

"AN ACT TO AMEND SECTION 5 OF ACT 968 OF 1985 [ARK. STAT. 82-2235] TO CHANGE THE LICENSURE RENEWAL PERIOD FROM A CALENDAR YEAR BASIS TO A FISCAL YEAR BASIS; TO INCREASE LICENSURE FEES; TO REPEAL SECTION 6 OF ACT 58 OF 1969, AS AMENDED, AND SECTION 5 OF ACT 884 OF 1985; AND FOR OTHER PURPOSES."

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

SECTION 1. Section 5 of Act 968 of 1985, the same being Arkansas Statutes 82-2235, is hereby amended to read as follows:

"Section 5. (A) Any person desiring to be licensed as a nursing home administrator shall make application therefor to the State Office of Long Term Care on forms prescribed by the Office of Long Term Care and shall furnish such information with the application as shall be required by the Office of Long Term Care. An applicant must complete the licensure process within one and one-half (1 1/2) years from the date of application approval for licensure. Each application shall be accompanied by a licensure fee of one hundred dollars (\$100.00), one half of which shall be refunded to the applicant if he/she is refused licensure by the Office of Long Term Care. This Section shall only apply to nursing home administrators and is not intended to require administrators in other kinds of Long Term Care Facilities unless provided by regulation. All nursing home administrator's license expiring on December 31, 1987, shall be renewed upon payment of a \$50.00 fee by January 30, 1988 for a license to expire June 30, 1988. After January 30, 1988, active nursing home administrator's license shall expire June 30 of each year and shall be renewed upon payment of a fee of \$100.00 by July 2 of each year and by attending and accumulating a specified number of continuing education clock hours as established by the Office of Long Term Care. The fee for those nursing home administrators not actively employed by a nursing home facility as an administrator shall be \$50.00 payable July 2 of each year.

(B) All funds derived from fees collected pursuant to the provisions of this Act are hereby declared to be 'special revenues' and shall be deposited in the State Treasury, there to be credited to the Nursing Home Personnel Training Fund to be utilized by the Office of Long Term Care of the Division of Economic and Medical Services of the Department of Human Services for development and implementation of training programs as may be prescribed by the Office of Long Term Care.

(C) Subject to such rules and regulations as may be implemented by the Chief Fiscal Officer of the State, the Disbursing Officer for the Department of Human Services is hereby authorized to transfer all unexpended funds relative to the licensure of nursing home administrators that pertain to fees collected, as certified by the Chief Fiscal Officer of the State, to be carried forward and made available for expenditures for the same purpose for any following fiscal year."

SECTION 2. Section 6 of Act 58 of 1969, as amended, and Section 5 of Act 884 of 1985, are hereby repealed.

SECTION 3. The provisions of this Act shall be severable, and if any phrase, clause, sentence, paragraph or section of this Act is held invalid, the same shall not affect the remaining portion of this Act.

SECTION 4. All laws or parts of laws in conflict herewith are hereby repealed.

APPROVED: 3/19/87
