

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

# A Bill

HOUSE BILL 1289

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE  
10 DEPARTMENT OF CAREER EDUCATION - ARKANSAS  
11 REHABILITATION SERVICES FOR THE FISCAL YEAR  
12 ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.  
13  
14

## Subtitle

15 AN ACT FOR THE DEPARTMENT OF CAREER  
16 EDUCATION - ARKANSAS REHABILITATION  
17 SERVICES APPROPRIATION FOR THE 2011-2012  
18 FISCAL YEAR.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REGULAR SALARIES. There is hereby established for the  
25 Department of Career Education - Arkansas Rehabilitation Services for the  
26 2011-2012 fiscal year, the following maximum number of regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2011-2012
32	(1) U012U	REHABILATION SERVICES COMMISSIONER	1	\$114,629
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	HSRC DIRECTOR OF PHYSICAL THERAPY	1	GRADE N906
2	(7)	N170N	REHAB DIRECTOR - ACTI	1	GRADE N902
3	(8)	N138N	REHAB DIRECTOR FIELD SVCS	1	GRADE N902
4	(9)	L022N	OCCUPATIONAL THERAPIST	6	GRADE N901
5	(10)	L021N	PHYSICAL THERAPIST	4	GRADE N901
6	(11)	A014C	FISCAL DIVISION MANAGER	1	GRADE C127
7	(12)	L003C	PSYCHOLOGIST	4	GRADE C127
8	(13)	L005C	HSRC MEDICAL SERVICES MANAGER	1	GRADE C126
9	(14)	R006C	HUMAN RESOURCES ADMINISTRATOR	1	GRADE C126
10	(15)	L004C	REHAB DIRECTOR-PROG,PLAN,DEV & EVAL	1	GRADE C126
11	(16)	G040C	REHAB DIRECTOR - SPECIAL PROGRAMS	1	GRADE C126
12	(17)	E005C	REHAB DIRECTOR OF VOCATIONAL TRNG	1	GRADE C126
13	(18)	L015C	CLINICAL SPEECH PATHOLOGIST	2	GRADE C124
14	(19)	G070C	DIRECTOR OF FIELD OPERATIONS	2	GRADE C124
15	(20)	L020C	NURSING SERVICES UNIT MANAGER	1	GRADE C123
16	(21)	P004C	PUBLIC INFORMATION MANAGER	1	GRADE C123
17	(22)	L018C	REHAB ASST DIRECTOR - ACTI	1	GRADE C123
18	(23)	L027C	REGISTERED NURSE SUPERVISOR	2	GRADE C122
19	(24)	A052C	ACCOUNTING COORDINATOR	3	GRADE C121
20	(25)	S004C	MAINTENANCE MANAGER	1	GRADE C121
21	(26)	L033C	PSYCHOLOGICAL EXAMINER	12	GRADE C121
22	(27)	L032C	REGISTERED NURSE - HOSPITAL	8	GRADE C121
23	(28)	D052C	SOFTWARE SUPPORT ANALYST	1	GRADE C121
24	(29)	D051C	SYSTEMS APPLICATIONS SUPERVISOR	1	GRADE C121
25	(30)	L040C	DIETARY SERVICES DIRECTOR	1	GRADE C120
26	(31)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
27	(32)	L037C	REHAB AREA MANAGER	8	GRADE C120
28	(33)	G121C	REHAB PROGRAM MANAGER	16	GRADE C120
29	(34)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
30	(35)	L098C	CERTIFIED VOCATIONAL REHAB COUNSELO	103	GRADE C119
31	(36)	X062C	QUALITY ASSURANCE COORDINATOR	5	GRADE C119
32	(37)	R024C	ASSISTANT PERSONNEL MANAGER	2	GRADE C118
33	(38)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
34	(39)	M026C	LICENSED SOCIAL WORKER	2	GRADE C118
35	(40)	G163C	REHAB PROGRAM COORDINATOR	12	GRADE C118
36	(41)	E043C	CERTIFIED VOCATIONAL TEACHER	21	GRADE C117

1	(42)	S017C	MAINTENANCE COORDINATOR	1	GRADE C117
2	(43)	E040C	STAFF DEVELOPMENT COORDINATOR	1	GRADE C117
3	(44)	M032C	VOCATIONAL REHAB PLACEMENT SPEC	10	GRADE C117
4	(45)	V014C	BUYER	2	GRADE C116
5	(46)	M050C	INTERPRETER	4	GRADE C116
6	(47)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
7	(48)	L057C	REHAB SVS FACILITY SPECIALIST	2	GRADE C116
8	(49)	S022C	SKILLED TRADES SUPERVISOR	2	GRADE C116
9	(50)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
10	(51)	R033C	BENEFITS ANALYST	1	GRADE C115
11	(52)	M057C	CHAPLAIN	1	GRADE C115
12	(53)	A091C	FISCAL SUPPORT ANALYST	1	GRADE C115
13	(54)	S033C	MAINTENANCE SUPERVISOR	2	GRADE C115
14	(55)	C028C	MEDICAL RECORDS SUPERVISOR	1	GRADE C115
15	(56)	L061C	MEDICAL TECHNOLOGIST	2	GRADE C115
16	(57)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
17	(58)	V015C	PURCHASING SPECIALIST	1	GRADE C115
18	(59)	S031C	SKILLED TRADESMAN	14	GRADE C115
19	(60)	S044C	FOOD PREPARATION MANAGER	1	GRADE C114
20	(61)	L064C	RADIOLOGY TECHNICIAN	1	GRADE C114
21	(62)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	1	GRADE C114
22	(63)	S099C	STATIONARY ENGINEER	5	GRADE C114
23	(64)	M061C	VOCATIONAL REHAB EVALUATOR	5	GRADE C114
24	(65)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
25	(66)	L069C	LICENSED PRACTICAL NURSE	6	GRADE C113
26	(67)	S046C	MAINTENANCE TECHNICIAN	1	GRADE C113
27	(68)	C056C	ADMINISTRATIVE SPECIALIST III	12	GRADE C112
28	(69)	A098C	FISCAL SUPPORT SPECIALIST	5	GRADE C112
29	(70)	S056C	FOOD PREPARATION SUPERVISOR	2	GRADE C111
30	(71)	M076C	RECREATIONAL ACTIVITY LEADER II	3	GRADE C111
31	(72)	T084C	PUBLIC SAFETY SECURITY OFFICER	3	GRADE C110
32	(73)	L074C	THERAPY ASSISTANT	1	GRADE C110
33	(74)	V025C	WAREHOUSE SPECIALIST	1	GRADE C110
34	(75)	C073C	ADMINISTRATIVE SPECIALIST II	92	GRADE C109
35	(76)	L082C	CERTIFIED NURSING ASSISTANT	14	GRADE C109
36	(77)	S068C	FOOD PREPARATION COORDINATOR	3	GRADE C108

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

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18 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department  
 19 of Career Education - Arkansas Rehabilitation Services for the 2011-2012  
 20 fiscal year, the following maximum number of part-time or temporary  
 21 employees, to be known as "Extra Help", payable from funds appropriated  
 22 herein for such purposes: nineteen (19) temporary or part-time employees,  
 23 when needed, at rates of pay not to exceed those provided in the Uniform  
 24 Classification and Compensation Act, or its successor, or this act for the  
 25 appropriate classification.

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27 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 28 to the Department of Career Education - Arkansas Rehabilitation Services, to  
 29 be payable from the paying account as determined by the Chief Fiscal Officer  
 30 of the State, for personal services and operating expenses of the Department  
 31 of Career Education - Arkansas Rehabilitation Services - Operations for the  
 32 fiscal year ending June 30, 2012, the following:

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34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2011-2012</u>
36	(01) REGULAR SALARIES	\$20,405,972

1	(02)	EXTRA HELP	172,000
2	(03)	PERSONAL SERVICES MATCHING	6,952,549
3	(04)	EXTRA SALARIES	8,000
4	(05)	MAINT. & GEN. OPERATION	
5	(A)	OPER. EXPENSE	7,513,280
6	(B)	CONF. & TRAVEL	155,506
7	(C)	PROF. FEES	882,029
8	(D)	CAP. OUTLAY	250,000
9	(E)	DATA PROC.	0
10	(06)	REHABILITATION PROGRAM GRANTS	1,900,000
11	(07)	CONTRACT SERVICES	18,741,993
12	(08)	DATA PROCESSING SERVICES	100,000
13	(09)	ARKANSAS KIDNEY DISEASE COMMISSION	950,000
14	(10)	AMERICAN RECOVERY AND	
15		REINVESTMENT ACT OF 2009	<u>1,000,000</u>
16		TOTAL AMOUNT APPROPRIATED	<u>\$59,031,329</u>

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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, 2012, the following:

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26	ITEM	FISCAL YEAR
27	<u>NO.</u>	<u>2011-2012</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>\$298,690</u>

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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, 2012, the following:

8 ITEM	FISCAL YEAR
9 <u>NO.</u>	<u>2011-2012</u>
10 (01) REGULAR SALARIES	\$134,255
11 (02) PERSONAL SERVICES MATCHING	43,419
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>\$515,674</u></u>

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, 2012, the  
 27 following:

29 ITEM	FISCAL YEAR
30 <u>NO.</u>	<u>2011-2012</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

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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 of the  
9 Department of Career Education - Arkansas Rehabilitation Services -  
10 Technology Equipment Revolving Loan Program for the fiscal year ending June  
11 30, 2012, the following:

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13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2011-2012</u>
15 (01) LOANS	<u>\$1,580,000</u>

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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, 2012, the following:

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24 ITEM	FISCAL YEAR
25 <u>NO.</u>	<u>2011-2012</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>

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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, ~~2010~~  
19 2011 through June 30, ~~2011~~ 2012.

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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  
15 a 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.

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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.

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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.

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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, 2011 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, 2011 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, 2011.

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23 APPROVED: 04/01/2011  
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