

1 State of Arkansas
2 92nd General Assembly
3 Fiscal Session, 2020
4

A Bill

HOUSE BILL 1076

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMERCE
10 - ARKANSAS REHABILITATION SERVICES FOR THE FISCAL
11 YEAR ENDING JUNE 30, 2021; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT FOR THE DEPARTMENT OF COMMERCE -
14 ARKANSAS REHABILITATION SERVICES
15 APPROPRIATION FOR THE 2020-2021 FISCAL
16 YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Department of Commerce - Arkansas Rehabilitation Services for the 2020-2021
24 fiscal year, the following maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2020-2021
30	(1) U012U	REHABILITATION SERVICES COMMISSIONER	1	GRADE SE01
31	(2) L011N	DENTIST	1	GRADE MP06
32	(3) L013N	GENERAL PHYSICIAN	3	GRADE MP06
33	(4) L016N	REGISTERED PHARMACIST	1	GRADE MP05
34	(5) L021N	PHYSICAL THERAPIST	1	GRADE MP03
35	(6) L003C	PSYCHOLOGIST	4	GRADE MP03
36	(7) L015C	CLINICAL SPEECH PATHOLOGIST	1	GRADE MP02



1	(8)	L022N OCCUPATIONAL THERAPIST	4	GRADE MP02
2	(9)	L027C REGISTERED NURSE SUPERVISOR	1	GRADE MP02
3	(10)	L032C REGISTERED NURSE - HOSPITAL	2	GRADE MP01
4	(11)	N178N ARS CHIEF INFORMATION OFFICER	1	GRADE IT09
5	(12)	D052C SOFTWARE SUPPORT ANALYST	1	GRADE IT05
6	(13)	D064C WEBSITE DEVELOPER	1	GRADE IT04
7	(14)	G001N ADE LITIGATION ATTORNEY	1	GRADE GS15
8	(15)	N172N ACE REHAB OPERATIONS DIRECTOR	3	GRADE GS13
9	(16)	N098N ACTI DIRECTOR OF PHYSICAL THERAPY	1	GRADE GS13
10	(17)	G004C MANAGING ATTORNEY	1	GRADE GS13
11	(18)	P078C ARS DIRECTOR OF COMMUNICATION	1	GRADE GS12
12	(19)	A014C FISCAL DIVISION MANAGER	1	GRADE GS12
13	(20)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
14	(21)	N170N REHAB DIRECTOR - ACTI	1	GRADE GS12
15	(22)	N138N REHAB DIRECTOR FIELD SVCS	1	GRADE GS12
16	(23)	G040C REHAB DIRECTOR - SPECIAL PROGRAMS	2	GRADE GS10
17	(24)	E005C REHAB DIRECTOR OF VOCATIONAL TRAINING	1	GRADE GS10
18	(25)	A052C ACCOUNTING COORDINATOR	3	GRADE GS09
19	(26)	L040C DIETARY SERVICES DIRECTOR	1	GRADE GS09
20	(27)	G070C DIRECTOR OF FIELD OPERATIONS	1	GRADE GS09
21	(28)	L033C PSYCHOLOGICAL EXAMINER	13	GRADE GS09
22	(29)	X038C QUALITY ASSURANCE MANAGER	1	GRADE GS09
23	(30)	L037C REHAB AREA MANAGER	13	GRADE GS09
24	(31)	E011C VOCATIONAL EDUCATION COORDINATOR	3	GRADE GS09
25	(32)	L098C CERTIFIED VOCATIONAL REHAB COUNSELOR	99	GRADE GS08
26	(33)	S004C MAINTENANCE MANAGER	1	GRADE GS08
27	(34)	V007C PROCUREMENT COORDINATOR	1	GRADE GS08
28	(35)	X062C QUALITY ASSURANCE COORDINATOR	4	GRADE GS08
29	(36)	L018C REHAB ASST DIRECTOR - ACTI	1	GRADE GS08
30	(37)	G121C REHAB PROGRAM MANAGER	9	GRADE GS08
31	(38)	A060C SENIOR AUDITOR	1	GRADE GS08
32	(39)	R024C ASSISTANT PERSONNEL MANAGER	2	GRADE GS07
33	(40)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
34	(41)	M026C LICENSED SOCIAL WORKER	2	GRADE GS07
35	(42)	L061C MEDICAL TECHNOLOGIST	1	GRADE GS07
36	(43)	P013C PUBLIC INFORMATION COORDINATOR	1	GRADE GS07

1	(44)	L064C RADIOLOGY TECHNICIAN	1	GRADE GS07
2	(45)	G163C REHAB PROGRAM COORDINATOR	10	GRADE GS07
3	(46)	L057C REHAB SVS FACILITY SPECIALIST	2	GRADE GS07
4	(47)	E040C STAFF DEVELOPMENT COORDINATOR	1	GRADE GS07
5	(48)	M032C VOCATIONAL REHAB PLACEMENT SPEC	14	GRADE GS07
6	(49)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
7	(50)	E043C CERTIFIED VOCATIONAL TEACHER	22	GRADE GS06
8	(51)	R025C HUMAN RESOURCES ANALYST	2	GRADE GS06
9	(52)	M050C INTERPRETER	4	GRADE GS06
10	(53)	L069C LICENSED PRACTICAL NURSE	4	GRADE GS06
11	(54)	S017C MAINTENANCE COORDINATOR	1	GRADE GS07
12	(55)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
13	(56)	T062C PUBLIC SAFETY DIRECTOR	1	GRADE GS06
14	(57)	C036C ADMINISTRATIVE REVIEW ANALYST	1	GRADE GS05
15	(58)	R033C BENEFITS ANALYST	1	GRADE GS05
16	(59)	C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
17	(60)	V014C BUYER	2	GRADE GS05
18	(61)	G215C CAREER PLANNING & PLACE SPECIALIST	1	GRADE GS05
19	(62)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
20	(63)	S033C MAINTENANCE SUPERVISOR	1	GRADE GS05
21	(64)	C028C MEDICAL RECORDS SUPERVISOR	1	GRADE GS05
22	(65)	T055C PUBLIC SAFETY OFFICER	1	GRADE GS05
23	(66)	V015C PURCHASING SPECIALIST	1	GRADE GS05
24	(67)	M065C RECREATIONAL ACTIVITY SUPERVISOR	1	GRADE GS05
25	(68)	S022C SKILLED TRADES SUPERVISOR	1	GRADE GS06
26	(69)	E049C VOCATIONAL INSTRUCTOR	1	GRADE GS05
27	(70)	M061C VOCATIONAL REHAB EVALUATOR	2	GRADE GS05
28	(71)	V018C WAREHOUSE MANAGER	1	GRADE GS05
29	(72)	C056C ADMINISTRATIVE SPECIALIST III	8	GRADE GS04
30	(73)	A098C FISCAL SUPPORT SPECIALIST	4	GRADE GS04
31	(74)	S044C FOOD PREPARATION MANAGER	1	GRADE GS04
32	(75)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
33	(76)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
34	(77)	V022C PURCHASING TECHNICIAN	2	GRADE GS04
35	(78)	C043C RECORDS MANAGEMENT ANALYST	2	GRADE GS04
36	(79)	S031C SKILLED TRADESMAN	12	GRADE GS05

1	(80)	S099C STATIONARY ENGINEER	5	GRADE GS04
2	(81)	V023C STOREROOM SUPERVISOR	1	GRADE GS04
3	(82)	V025C WAREHOUSE SPECIALIST	1	GRADE GS04
4	(83)	C073C ADMINISTRATIVE SPECIALIST II	81	GRADE GS03
5	(84)	S056C FOOD PREPARATION SUPERVISOR	2	GRADE GS03
6	(85)	V027C INVENTORY CONTROL TECHNICIAN	2	GRADE GS03
7	(86)	C062C LOCAL OFFICE ADMINISTRATIVE ASSISTANT	1	GRADE GS03
8	(87)	T084C PUBLIC SAFETY SECURITY OFFICER	1	GRADE GS03
9	(88)	M081C RESIDENTIAL CARE SHIFT SUPERVISOR	2	GRADE GS03
10	(89)	T087C SECURITY OFFICER	7	GRADE GS03
11	(90)	C087C ADMINISTRATIVE SPECIALIST I	12	GRADE GS02
12	(91)	S083C BAKER	1	GRADE GS02
13	(92)	S070C EQUIPMENT TECHNICIAN	5	GRADE GS02
14	(93)	S068C FOOD PREPARATION COORDINATOR	3	GRADE GS02
15	(94)	S085C FOOD PREPARATION SPECIALIST	1	GRADE GS02
16	(95)	S084C INSTITUTIONAL SERVICES SUPERVISOR	5	GRADE GS02
17	(96)	M076C RECREATIONAL ACTIVITY LEADER II	3	GRADE GS02
18	(97)	M083C RESIDENTIAL CARE TECHNICIAN	6	GRADE GS02
19	(98)	S086C COOK	6	GRADE GS01
20	(99)	S080C EQUIPMENT OPERATOR	2	GRADE GS01
21	(100)	S089C FOOD PREPARATION TECHNICIAN	8	GRADE GS01
22	(101)	S087C INSTITUTIONAL SERVICES ASSISTANT	<u>13</u>	GRADE GS01
23		MAX. NO. OF EMPLOYEES	476	

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25 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 26 of Commerce - Arkansas Rehabilitation Services for the 2020-2021 fiscal year,
 27 the following maximum number of part-time or temporary employees, to be known
 28 as "Extra Help", payable from funds appropriated herein for such purposes:
 29 nineteen (19) temporary or part-time employees, when needed, at rates of pay
 30 not to exceed those provided in the Uniform Classification and Compensation
 31 Act, or its successor, or this act for the appropriate classification.

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33 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 34 to the Department of Commerce - Arkansas Rehabilitation Services, to be
 35 payable from the paying account as determined by the Chief Fiscal Officer of
 36 the State, for personal services, operating expenses, and grants and aid by

1 the Department of Commerce - Arkansas Rehabilitation Services - Operations
 2 for the fiscal year ending June 30, 2021, the following:

3

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2020-2021</u>
6 (01) REGULAR SALARIES	\$19,509,401
7 (02) EXTRA HELP	252,000
8 (03) PERSONAL SERVICES MATCHING	6,859,918
9 (04) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	7,401,096
11 (B) CONF. & TRAVEL	141,178
12 (C) PROF. FEES	344,903
13 (D) CAP. OUTLAY	0
14 (E) DATA PROC.	0
15 (05) REHABILITATION PROGRAM GRANTS	2,647,183
16 (06) CONTRACT SERVICES	17,904,363
17 (07) PROJECT SEARCH	<u>2,782,159</u>
18 TOTAL AMOUNT APPROPRIATED	<u><u>\$57,842,201</u></u>

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20 SECTION 4. APPROPRIATION - INCREASING CAPABILITIES ACCESS NETWORK -
 21 FEDERAL. There is hereby appropriated, to the Department of Commerce, to be
 22 payable from the paying account as determined by the Chief Fiscal Officer of
 23 the State, for personal services and operating expenses of the Department of
 24 Commerce - Arkansas Rehabilitation Services - Increasing Capabilities Access
 25 Network - Federal for the fiscal year ending June 30, 2021, the following:

26

27 ITEM	FISCAL YEAR
28 <u>NO.</u>	<u>2020-2021</u>
29 (01) REGULAR SALARIES	\$165,594
30 (02) PERSONAL SERVICES MATCHING	57,667
31 (03) MAINT. & GEN. OPERATION	
32 (A) OPER. EXPENSE	110,758
33 (B) CONF. & TRAVEL	3,402
34 (C) PROF. FEES	0
35 (D) CAP. OUTLAY	0
36 (E) DATA PROC.	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$337,421

2

3 SECTION 5. APPROPRIATION - STATEWIDE DISABILITY TELECOMMUNICATION

4 EQUIPMENT PROGRAM. There is hereby appropriated, to the Department of
 5 Commerce, to be payable from the Telecommunication Equipment Fund, for
 6 personal services and operating expenses of the Department of Commerce -
 7 Arkansas Rehabilitation Services - Statewide Disability Telecommunication
 8 Equipment Program for the fiscal year ending June 30, 2021, the following:

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10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2020-2021</u>
12 (01) REGULAR SALARIES	\$121,211
13 (02) PERSONAL SERVICES MATCHING	42,575
14 (03) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	50,402
16 (B) CONF. & TRAVEL	3,165
17 (C) PROF. FEES	5,000
18 (D) CAP. OUTLAY	0
19 (E) DATA PROC.	0
20 (04) ASSISTIVE EQUIPMENT PURCHASE GRANTS	<u>175,191</u>
21 TOTAL AMOUNT APPROPRIATED	<u>\$397,544</u>

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23 SECTION 6. APPROPRIATION - PEOPLE WITH DISABILITIES PROGRAM - SPECIAL.

24 There is hereby appropriated, to the Department of Commerce, to be payable
 25 from the Governors Commission on People with Disabilities Fund, for operating
 26 expenses of the Department of Commerce - Arkansas Rehabilitation Services -
 27 People with Disabilities Program - Special for the fiscal year ending June
 28 30, 2021, the following:

29

30 ITEM	FISCAL YEAR
31 <u>NO.</u>	<u>2020-2021</u>
32 (01) MAINT. & GEN. OPERATION	
33 (A) OPER. EXPENSE	\$6,325
34 (B) CONF. & TRAVEL	0
35 (C) PROF. FEES	0
36 (D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$6,325</u></u>

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4 SECTION 7. APPROPRIATION - TECHNOLOGY EQUIPMENT REVOLVING LOAN PROGRAM.

5 There is hereby appropriated, to the Department of Commerce, to be payable

6 from the cash fund deposited in the State Treasury as determined by the Chief

7 Fiscal Officer of the State, for providing loans to individuals with

8 disabilities for essential assistive technology, adaptive equipment, and for

9 loan administration/servicing by the Department of Commerce - Arkansas

10 Rehabilitation Services - Technology Equipment Revolving Loan Program for the

11 fiscal year ending June 30, 2021, the following:

12	ITEM	FISCAL YEAR
13	NO.	2020-2021
14	(01) LOANS	<u><u>\$532,085</u></u>

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17 SECTION 8. APPROPRIATION - CASH OPERATIONS. There is hereby

18 appropriated, to the Department of Commerce, to be payable from the cash fund

19 deposited in the State Treasury as determined by the Chief Fiscal Officer of

20 the State, for operating expenses of the Department of Commerce - Arkansas

21 Rehabilitation Services - Cash Operations for the fiscal year ending June 30,

22 2021, the following:

23	ITEM	FISCAL YEAR
24	NO.	2020-2021
25	(01) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	\$346,542
27	(B) CONF. & TRAVEL	10,000
28	(C) PROF. FEES	0
29	(D) CAP. OUTLAY	0
30	(E) DATA PROC.	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u><u>\$356,542</u></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 Arkansas Rehabilitation Services a general waiver
9 of the Financial Management Guide, R1-19-4-522 Continuing Professional
10 Education. This waiver allows the agency to provide college level coursework
11 in degree programs for any eligible employees selected by the agency. This
12 provision covers any and all formula and discretionary grants funded by the
13 U.S.D.O.E. Rehabilitation Services Administration, now or in the future,
14 including, but not limited to, the Vocational Rehabilitation Program,
15 Supported Employment, Independent Living, and the Staff Development Grant.
16 The waiver applies to federal financial participation (FFP), state general
17 revenue share, and program income.

18 The provisions of this section shall be in effect from July 1, ~~2019~~ 2020
19 through June 30, ~~2020~~ 2021.

20
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 Arkansas Legislative Council or Joint Budget
28 Committee under § 10-3-309 and receive review and approval. These rules must
29 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 a
15 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.

26 The provisions of this section shall be in effect only from July 1, 2019
27 2020 through June 30, ~~2020~~ 2021.

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29 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
30 authorized by this act shall be limited to the appropriation for such agency
31 and funds made available by law for the support of such appropriations; and
32 the restrictions of the State Procurement Law, the General Accounting and
33 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
34 Procedures and Restrictions Act, or their successors, and other fiscal
35 control laws of this State, where applicable, and regulations promulgated by
36 the Department of Finance and Administration, as authorized by law, shall be

1 strictly complied with in disbursement of said funds.

2
 3 SECTION 12. LEGISLATIVE INTENT. It is the intent of the General
 4 Assembly that any funds disbursed under the authority of the appropriations
 5 contained in this act shall be in compliance with the stated reasons for
 6 which this act was adopted, as evidenced by the Agency Requests, Executive
 7 Recommendations and Legislative Recommendations contained in the budget
 8 manuals prepared by the Department of Finance and Administration, letters, or
 9 summarized oral testimony in the official minutes of the Arkansas Legislative
 10 Council or Joint Budget Committee which relate to its passage and adoption.

11
 12 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the
 13 General Assembly, that the Constitution of the State of Arkansas prohibits
 14 the appropriation of funds for more than a one (1) year period; that the
 15 effectiveness of this Act on July 1, 2020 is essential to the operation of
 16 the agency for which the appropriations in this Act are provided, and that in
 17 the event of an extension of the legislative session, the delay in the
 18 effective date of this Act beyond July 1, 2020 could work irreparable harm
 19 upon the proper administration and provision of essential governmental
 20 programs. Therefore, an emergency is hereby declared to exist and this Act
 21 being necessary for the immediate preservation of the public peace, health
 22 and safety shall be in full force and effect from and after July 1, 2020.