

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: S3/18/13
A Bill

SENATE BILL 221

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 DEPARTMENT OF HUMAN
10 SERVICES - DIVISION OF DEVELOPMENTAL DISABILITIES
11 SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2014;
12 AND FOR OTHER PURPOSES.
13
14

15 **Subtitle**

16 AN ACT FOR THE DEPARTMENT OF HUMAN
17 SERVICES - DIVISION OF DEVELOPMENTAL
18 DISABILITIES SERVICES APPROPRIATION FOR
19 THE 2013-2014 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 - OPERATIONS. There is hereby established
25 for the Department of Human Services - Division of Developmental Disabilities
26 Services for the 2013-2014 fiscal year, the following maximum number of
27 regular employees.
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			Maximum	Annual
			Maximum	Salary Rate
Item	Class		No. of	Fiscal Year
No.	Code	Title	Employees	2013-2014
33	(1)	L005N PSYCHIATRIC SPECIALIST	1	GRADE N919
34	(2)	L008N PHYSICIAN SPECIALIST	11	GRADE N917
35	(3)	L011N DENTIST	3	GRADE N916
36	(4)	L016N REGISTERED PHARMACIST	1	GRADE N911



1	(5)	N020N	DHS DDS COMMISSIONER	1	GRADE N910
2	(6)	N175N	DHS DDS ASST DIR FOR RESIDENTIAL SVC	1	GRADE N907
3	(7)	N081N	DHS DDS SUPT HDC/CONWAY	1	GRADE N907
4	(8)	N086N	DHS DDS DIR EVAL PLAN & MGMT SYSTEMS	1	GRADE N906
5	(9)	L017N	DHS ALEXANDER CHIEF PSYCHOLOGIST	1	GRADE N905
6	(10)	N111N	DHS ASST DEP DIR FOR MGR ACCOUNTING	1	GRADE N905
7	(11)	N126N	DHS DDS SUPT HDC	4	GRADE N904
8	(12)	N145N	DHS ASSISTANT DIRECTOR CMS	1	GRADE N902
9	(13)	N144N	DHS DDS DIR CLIENT SERVICES	2	GRADE N902
10	(14)	N143N	DHS DDS DIVISION MANAGER	2	GRADE N902
11	(15)	L001C	PSYCHOLOGIST SUPERVISOR	2	GRADE C129
12	(16)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
13	(17)	L003C	PSYCHOLOGIST	1	GRADE C127
14	(18)	M005C	DHS ASSIST SUPERINTENDENT - CONWAY	1	GRADE C125
15	(19)	L009C	NURSE MANAGER	5	GRADE C125
16	(20)	L015C	CLINICAL SPEECH PATHOLOGIST	12	GRADE C124
17	(21)	L021C	NURSING HOME ASSISTANT ADMINISTRATOR	4	GRADE C123
18	(22)	L019C	REGISTERED NURSE COORDINATOR	6	GRADE C123
19	(23)	G099C	DHS PROGRAM ADMINISTRATOR	11	GRADE C122
20	(24)	L027C	REGISTERED NURSE SUPERVISOR	15	GRADE C122
21	(25)	A050C	AGENCY FISCAL MANAGER	1	GRADE C121
22	(26)	M009C	LICENSED CERTIFIED SOCIAL WORKER	14	GRADE C121
23	(27)	L036C	NURSE INSTRUCTOR	6	GRADE C121
24	(28)	R014C	PERSONNEL MANAGER	1	GRADE C121
25	(29)	V004C	PROCUREMENT MANAGER	1	GRADE C121
26	(30)	L033C	PSYCHOLOGICAL EXAMINER	24	GRADE C121
27	(31)	A055C	DHS INSTITUTION BUSINESS MANAGER	6	GRADE C120
28	(32)	L040C	DIETARY SERVICES DIRECTOR	1	GRADE C120
29	(33)	E026C	EDUCATION & INSTRUCTION COORDINATOR	3	GRADE C120
30	(34)	L038C	REGISTERED NURSE	35	GRADE C120
31	(35)	E024C	TEACHER SUPERVISOR	1	GRADE C120
32	(36)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
33	(37)	L045C	AUDIOLOGIST	1	GRADE C119
34	(38)	R021C	BUDGET ANALYST	1	GRADE C119
35	(39)	G152C	DHS PROGRAM MANAGER	20	GRADE C119
36	(40)	G147C	GRANTS COORDINATOR	1	GRADE C119

1	(41)	M020C	LICENSED PROFESSIONAL COUNSELOR	5	GRADE C119
2	(42)	A065C	PAYROLL SERVICES COORDINATOR	1	GRADE C119
3	(43)	X062C	QUALITY ASSURANCE COORDINATOR	3	GRADE C119
4	(44)	E038C	EDUCATION & INSTRUCTION ANALYST	1	GRADE C118
5	(45)	M026C	LICENSED SOCIAL WORKER	5	GRADE C118
6	(46)	L047C	MEDICAL TECHNOLOGIST SUPERVISOR	1	GRADE C118
7	(47)	M025C	PROGRAM ELIGIBILITY COORDINATOR I	3	GRADE C118
8	(48)	M024C	RESIDENTIAL SERVICES MANAGER	15	GRADE C118
9	(49)	E044C	CERTIFIED BACHELORS TEACHER	12	GRADE C117
10	(50)	M043C	DDS PROGRAM COORDINATOR	3	GRADE C117
11	(51)	G183C	DHS PROGRAM COORDINATOR	70	GRADE C117
12	(52)	M042C	DHS STAFF SUPERVISOR	1	GRADE C117
13	(53)	G182C	DHS/DDS PROGRAM COORDINATOR	38	GRADE C117
14	(54)	L055C	DIETICIAN	1	GRADE C117
15	(55)	S019C	DIRECTOR MAINTENANCE	1	GRADE C117
16	(56)	G180C	GRANTS ANALYST	5	GRADE C117
17	(57)	R025C	HUMAN RESOURCES ANALYST	2	GRADE C117
18	(58)	S017C	MAINTENANCE COORDINATOR	4	GRADE C117
19	(59)	X095C	QUALITY ASSURANCE ANALYST	5	GRADE C117
20	(60)	E041C	SENIOR LIBRARIAN	2	GRADE C117
21	(61)	X094C	SERVICES & PROG LICENSING SPECIALIST	17	GRADE C117
22	(62)	E040C	STAFF DEVELOPMENT COORDINATOR	8	GRADE C117
23	(63)	A088C	ASSETS COORDINATOR	1	GRADE C116
24	(64)	V014C	BUYER	2	GRADE C116
25	(65)	E048C	EDUCATION & INSTRUCTION SPECIALIST	2	GRADE C116
26	(66)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
27	(67)	S021C	WATER FILTER/WASTE DISPOSAL PLNT SUP	1	GRADE C116
28	(68)	C037C	ADMINISTRATIVE ANALYST	3	GRADE C115
29	(69)	R033C	BENEFITS ANALYST	1	GRADE C115
30	(70)	M057C	CHAPLAIN	1	GRADE C115
31	(71)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
32	(72)	G210C	DHS PROGRAM SPECIALIST	27	GRADE C115
33	(73)	S033C	MAINTENANCE SUPERVISOR	3	GRADE C115
34	(74)	C028C	MEDICAL RECORDS SUPERVISOR	1	GRADE C115
35	(75)	L061C	MEDICAL TECHNOLOGIST	2	GRADE C115
36	(76)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115

1	(77)	V015C	PURCHASING SPECIALIST	4	GRADE C115
2	(78)	L060C	REHAB INSTRUCTOR SUPERVISOR	26	GRADE C115
3	(79)	S031C	SKILLED TRADESMAN	24	GRADE C115
4	(80)	G202C	VOLUNTEER PROGRAM COORDINATOR	1	GRADE C115
5	(81)	S030C	WATER FILTER/WASTE DISPOSAL PLNT OPER	2	GRADE C115
6	(82)	S041C	BOILER OPERATOR	3	GRADE C114
7	(83)	S044C	FOOD PREPARATION MANAGER	5	GRADE C114
8	(84)	M066C	PROGRAM ELIGIBILITY SPECIALIST	3	GRADE C114
9	(85)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	3	GRADE C114
10	(86)	M063C	RESIDENTIAL CARE PROGRAM COORDINATOR	17	GRADE C114
11	(87)	E051C	STAFF DEVELOPMENT SPECIALIST	5	GRADE C114
12	(88)	L071C	DENTAL HYGIENIST	1	GRADE C113
13	(89)	R036C	HUMAN RESOURCES SPECIALIST	7	GRADE C113
14	(90)	S047C	LANDSCAPE SUPERVISOR	1	GRADE C113
15	(91)	L069C	LICENSED PRACTICAL NURSE	142	GRADE C113
16	(92)	S046C	MAINTENANCE TECHNICIAN	4	GRADE C113
17	(93)	L066C	REHABILITATION INSTRUCTOR	128	GRADE C113
18	(94)	C056C	ADMINISTRATIVE SPECIALIST III	48	GRADE C112
19	(95)	S053C	AUTO/DIESEL MECHANIC	1	GRADE C112
20	(96)	A098C	FISCAL SUPPORT SPECIALIST	3	GRADE C112
21	(97)	S050C	MAINTENANCE SPECIALIST	6	GRADE C112
22	(98)	V022C	PURCHASING TECHNICIAN	1	GRADE C112
23	(99)	M071C	RESIDENTIAL CARE SHIFT COORDINATOR	18	GRADE C112
24	(100)	S056C	FOOD PREPARATION SUPERVISOR	5	GRADE C111
25	(101)	M076C	RECREATIONAL ACTIVITY LEADER II	26	GRADE C111
26	(102)	M073C	RESIDENTIAL CARE SUPERVISOR	71	GRADE C111
27	(103)	V023C	STOREROOM SUPERVISOR	5	GRADE C111
28	(104)	M078C	VOLUNTEER SERVICES COORDINATOR	1	GRADE C111
29	(105)	M090C	DHS PROGRAM ASSISTANT	3	GRADE C110
30	(106)	R038C	HUMAN RESOURCES ASSISTANT	4	GRADE C110
31	(107)	L075C	ORTHOTIST AIDE	5	GRADE C110
32	(108)	L074C	THERAPY ASSISTANT	1	GRADE C110
33	(109)	V025C	WAREHOUSE SPECIALIST	6	GRADE C110
34	(110)	C073C	ADMINISTRATIVE SPECIALIST II	92	GRADE C109
35	(111)	S061C	CHDC LAUNDRY OPERATIONS MANAGER	1	GRADE C109
36	(112)	L081C	DENTAL ASSISTANT	1	GRADE C109

1	(113)	L080C	DIETETIC TECHNICIAN	1	GRADE C109
2	(114)	C066C	PATIENT ACCOUNT SPECIALIST	6	GRADE C109
3	(115)	M082C	RECREATIONAL ACTIVITY LEADER I	1	GRADE C109
4	(116)	M081C	RESIDENTIAL CARE SHIFT SUPERVISOR	107	GRADE C109
5	(117)	E056C	TEACHER ASSISTANT	104	GRADE C109
6	(118)	A102C	FISCAL SUPPORT TECHNICIAN	3	GRADE C108
7	(119)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
8	(120)	S065C	MAINTENANCE ASSISTANT	20	GRADE C108
9	(121)	M083C	RESIDENTIAL CARE TECHNICIAN	757	GRADE C108
10	(122)	S070C	EQUIPMENT TECHNICIAN	3	GRADE C107
11	(123)	C087C	ADMINISTRATIVE SPECIALIST I	51	GRADE C106
12	(124)	S076C	INSTITUTIONAL BEAUTICIAN	3	GRADE C106
13	(125)	L086C	PHARMACY ASSISTANT	2	GRADE C106
14	(126)	L085C	PHYSICAL THERAPY AIDE	3	GRADE C106
15	(127)	V029C	PURCHASING ASSISTANT	1	GRADE C106
16	(128)	M089C	RESIDENTIAL CARE ASSISTANT	296	GRADE C106
17	(129)	L084C	THERAPY AIDE	4	GRADE C106
18	(130)	V028C	WAREHOUSE WORKER	1	GRADE C106
19	(131)	S081C	APPRENTICE TRADESMAN	5	GRADE C105
20	(132)	S082C	CANTEEN SUPERVISOR	2	GRADE C105
21	(133)	S080C	EQUIPMENT OPERATOR	9	GRADE C105
22	(134)	S083C	BAKER	4	GRADE C104
23	(135)	S086C	COOK	37	GRADE C104
24	(136)	S085C	FOOD PREPARATION SPECIALIST	11	GRADE C104
25	(137)	S084C	INSTITUTIONAL SERVICES SUPERVISOR	7	GRADE C104
26	(138)	S087C	INSTITUTIONAL SERVICES ASSISTANT	100	GRADE C103
27	(139)	S089C	FOOD PREPARATION TECHNICIAN	39	GRADE C102
28	(140)	V031C	STOCK CLERK	<u>1</u>	GRADE C102
29			MAX. NO. OF EMPLOYEES	2,711	

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31 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
 32 the Department of Human Services - Division of Developmental Disabilities
 33 Services for the 2013-2014 fiscal year, the following maximum number of part-
 34 time or temporary employees, to be known as "Extra Help", payable from funds
 35 appropriated herein for such purposes: two hundred (200) temporary or part-
 36 time employees, when needed, at rates of pay not to exceed those provided in

1 the Uniform Classification and Compensation Act, or its successor, or this
 2 act for the appropriate classification.

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4 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 5 to the Department of Human Services - Division of Developmental Disabilities
 6 Services, to be payable from the paying account as determined by the Chief
 7 Fiscal Officer of the State, for personal services and operating expenses of
 8 the Department of Human Services - Division of Developmental Disabilities
 9 Services for the fiscal year ending June 30, 2014, the following:

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11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2013-2014</u>
13	(01) REGULAR SALARIES	\$81,301,394
14	(02) EXTRA HELP	1,889,553
15	(03) PERSONAL SERVICES MATCHING	32,936,587
16	(04) OVERTIME	2,310,000
17	(05) EXTRA SALARIES	27,000
18	(06) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	29,408,439
20	(B) CONF. & TRAVEL	103,253
21	(C) PROF. FEES	918,147
22	(D) CAP. OUTLAY	394,300
23	(E) DATA PROC.	0
24	(07) GRANTS/PATIENT SERVICES	6,752,051
25	(08) FOSTER GRANDPARENTS STIPENDS	280,000
26	(09) DATA PROCESSING SERVICES	550,000
27	(10) VOCATIONAL TRAINEES	239,000
28	(11) CHILDREN AND ADOLESCENT SERVICES	67,191
29	(12) PURCHASE OF SERVICES	<u>6,954,796</u>
30	TOTAL AMOUNT APPROPRIATED	<u>\$164,131,711</u>

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32 SECTION 4. APPROPRIATION - SPECIAL OLYMPICS. There is hereby
 33 appropriated, to the Department of Human Services - Division of Developmental
 34 Disabilities Services, to be payable from the Developmental Disabilities
 35 Services Fund Account, for grants to the Arkansas Special Olympics for the
 36 fiscal year ending June 30, 2014, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2013-2014</u>
(01) GRANTS-SPECIAL OLYMPICS	<u>\$178,768</u>

SECTION 5. APPROPRIATION - COMMUNITY PROGRAMS. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services-Dog Track Special Revenue Fund, for expenses of the private non-profit community based programs licensed by the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2014, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2013-2014</u>
(01) COMMUNITY PROGRAMS	<u>\$50,000</u>

SECTION 6. APPROPRIATION - GRANTS-IN-AID. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services Fund Account, for grants-in-aid to the community providers of services to the developmentally disabled by the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2014, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2013-2014</u>
(01) GRANTS TO COMMUNITY PROVIDERS	<u>\$15,892,045</u>

SECTION 7. APPROPRIATION - INTER-DIVISIONAL PROGRAMS. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services Fund Account, for integrated services and programs developed by the various divisions, for services and programs developed in conjunction with other state agencies and for the development and implementation of an integrated case management system for the Department of Human Services for

1 the fiscal year ending June 30, 2014, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2013-2014</u>
5 (01) INTER-DIVISIONAL PROGRAMS	<u>\$108,644</u>

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7 SECTION 8. APPROPRIATION - GRANTS - STATE. There is hereby
 8 appropriated, to the Department of Human Services - Division of Developmental
 9 Disabilities Services, to be payable from the Department of Human Services
 10 Grants Fund Account, for grant payments of the Department of Human Services -
 11 Division of Developmental Disabilities Services for the fiscal year ending
 12 June 30, 2014, the following:

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14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2013-2014</u>
16 (01) CHILDREN'S MEDICAL SERVICES-STATE	<u>\$1,729,279</u>

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18 SECTION 9. APPROPRIATION - GRANTS - FEDERAL. There is hereby
 19 appropriated, to the Department of Human Services - Division of Developmental
 20 Disabilities Services, to be payable from the federal funds as designated by
 21 the Chief Fiscal Officer of the State, for federally funded grants of the
 22 Department of Human Services - Division of Developmental Disabilities
 23 Services for the fiscal year ending June 30, 2014, the following:

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25 ITEM	FISCAL YEAR
26 <u>NO.</u>	<u>2013-2014</u>
27 (01) CHILDREN'S MEDICAL SERVICES-FEDERAL	<u>\$1,446,205</u>

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29 SECTION 10. APPROPRIATION - AUTISM TREATMENT AND COORDINATION. There
 30 is hereby appropriated, to the Department of Human Services - Division of
 31 Developmental Disabilities Services, to be payable from the Developmental
 32 *Disabilities Services Fund Account, for grant payments and autism waiver*
 33 *services of the Department of Human Services - Division of Developmental*
 34 *Disabilities Services for the fiscal year ending June 30, 2014, the*
 35 *following:*

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1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2013-2014</u>
3	(01) AUTISM TREATMENT AND COORDINATION	
4	<i>GRANTS AND AID & AUTISM WAIVER SERVICES</i>	<u><u>\$1,492,500</u></u>

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6 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

8 DEVELOPMENTAL DISABILITIES - GRANTS TO COMMUNITY BASED PROVIDERS. Funds

9 allocated under the appropriation for community-based services, for Grants to

10 Community Providers, in the Developmental Disabilities Services - Grants-in-

11 Aid appropriation in this act shall be used only to provide services through

12 private community based services licensed or certified by the Arkansas

13 Division of Developmental Disabilities Services (DDS). Non-profit community-

14 based programs licensed by the Division of Developmental Disabilities

15 Services are quasi-governmental instrumentalities of the state which provide

16 supports and services to individuals who have a developmental disability or

17 delay, who would otherwise require supports and services through state-

18 operated programs and facilities owned by the State of Arkansas. When DDS

19 licensed providers are involved in delivering services which are Medicaid

20 reimbursable, they must enroll as a provider with the Arkansas Medicaid

21 Program and must bill the Arkansas Medicaid Program for all covered services

22 for eligible individuals.

23 Services which are covered by the Arkansas State Medicaid Program or under

24 the Alternative Community Services Waiver Program (ACS) will be utilized to

25 the maximum extent possible for any individual who is eligible for Medicaid

26 coverage. It is the intent of this section that DDS, as a general policy,

27 maximize the use of Medicaid funding available for appropriate services.

28 The State shall require each provider funded from this Appropriation for

29 community based services, including funding from the Grants/Patient Services

30 Line, in the Developmental Disabilities Services - Operations appropriation,

31 or from the Grants to Community Providers Line, in the Developmental

32 Disabilities Services - Grants-in-Aid appropriation, to screen each

33 individual to whom services are provided for a determination of eligibility

34 or ineligibility for Medicaid coverage within thirty days of the first date

35 that services are provided. It is the intent of this section to insure that

36 wherever possible and appropriate, Medicaid funds are utilized for covered or

1 waived services to individuals who are eligible for coverage under the
2 Arkansas Medicaid Program or the ACS Waiver.

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

6 The provisions of this section shall be in effect only from July 1, ~~2012~~
7 2013 through June 30, ~~2013~~ 2014.

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9 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

11 DEVELOPMENTAL DISABILITIES - VOCATIONAL TRAINEES. The Division of
12 Developmental Disabilities Services of the Department of Human Services is
13 hereby authorized to provide employment opportunities for people with
14 developmental disabilities residing at the Human Development Centers who work
15 less than a competitive employment level.

16 The provisions of this section shall be in effect only from July 1, ~~2012~~
17 2013 through June 30, ~~2013~~ 2014.

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19 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS IN

21 AID - CONDITIONS FOR RECEIVING FUNDS. Private non-profit community-based
22 programs licensed by the Department of Human Services, Developmental
23 Disabilities Services, are eligible to receive funds appropriated for Grants
24 to Community Providers in the Developmental Disabilities Services - Grants-
25 in-Aid appropriation of this Act, and as a condition of receiving such funds
26 they shall:

27 1. Meet minimum standards of performance in the delivery of services to
28 people with disabilities as defined by the Department of Human Services,
29 Developmental Disabilities Services.

30 2. Supply statistical and financial data to the Department of Human
31 Services, Developmental Disabilities Services.

32 3. Establish and maintain a sound financial management system in accordance
33 with guidelines as set forth by the Department of Human Services.

34 4. Establish and maintain community support programs designed to provide
35 coordinated care and treatment to ensure ongoing involvement and
36 individualized services for persons with disabilities. Every community

1 support program shall provide services for persons with disabilities who
2 reside within the respective area of the program.

3 The provisions of this section shall be in effect only from July 1, ~~2012~~
4 2013 through June 30, ~~2013~~ 2014.

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6 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

8 DEVELOPMENTAL DISABILITIES – TIMBER SALES PROCEEDS - CAPITAL IMPROVEMENTS AND
9 EQUIPMENT. The Division of Developmental Disabilities Services is authorized
10 to use the administrative operating accounts for capital improvements to
11 physical plants and for the purchase of capital equipment. The funds shall be
12 held by the Department of Human Services, Division of Developmental
13 Disabilities Services from the proceeds of the sale of timber that may be
14 harvested from land owned by the Division of Developmental Disabilities
15 Services. All funds deposited and all expenses shall be tracked separately.
16 The harvesting of timber is specifically authorized to provide funds to
17 finance capital improvements to the physical plants and for the purchase of
18 major capital equipment.

19 The Division of Developmental Disabilities Services shall report all
20 income derived from timber management to the Chief Fiscal Officer of the
21 State and the Arkansas Legislative Council. Any contracts initiated for the
22 harvesting of timber shall be submitted to the Review Subcommittee of the
23 Arkansas Legislative Council for prior review. All expenditures of funds
24 derived from the sale of timber will be expended in accordance with relevant
25 state purchasing laws.

26 The provisions of this section shall be in effect only from July 1, ~~2012~~
27 2013 through June 30, ~~2013~~ 2014.

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29 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN
31 DEVELOPMENT CENTERS AND COMMUNITY PROVIDERS.

32 (A) The Developmental Disabilities Services Board or the Department of
33 Human Services shall not close any of the state administered Human
34 Development Centers which are located at Conway, Arkadelphia, Jonesboro,
35 Booneville, and Warren.

36 (B) The Department of Human Services shall continue to accept clients for

1 whom it has determined that therapy and residential services are needed at
2 state administered Human Development Centers and Community Programs licensed
3 by DDS shall continue to accept clients for whom it has been determined in
4 accordance with federal law that are in need of services in the community.

5 (C) Except for use as federal matching funds, no funds for community based
6 services licensed by DDS shall be transferred from Grants to Community
7 Providers line item of the Developmental Disabilities Services - Grants-in-
8 Aid appropriation unless the transfer(s) directly benefit(s) community based
9 services for persons with developmental disabilities or from the
10 appropriation for the Human Development Centers unless the transfer(s)
11 directly benefit(s) the Human Development Centers.

12 (D) Nor shall any general revenue funding as of July 1, ~~2012~~ 2013 from the
13 Grants to Community Providers line item of the Developmental Disabilities
14 Services - Grants-in-Aid appropriation for persons with developmental
15 disabilities or from any other general revenues as of July 1, ~~2012~~ 2013,
16 applied as federal matching funds for community based services licensed by
17 DDS on July 1, ~~2012~~ 2013 be reduced below the approved funding level on July
18 1, ~~2012~~ 2013; nor shall the general revenues applied as federal matching
19 funds for the Human Development Centers be reduced below the approved funding
20 level on July 1, ~~2012~~ 2013.

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22 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AUTISM
24 TREATMENT AND COORDINATION. The Department of Human Services - Division of
25 Developmental Disabilities Services shall promulgate rules and regulations
26 regarding the licensure and oversight of Applied Behavior Analysts as
27 described in Arkansas Code § 23-99-418. The rules and regulations shall
28 include a requirement for a licensure application fee equal to that charged
29 to applicants to be licensed as a psychologist as described in Arkansas Code
30 § 17-97-309. Proceeds from this fee are declared as cash funds.

31
32 SECTION 17. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
33 authorized by this act shall be limited to the appropriation for such agency
34 and funds made available by law for the support of such appropriations; and
35 the restrictions of the State Procurement Law, the General Accounting and
36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal
2 control laws of this State, where applicable, and regulations promulgated by
3 the Department of Finance and Administration, as authorized by law, shall be
4 strictly complied with in disbursement of said funds.

5
6 SECTION 18. LEGISLATIVE INTENT. It is the intent of the General
7 Assembly that any funds disbursed under the authority of the appropriations
8 contained in this act shall be in compliance with the stated reasons for
9 which this act was adopted, as evidenced by the Agency Requests, Executive
10 Recommendations and Legislative Recommendations contained in the budget
11 manuals prepared by the Department of Finance and Administration, letters, or
12 summarized oral testimony in the official minutes of the Arkansas Legislative
13 Council or Joint Budget Committee which relate to its passage and adoption.

14
15 SECTION 19. EMERGENCY CLAUSE. It is found and determined by the
16 General Assembly, that the Constitution of the State of Arkansas prohibits
17 the appropriation of funds for more than a one (1) year period; that the
18 effectiveness of this Act on July 1, 2013 is essential to the operation of
19 the agency for which the appropriations in this Act are provided, and that in
20 the event of an extension of the legislative session, the delay in the
21 effective date of this Act beyond July 1, 2013 could work irreparable harm
22 upon the proper administration and provision of essential governmental
23 programs. Therefore, an emergency is hereby declared to exist and this Act
24 being necessary for the immediate preservation of the public peace, health
25 and safety shall be in full force and effect from and after July 1, 2013.

26
27 */s/Joint Budget Committee*

28
29
30 **APPROVED: 04/19/2013**