

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 First Extraordinary Session, 2003  
4

# A Bill

Call Item 5  
Act 16 of 2003  
SENATE BILL 22

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 HUMAN SERVICES - DIVISION OF  
12 DEVELOPMENTAL DISABILITIES SERVICES FOR THE  
13 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR  
14 OTHER PURPOSES.

## Subtitle

15  
16  
17 AN ACT FOR THE DEPARTMENT OF HUMAN  
18 SERVICES - DIVISION OF DEVELOPMENTAL  
19 DISABILITIES SERVICES APPROPRIATION FOR  
20 THE 2003-2005 BIENNIUM.  
21  
22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. REGULAR SALARIES. There is hereby established for the  
27 Department of Human Services - Division of Developmental Disabilities  
28 Services for the 2003-2005 biennium, the following maximum number of regular  
29 employees whose salaries shall be governed by the provisions of the Uniform  
30 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or  
31 its successor, and all laws amendatory thereto. Provided, however, that any  
32 position to which a specific maximum annual salary is set out herein in  
33 dollars, shall be exempt from the provisions of said Uniform Classification  
34 and Compensation Act. All persons occupying positions authorized herein are  
35 hereby governed by the provisions of the Regular Salaries Procedures and  
36 Restrictions Act (Arkansas Code §21-5-101), or its successor.



				Maximum	Maximum Annual	
				No. of	Salary Rate	
	Item	Class			Fiscal Years	
	No.	Code	Title	Employees	2003-2004	2004-2005
6	(1)	6603	GENERAL PHYSICIAN	7	\$114,762	\$117,219
7	(2)	6601	DENTIST	3	\$114,762	\$117,219
8	(3)	9972	DDS COMMISSIONER	1	\$93,804	\$95,967
9	(4)	8966	DHS DDS SUPT HDC/CONWAY	1	\$86,210	\$88,248
10	(5)	8949	DDS DIR EVAL, PLAN & MGMT SYSTEMS	1	\$77,912	\$79,793
11	(6)	8969	DHS DDS SUPT HDC	1	\$77,238	\$79,106
12	(7)	8970	DHS DDS SUPT HDC	1	\$77,237	\$79,104
13	(8)	8972	DHS DDS SUPT HDC	1	\$75,361	\$77,193
14	(9)	8968	DHS DDS SUPT HDC	1	\$74,705	\$76,524
15	(10)	8967	DHS DDS DIR CLIENT SERVICES	1	\$68,938	\$70,648
16	(11)	8948	DDS ASST DIR PROGRAM MANAGEMENT	1	\$66,012	\$67,666
17	(12)	8035	ASSISTANT DIRECTR CMS	1	\$65,987	\$67,641
18	(13)	8971	DHS DDS SUPT HDC	1	\$59,565	\$61,097
19	(14)	L014	DIRECTOR OF PHARMACY SERVICES	2	GRADE 26	
20	(15)	L134	PSYCHOLOGIST SUPERVISOR	1	GRADE 26	
21	(16)	L012	PHARMACIST II	2	GRADE 25	
22	(17)	L124	PSYCHOLOGIST	2	GRADE 25	
23	(18)	L096	SR PHARMACIST	3	GRADE 24	
24	(19)	M178	DHS/DDS ASST SUPT - CONWAY	1	GRADE 23	
25	(20)	R184	NURSING SERVICES UNIT MANAGER	6	GRADE 23	
26	(21)	A032	AGENCY FISCAL MANAGER	1	GRADE 22	
27	(22)	L078	NURSE SUPERVISOR	13	GRADE 22	
28	(23)	R058	DDS PERSONNEL MANAGER	1	GRADE 22	
29	(24)	X338	ENGINEER, PE	1	GRADE 22	
30	(25)	697Z	DHS PRGM MANAGER	7	GRADE 21	
31	(26)	809Z	DHS PLANNING & POLICY DEV COORD	1	GRADE 21	
32	(27)	892Z	DHS INSTITUTION BUSINESS MANAGER	6	GRADE 21	
33	(28)	A008	ACCOUNTING SUPERVISOR II	1	GRADE 21	
34	(29)	E023	DHS/DDS LANGUAGE DEVELOP SUPV	1	GRADE 21	
35	(30)	E104	DHS/DDS ED & TRNG CONSULTANT	2	GRADE 21	
36	(31)	L019	NUTRITIONIST CONSULTANT	1	GRADE 21	

1	(32)	L030	DIETARY SERVICES DIRECTOR	1	GRADE 21
2	(33)	L082	NURSING SERVICES SPECIALIST	3	GRADE 21
3	(34)	L090	OCCUPATIONAL THERAPY SUPERVISOR	1	GRADE 21
4	(35)	L122	PSYCHOLOGICAL EXAMINER II	17	GRADE 21
5	(36)	L142	SPEECH PATHOLOGIST SUPV	3	GRADE 21
6	(37)	M046	DHS/DDS TEAM LEADER-CONWAY	5	GRADE 21
7	(38)	M112	COTTAGE LIFE PROGRAM DIRECTOR	5	GRADE 21
8	(39)	R326	QUALITY ASSURANCE COORDINATOR	5	GRADE 21
9	(40)	R488	GRANTS ADMIN SUPV	2	GRADE 21
10	(41)	E026	INSTITUTIONAL INSTRUCTOR SUPERVISOR	2	GRADE 20
11	(42)	E038	NURSE INSTRUCTOR	2	GRADE 20
12	(43)	E114	STAFF DEVELOPMENT COORDINATOR	6	GRADE 20
13	(44)	G120	PLANT MAINTENANCE COORDINATOR	1	GRADE 20
14	(45)	L008	SR AUDIOLOGIST	1	GRADE 20
15	(46)	L070	NURSE II	34	GRADE 20
16	(47)	L088	OCCUPATIONAL THERAPIST II	2	GRADE 20
17	(48)	L140	SPEECH PATHOLOGIST II	15	GRADE 20
18	(49)	M013	DEVELOPMENTAL DISABILITIES SPEC II	44	GRADE 20
19	(50)	M016	SR CHAPLAIN	1	GRADE 20
20	(51)	M088	SOCIAL WORKER II	5	GRADE 20
21	(52)	M116	UTILIZATION REVIEW NURSE	2	GRADE 20
22	(53)	M128	DHS/DDS PRGM COORDINATOR	43	GRADE 20
23	(54)	M140	DHS/DDS TEAM LEADER	3	GRADE 20
24	(55)	R145	DHS PROGRAM COORDINATOR	4	GRADE 20
25	(56)	R266	MANAGEMENT PROJECT ANALYST II	5	GRADE 20
26	(57)	X311	DHS/DDS PRGM EVALUATOR SUPV	1	GRADE 20
27	(58)	Y116	MAINTENANCE SYSTEMS SUPV	1	GRADE 20
28	(59)	B060	MEDICAL TECHNOLOGIST SUPERVISOR	1	GRADE 19
29	(60)	L028	DIETICIAN	2	GRADE 19
30	(61)	L120	PSYCHOLOGICAL EXAMINER I	2	GRADE 19
31	(62)	M044	DHS PRGM CONSULTANT	1	GRADE 19
32	(63)	M057	DHS/DDS FOSTER GRANDPARENT ADMR	1	GRADE 19
33	(64)	M086	SOCIAL WORKER I	6	GRADE 19
34	(65)	M154	DHS FIELD REPRESENTATIVE	2	GRADE 19
35	(66)	R030	ASST PERSONNEL MANAGER	1	GRADE 19
36	(67)	R168	GRANTS COORDINATOR II	8	GRADE 19

1	(68)	W012	MEDICAL RECORDS ADMINISTRATOR	1	GRADE 19
2	(69)	X309	DHS/DDS PRGM EVALUATOR	2	GRADE 19
3	(70)	E024	INSTITUTIONAL INSTRUCTOR II	23	GRADE 18
4	(71)	E037	LIBRARIAN II	2	GRADE 18
5	(72)	E050	STAFF DEVELOPMENT SPECIALIST II	2	GRADE 18
6	(73)	E072	TRAINING INSTRUCTOR	1	GRADE 18
7	(74)	E082	VOCATIONAL INSTRUCTOR II	1	GRADE 18
8	(75)	G028	BLDG PLANT MAINTENANCE SUPV II	5	GRADE 18
9	(76)	H032	FOOD PRODUCTION MANAGER	6	GRADE 18
10	(77)	L138	SPEECH PATHOLOGIST I	1	GRADE 18
11	(78)	M050	RECREATIONAL ACTIVITY LEADER SUPV	3	GRADE 18
12	(79)	M076	SOCIAL SERVICE REPRESENTATIVE III	1	GRADE 18
13	(80)	M078	DHS/DEMS SUPERVISOR	2	GRADE 18
14	(81)	M082	SOCIAL SERVICE WORKER III	19	GRADE 18
15	(82)	M099	COTTAGE LIFE PROGRAM SUPERVISOR	18	GRADE 18
16	(83)	R264	MANAGEMENT PROJECT ANALYST I	3	GRADE 18
17	(84)	V040	PURCHASE AGENT II/PURCHASE AGENT	5	GRADE 18
18	(85)	B052	MEDICAL TECHNOLOGIST	2	GRADE 17
19	(86)	E022	INSTITUTIONAL INSTRUCTOR I	1	GRADE 17
20	(87)	E086	HABILITATION/REHAB INSTRUCTOR II	135	GRADE 17
21	(88)	M080	SOCIAL SERVICE WORKER II/SOC SVC WK	4	GRADE 17
22	(89)	M095	VOLUNTEER PROGRAM DEVELOPER I	2	GRADE 17
23	(90)	M102	VOCATIONAL PLAC & EVAL PROG COORD	1	GRADE 17
24	(91)	R010	ADMINISTRATIVE ASSISTANT II	18	GRADE 17
25	(92)	R190	PERSONNEL OFFICER II	5	GRADE 17
26	(93)	X352	HLTH CARE ANALYST II	2	GRADE 17
27	(94)	Y003	AUTO/DIESEL MECHANIC	3	GRADE 17
28	(95)	Y021	STATIONARY ENGINEER	9	GRADE 17
29	(96)	Y039	HEATING & A/C MECHANIC	5	GRADE 17
30	(97)	Y053	JOURNEYMAN CARPENTER	9	GRADE 17
31	(98)	Y055	JOURNEYMAN ELECTRICIAN	6	GRADE 17
32	(99)	Y057	JOURNEYMAN PAINTER	6	GRADE 17
33	(100)	Y061	JOURNEYMAN PLUMBER	4	GRADE 17
34	(101)	Y065	JOURNEYMAN LOCKSMITH	1	GRADE 17
35	(102)	Y107	WELDER	1	GRADE 17
36	(103)	A053	INSURANCE SPECIALIST II	1	GRADE 16

1	(104)	L026	DENTAL HYGIENIST	1	GRADE 16
2	(105)	L153	X-RAY TECH SUPV/X-RAY TECH II	1	GRADE 16
3	(106)	M141	DHS/DDS TEAM SHIFT COORDINATOR	18	GRADE 16
4	(107)	A063	PAYROLL OFFICER	1	GRADE 15
5	(108)	A108	ACCOUNTING TECHNICIAN II	8	GRADE 15
6	(109)	A155	ICF COORDINATOR	6	GRADE 15
7	(110)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	12	GRADE 15
8	(111)	L061	LIFE SKILLS TRAINER SUPERVISOR	62	GRADE 15
9	(112)	L115	LPN II/LPTN II	132	GRADE 15
10	(113)	L183	OCCUPATIONAL THERAPY ASSISTANT	2	GRADE 15
11	(114)	M048	RECREATIONAL ACTIVITY LEADER II	27	GRADE 15
12	(115)	R009	ADMINISTRATIVE ASSISTANT I	3	GRADE 15
13	(116)	V039	PURCHASE AGENT I/ASST PURCHASE AGEN	4	GRADE 15
14	(117)	V051	STOREROOM SUPV/STORE SUPV	4	GRADE 15
15	(118)	X350	HLTH CARE ANALYST I	1	GRADE 15
16	(119)	G014	CHDC LAUNDRY OPERATIONS MANAGER	1	GRADE 14
17	(120)	H023	COMMISSARY MANAGER	1	GRADE 14
18	(121)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	11	GRADE 14
19	(122)	K117	MEDICAL OR LEGAL SECRETARY	29	GRADE 14
20	(123)	L184	DIETETIC TECHNICIAN	1	GRADE 14
21	(124)	M036	FOSTER GRANDPARENT SUPERVISOR	1	GRADE 14
22	(125)	E017	INSTITUTION ASSISTANT LIBRARIAN	1	GRADE 13
23	(126)	E027	INSTITUTIONAL TEACHER ASSISTANT	88	GRADE 13
24	(127)	G115	NURSERY ASST & GROUNDSKEEPER SUPV	1	GRADE 13
25	(128)	G139	WATER FILTER/WASTE DISPOS PLNT OPER	3	GRADE 13
26	(129)	H049	SUPERVISOR OF COOKING	5	GRADE 13
27	(130)	K153	SECRETARY II	70	GRADE 13
28	(131)	L059	LIFE SKILLS TRAINER II	806	GRADE 13
29	(132)	L091	OCCUPATIONAL THERAPY WORKER	6	GRADE 13
30	(133)	L093	ORTHOTIST AIDE	5	GRADE 13
31	(134)	M047	RECREATIONAL ACTIVITY LEADER I	1	GRADE 13
32	(135)	M067	SOCIAL SERVICE AIDE II	3	GRADE 13
33	(136)	R125	PERSONNEL OFFICER	4	GRADE 13
34	(137)	C013	SWITCHBOARD OPERATOR SUPERVISOR	1	GRADE 12
35	(138)	K039	DOCUMENT EXAMINER II	13	GRADE 12
36	(139)	K089	PERSONNEL ASSISTANT	2	GRADE 12

1	(140)	H047	MEAT CUTTER II/BUTCHER II	1	GRADE 11
2	(141)	K155	SECRETARY I	23	GRADE 11
3	(142)	L025	DENTAL ASSISTANT	1	GRADE 11
4	(143)	L057	LIFE SKILLS TRAINER I	278	GRADE 11
5	(144)	Y001	APPRENTICE TRADESMAN	6	GRADE 11
6	(145)	G006	MOTOR VEHICLE OPERATOR	5	GRADE 10
7	(146)	G013	WAREHOUSE WORKER	3	GRADE 10
8	(147)	H005	BAKER II	6	GRADE 10
9	(148)	H027	COOK II	40	GRADE 10
10	(149)	K023	CLERICAL ASSISTANT	3	GRADE 10
11	(150)	K037	DOCUMENT EXAMINER I	4	GRADE 10
12	(151)	L097	PHARMACY ASST	2	GRADE 10
13	(152)	V029	INVENTORY CONTROL CLERK	1	GRADE 10
14	(153)	C011	SWITCHBOARD OPERATOR II	12	GRADE 09
15	(154)	L089	OCCUPATIONAL THERAPY AIDE	1	GRADE 09
16	(155)	L105	PHYSICAL THERAPY AIDE	5	GRADE 09
17	(156)	Y045	INSTITUTIONAL BEAUTICIAN	3	GRADE 09
18	(157)	G010	LAUNDRY SUPERVISOR	5	GRADE 08
19	(158)	G039	CUSTODIAL SUPV II	4	GRADE 08
20	(159)	G045	EQUIPMENT OPERATOR	11	GRADE 08
21	(160)	G109	BLDG/EQUIP MAINT REPAIRMAN II	21	GRADE 08
22	(161)	H019	CANTEEN SUPERVISOR	2	GRADE 08
23	(162)	H025	COOK I	1	GRADE 08
24	(163)	H053	FOOD SERVICE WORKER III	10	GRADE 08
25	(164)	L063	LIFE SKILLS TRAINER TRAINEE	1	GRADE 08
26	(165)	C009	SWITCHBOARD OPERATOR I	4	GRADE 07
27	(166)	G177	MAINTENANCE WORKER SUPERVISOR	1	GRADE 07
28	(167)	G191	CLOTHING SHOP OPERATOR	1	GRADE 07
29	(168)	K015	OFFICE CLERK	3	GRADE 07
30	(169)	G175	MAINTENANCE WORKER II	6	GRADE 05
31	(170)	H043	FOOD SERVICE WORKER II	41	GRADE 05
32	(171)	V049	STOCK CLERK II	6	GRADE 05
33	(172)	Y095	SEAMSTRESS II	1	GRADE 05
34	(173)	G008	LAUNDRY WORKER	27	GRADE 04
35	(174)	G035	CUSTODIAL WRKR II	88	GRADE 04
36	(175)	G171	CUSTODIAL WRKR I	3	GRADE 03

1 (176) H039 FOOD SERVICE WORKER I 5 GRADE 03  
 2 MAX. NO. OF EMPLOYEES 2,591  
 3

4 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of  
 5 Human Services - Division of Developmental Disabilities Services for the  
 6 2003-2005 biennium, the following maximum number of part-time or temporary  
 7 employees, to be known as "Extra Help", payable from funds appropriated  
 8 herein for such purposes: two hundred eighty-nine (289) temporary or part-  
 9 time employees, when needed, at rates of pay not to exceed those provided in  
 10 the Uniform Classification and Compensation Act, or its successor, or this  
 11 act for the appropriate classification.  
 12

13 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
 15 HELP - DEVELOPMENTAL DISABILITIES SERVICES. It is hereby authorized for the  
 16 Department of Human Services - Division of Developmental Disabilities  
 17 Services for the ~~2001-2003~~ 2003-2005 biennium, that of the extra help  
 18 positions authorized herein for the Department of Human Services - Division  
 19 of Developmental Disabilities Services, 89 of those positions, when utilized  
 20 in a manner which is reimbursable under Title XIX or other federal funds, are  
 21 specifically exempt from limitation of hours, either by Act or Regulation.  
 22

23 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
~~July 1, 2003~~ through ~~June 30, 2003~~ June 30, 2005.  
 24

25 SECTION 4. APPROPRIATION - SCHOOL LUNCH PROGRAM - CASH. There is hereby  
 26 appropriated, to the Department of Human Services - Division of Developmental  
 27 Disabilities Services, to be payable from the cash fund deposited in the  
 28 State Treasury as determined by the Chief Fiscal Officer of the State, for  
 29 operating expenses of the Department of Human Services - Division of  
 30 Developmental Disabilities Services for the biennial period ending June 30,  
 31 2005, the following:  
 32

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 1,800,000	\$ 1,800,000

1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	0	0
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,800,000</u>	<u>\$ 1,800,000</u>

6

7 SECTION 5. APPROPRIATION - SPECIAL OLYMPICS. There is hereby appropriated,  
 8 to the Department of Human Services - Division of Developmental Disabilities  
 9 Services, to be payable from the Developmental Disabilities Services Fund  
 10 Account, for grants to the Arkansas Special Olympics for the biennial period  
 11 ending June 30, 2005, the following:

12

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
15	(01) GRANTS- SPECIAL OLYMPICS	<u>\$ 94,459</u>	<u>\$ 94,459</u>

16

17 SECTION 6. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,  
 18 to the Department of Human Services - Division of Developmental Disabilities  
 19 Services, to be payable from the paying account as determined by the Chief  
 20 Fiscal Officer of the State, for personal services and operating expenses of  
 21 the Department of Human Services - Division of Developmental Disabilities  
 22 Services for the biennial period ending June 30, 2005, the following:

23

24	ITEM	FISCAL YEARS	
25	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
26	(01) REGULAR SALARIES	\$ 64,024,265	\$ 65,753,481
27	(02) EXTRA HELP	4,178,640	4,178,972
28	(03) PERSONAL SERVICE MATCH	20,776,615	21,095,173
29	(04) OVERTIME	201,525	202,360
30	(05) EXTRA SALARIES	9,000	9,000
31	(06) MAINT. & GEN. OPERATION		
32	(A) OPER. EXPENSE	14,295,495	14,577,871
33	(B) CONF. & TRAVEL	186,245	186,637
34	(C) PROF. FEES	272,202	298,698
35	(D) CAP. OUTLAY	948,665	840,312
36	(E) DATA PROC.	0	0



1	(07) GRANTS/PATIENT SERVICES	17,257,368	29,157,368
2	(08) FOSTER GRANDPARENTS STIPENDS	402,000	402,000
3	(09) DATA PURCHASE SERVICES	1,570,159	1,570,159
4	(10) VOCATIONAL TRAINEES	174,050	177,368
5	(11) CHILDREN AND ADOLESCENT SERVICES	2,287,824	2,515,918
6	(12) PURCHASE OF SERVICES	<u>4,203,066</u>	<u>4,203,066</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 130,787,119</u>	<u>\$ 145,168,383</u>

8

9 SECTION 7. APPROPRIATION - COMMUNITY PROGRAMS. There is hereby  
 10 appropriated, to the Department of Human Services - Division of Developmental  
 11 Disabilities Services, to be payable from the Developmental Disabilities  
 12 Services-Dog Track Special Revenue Fund, for expenses of the private non-  
 13 profit community based programs licensed by the Department of Human Services  
 14 - Division of Developmental Disabilities Services for the biennial period  
 15 ending June 30, 2005, the following:

16

17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
19	(01) COMMUNITY PROGRAMS	<u>\$ 50,000</u>	<u>\$ 50,000</u>

20

21 SECTION 8. APPROPRIATION - GRANTS-IN-AID. There is hereby appropriated, to  
 22 the Department of Human Services - Division of Developmental Disabilities  
 23 Services, to be payable from the Developmental Disabilities Services Fund  
 24 Account, for grants-in-aid to the community providers of services to the  
 25 developmentally disabled of the Department of Human Services - Division of  
 26 Developmental Disabilities Services for the biennial period ending June 30,  
 27 2005, the following:

28

29	ITEM	FISCAL YEARS	
30	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
31	(01) GRANTS TO COMMUNITY PROVIDERS	<u>\$ 10,446,362</u>	<u>\$ 10,446,362</u>

32

33 SECTION 9. APPROPRIATION - INTERDIVISIONAL PROGRAMS. There is hereby  
 34 appropriated, to the Department of Human Services - Division of Developmental  
 35 Disabilities Services, to be payable from the Developmental Disabilities  
 36 Services Fund Account, for integrated services and programs developed by the

1 various divisions, for services and programs developed in conjunction with  
 2 other state agencies and for the development and implementation of an  
 3 integrated case management system for the Department of Human Services for  
 4 the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) INTER-DIVISIONAL PROGRAMS	\$ 441,469	\$ 441,469

10 SECTION 10. APPROPRIATION - GRANTS - STATE. There is hereby appropriated,  
 11 to the Department of Human Services - Division of Developmental Disabilities  
 12 Services, to be payable from the Department of Human Services Grants Fund  
 13 Account, for grant payments of the Department of Human Services - Division of  
 14 Developmental Disabilities Services for the biennial period ending June 30,  
 15 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) CHILDREN'S MEDICAL SERVICES	\$ 1,729,279	\$ 1,729,279

21 SECTION 11. APPROPRIATION - GRANTS - FEDERAL. There is hereby  
 22 appropriated, to the Department of Human Services - Division of Developmental  
 23 Disabilities Services, to be payable from the federal funds as designated by  
 24 the Chief Fiscal Officer of the State, for federally funded grants of the  
 25 Department of Human Services - Division of Developmental Disabilities  
 26 Services for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) CHILDREN'S MEDICAL SERVICES- FEDERAL	\$ 1,377,338	\$ 1,377,338

32 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 34 DEVELOPMENTAL DISABILITIES - GRANTS TO COMMUNITY BASED PROVIDERS. Funds  
 35 allocated under the appropriation for community-based services, for Grants to  
 36 Community Providers, in the Developmental Disabilities Services - Grants-in-

1 Aid appropriation in this act shall be used only to provide services through  
2 private community based services licensed or certified by the Arkansas  
3 Division of Developmental Disabilities Services (DDS). Non-profit community-  
4 based programs licensed by the Division of Developmental Disabilities  
5 Services are quasi-governmental instrumentalities of the state which provide  
6 supports and services to individuals who have a developmental disability or  
7 delay, who would otherwise require supports and services through state-  
8 operated programs and facilities owned by the State of Arkansas. When DDS  
9 licensed providers are involved in delivering services which are Medicaid  
10 reimbursable, they must enroll as a provider with the Arkansas Medicaid  
11 Program and must bill the Arkansas Medicaid Program for all covered services  
12 for eligible individuals.

13 Services which are covered by the Arkansas State Medicaid Program or under  
14 the Alternative Community Services Waiver Program (ACS) will be utilized to  
15 the maximum extent possible for any individual who is eligible for Medicaid  
16 coverage. It is the intent of this section that DDS, as a general policy,  
17 maximize the use of Medicaid funding available for appropriate services.

18 The State shall require each provider funded from this Appropriation for  
19 community based services, including funding from the Grants/Patient Services  
20 Line, in the Developmental Disabilities Services - Operations appropriation,  
21 the Early Intervention Line, in the Developmental Disabilities Services -  
22 Operations appropriation, or from the Grants to Community Providers Line, in  
23 the Developmental Disabilities Services - Grants-in-Aid appropriation, to  
24 screen each individual to whom services are provided for a determination of  
25 eligibility or ineligibility for Medicaid coverage within thirty days of the  
26 first date that services are provided. It is the intent of this section to  
27 insure that wherever possible and appropriate, Medicaid funds are utilized  
28 for covered or waived services to individuals who are eligible for coverage  
29 under the Arkansas Medicaid Program or the ACS Waiver.

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

33 In the event that components of community-based services now funded from  
34 state and/or federal funds are extended to unserved or underserved areas of  
35 the state, or in the event that new services categories/codes are made  
36 available, to be funded from state and/or federal funds ~~the existing~~ all non-

1 profit community programs licensed by the Division of Developmental  
 2 Disabilities Services shall be granted an opportunity to make application to  
 3 expand their service base to unserved or underserved areas or shall be  
 4 granted an opportunity to make application to offer new services that the  
 5 State intends to offer. When the Division of Developmental Disabilities  
 6 Services determines that state and/or federal funding for new or expanded  
 7 services are to be available, it shall develop a Request for Proposal (RFP)  
 8 process which includes a provision to provide notice of its intent to  
 9 existing providers and to the general public. Nothing in this Act shall  
 10 restrict the Division's discretion to award new or expanded services to the  
 11 existing community based service providers making application for the same  
 12 pursuant to this section. The intent of this section is to avoid unnecessary  
 13 duplication of administrative costs and services in the extension or  
 14 expansion of services.

15 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 16 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

17  
 18 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 20 DEVELOPMENTAL DISABILITIES - VOCATIONAL TRAINEES. The Division of  
 21 Developmental Disabilities Services of the Department of Human Services is  
 22 hereby authorized for the ~~2001-2003~~ 2003-2005 biennium to provide employment  
 23 opportunities for people with developmental disabilities residing at the  
 24 Human Development Centers who work less than a competitive employment level.

25 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 26 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

27  
 28 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 30 DEVELOPMENTAL DISABILITIES - CARRY FORWARD. The unexpended balances in  
 31 appropriations made from federal funds, for Developmental Disabilities, as  
 32 provided for in this Act on ~~June 30, 2002~~ June 30, 2004 shall be carried  
 33 forward and made available for expenditures for the same purpose for the  
 34 fiscal year ending ~~June 30, 2003~~ June 30, 2005.

35 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 36 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

1  
 2 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS IN  
 4 AID-CONDITIONS FOR RECEIVING FUNDS. Private nonprofit community based  
 5 programs licensed by the Department of Human Services, Developmental  
 6 Disabilities Services, are eligible to receive funds appropriated for Grants  
 7 to Community Providers in the Developmental Disabilities Services - Grants-  
 8 in-Aid appropriation of this Act, and as a condition of receiving such funds  
 9 they shall:

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

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

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

17 4. Establish and maintain community support programs designed to provide  
 18 coordinated care and treatment to ensure ongoing involvement and  
 19 individualized services for persons with disabilities. Every community  
 20 support program shall provide services for persons with disabilities who  
 21 reside within the respective area of the program.

22 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 23 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

24  
 25 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 27 DEVELOPMENTAL DISABILITIES – TIMBER AND LAND SALES PROCEEDS - CAPITAL  
 28 IMPROVEMENTS AND EQUIPMENT. The Division of Developmental Disabilities  
 29 Services is authorized to have cash fund accounts for capital improvements to  
 30 physical plants and for the purchase of capital equipment, and for the  
 31 operation of ~~for~~ the six human development centers operated by the Department  
 32 of Human Services, Division of Developmental Disabilities Services. The cash  
 33 funds shall be held by the Department of Human Services, Division of  
 34 Developmental Disabilities Services from the proceeds of the sale of land and  
 35 the sale of timber that may be harvested from land owned by the Division of  
 36 Developmental Disabilities Services. The sale of land and the harvesting of

1 timber is specifically authorized to provide funds to finance capital  
 2 improvements to the physical plants, for the purchase of major capital  
 3 equipment, and for the operation of any ~~and for major capital equipment~~  
 4 ~~purchases at any~~ of the six human development centers from which the land or  
 5 timber is sold.

6 The Division of Developmental Disabilities Services shall report all  
 7 income derived from the sale of land and timber management to the Chief  
 8 Fiscal Officer of the State and the Arkansas Legislative Council. Any  
 9 contracts initiated for the sale of land or the harvesting of timber shall be  
 10 submitted to the Review Subcommittee of the Arkansas Legislative Council for  
 11 prior review. All expenditures of funds derived from the sale of land and  
 12 the sale of timber will be expended in accordance with relevant state  
 13 purchasing laws.

14 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 15 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

16  
 17 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN  
 19 DEVELOPMENT CENTERS AND COMMUNITY PROVIDERS.

20  
 21 (A) The Developmental Disabilities Services Board or the Department of Human  
 22 Services shall not close any of the state administered Human Development  
 23 Centers that provide therapy and residential services.

24  
 25 (B) The Department of Human Services shall continue to accept clients for  
 26 whom it has determined that therapy and residential services are needed at  
 27 state administered Human Development Centers and Community Programs licensed  
 28 by DDS shall continue to accept clients for whom it has been determined in  
 29 accordance with federal law that are in need of services in the community.

30  
 31 (C) Except for use as federal matching funds, no funds for community based  
 32 services licensed by DDS shall be transferred from Grants to Community  
 33 Providers line item of the Developmental Disabilities Services - Grants-in-  
 34 Aid unless the transfer(s) directly benefits community based services for  
 35 persons with developmental disabilities or from the appropriation for the  
 36 Human Development Centers unless the transfer(s) directly benefits the Human

1 Development Centers.

2  
 3 (D) Nor shall any general revenue funding as of March 1, 2003 from the Grants  
 4 to Community Providers line item of the Developmental Disabilities Services -  
 5 Grants-in-Aid appropriation for persons with developmental disabilities or  
 6 from any other general revenues as of March 1, 2003, applied as federal  
 7 matching funds for community based services licensed by DDS on March 1, 2003  
 8 be reduced below the approved funding level on March 1, 2003; nor shall the  
 9 general revenues applied as federal matching funds for the Human Development  
 10 Centers be reduced below the approved funding level on March 1, 2003.

11  
 12 SECTION 18. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 13 by this act shall be limited to the appropriation for such agency and funds  
 14 made available by law for the support of such appropriations; and the  
 15 restrictions of the State Purchasing Law, the General Accounting and  
 16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
 17 Procedures and Restrictions Act, or their successors, and other fiscal  
 18 control laws of this State, where applicable, and regulations promulgated by  
 19 the Department of Finance and Administration, as authorized by law, shall be  
 20 strictly complied with in disbursement of said funds.

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

30  
 31 SECTION 20. EMERGENCY CLAUSE. It is found and determined by the General  
 32 Assembly, that the Constitution of the State of Arkansas prohibits the  
 33 appropriation of funds for more than a two (2) year period; that the  
 34 effectiveness of this Act on July 1, 2003 is essential to the operation of  
 35 the agency for which the appropriations in this Act are provided, and that in  
 36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
2 proper administration and provision of essential governmental programs.  
3 Therefore, an emergency is hereby declared to exist and this Act being  
4 necessary for the immediate preservation of the public peace, health and  
5 safety shall be in full force and effect from and after July 1, 2003.

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8 *APPROVED: 5-8-2003*  
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