. In the
8 event of Employee/Student default of the employment commitment, the
9 Employee/Student will be considered in breach of contract and repayment of
10 the stipend will be required as specified in the Stipend Contract.

11 The ADH shall determine, on an annual basis, the number of student
12 stipends available due to the availability of funds and the need for direct
13 care services.

14 The provisions of this section shall be in effect only from July 1, ~~2009~~
15 2010 through June 30, ~~2010~~ 2011.

16

17 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
19 FORWARD OF FUNDS. The Arkansas Department of Health is authorized to carry
20 forward any unspent funds remaining in the Public Health Fund on June 30,
21 ~~2010~~ 2011 allocated for the support of the Trauma System to be used for the
22 same purposes in the next fiscal year.

23

24 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY
26 HEALTH CENTERS. Allocation of state funding to Community Health Centers
27 shall be prioritized to ensure that uninsured, under-insured, and underserved
28 Arkansans receive needed services in order to improve their health, with this
29 funding to preserve and strengthen Community Health Centers and increase
30 Arkansans access to quality primary and preventive health care. The
31 Department of Health shall ensure that any Community Health Center that
32 receives funding through this Act shall first seek to include, in accordance
33 with federal rule and guidance, as many local providers of health care
34 services as possible, such as dental, pharmacy, mental health, and other
35 ancillary services, within each Community Health Center's service area, to
36 participate in the provision of such services as a contractor at a fair,

1 reasonable prevailing rate. Community Health Centers will seek local
2 providers, community, city, county, and state partners to participate in the
3 planning for the development, and, as an employee or contractor, in the
4 implementation of a new Community Health Center in an area of documented
5 unmet need. In addition to reasonable prices, the availability and service
6 quality levels provided by the private provider must meet or exceed the level
7 of service quality provided, as established by the respective governing
8 board, at similarly situated Community Health Centers through the state and
9 at all times meet professional standards of competence and quality.
10 Annually, the Department of Health shall require from the Community Health
11 Centers the submission of performance indicators, to be determined by the
12 Department of Health, reflecting, at a minimum, a listing of all services
13 provided, fee schedules based on local prevailing rates and actual costs,
14 sliding fee scales, and uniform data sets which identify the number of
15 uninsured, Medicaid and Medicare patients and those patients which are below
16 and above 200% of the federal poverty level. Local private providers within
17 the service area that may have been significantly impacted by these services
18 will be determined by the Department of Health. The Department of Health
19 shall institute a procurement process for the allocation of funding provided
20 through this Act, detailing that these and other requirements are factored
21 into the allocation of any funding provided to Community Health Centers. In
22 the implementation of this special language, the Department of Health is
23 permitted, at its discretion, to allow individual applicants an
24 implementation period of up to 90 days from the effective date of individual
25 agreements to satisfy the requirements for private provider collaboration as
26 specified above.

27

28 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
30 FUND RESTRICTIONS. No state funds shall be used for abortion referral in
31 public schools, or for abortion services. Funds shall be expended in
32 accordance with Arkansas Code Annotated § 6-18-703.

33 The provisions of this section shall be in effect only from July 1, ~~2009~~
34 2010 through June 30, ~~2010~~ 2011.

35

36 SECTION 30. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

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

9
 10 SECTION 31. LEGISLATIVE INTENT. It is the intent of the General Assembly
 11 that any funds disbursed under the authority of the appropriations contained
 12 in this act shall be in compliance with the stated reasons for which this act
 13 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 14 and Legislative Recommendations contained in the budget manuals prepared by
 15 the Department of Finance and Administration, letters, or summarized oral
 16 testimony in the official minutes of the Arkansas Legislative Council or
 17 Joint Budget Committee which relate to its passage and adoption.

18
 19 SECTION 32. EMERGENCY CLAUSE. It is found and determined by the General
 20 Assembly, that the Constitution of the State of Arkansas prohibits the
 21 appropriation of funds for more than a one (1) year period; that the
 22 effectiveness of this Act on July 1, 2010 is essential to the operation of
 23 the agency for which the appropriations in this Act are provided, and that in
 24 the event of an extension of the legislative session, the delay in the
 25 effective date of this Act beyond July 1, 2010 could work irreparable harm
 26 upon the proper administration and provision of essential governmental
 27 programs. Therefore, an emergency is hereby declared to exist and this Act
 28 being necessary for the immediate preservation of the public peace, health
 29 and safety shall be in full force and effect from and after July 1, 2010.

30
 31 */s/ Joint Budget Committee*

32
 33 **APPROVED: 2/26/2010**