

ARKANSAS SENATE
85th General Assembly - Regular Session, 2005
Amendment Form

JBC 03/31/05 (1)

Subtitle of Senate Bill No. 267

"AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF
DEVELOPMENTAL DISABILITIES SERVICES APPROPRIATION FOR THE 2005-2007
BIENNIUM."

Amendment No. 2 to Senate Bill No. 267.

Amend Senate Bill No. 267 as engrossed, S3/9/05 (version: 03-09-2005 15:30):

Page 9, line 13, delete "\$10,446,362 \$10,446,362" and substitute
"\$15,446,362 \$15,909,753"

And

add a new section immediately after SECTION 17 to read as follows:

"SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS TO COMMUNITY PROVIDERS. (a) Of the total amount appropriated each fiscal year for Grants to Community Providers by Section 7 of this Act, five million dollars (\$5,000,000) in fiscal year 2005-2006 and five million four hundred sixty three thousand three hundred ninety one dollars (\$5,463,391) in fiscal year 2006-2007 shall first be used for Medicaid match for rate increases, for adult developmental day treatment clinic services and pre-school for individuals being served in community-based programs licensed by the Division of Developmental Disabilities Services of the Department of Human Services.

(b) Of the amounts specified in subsection (a) of this section each fiscal year, any unexpended balance of funds that may remain after complying with the provisions of subsection (a) shall be used for matching funds for rate increases for developmental day treatment clinic services transportation provided by developmental day treatment clinic services licensed by the Division of Developmental Disabilities Services, and for matching funds for rate increases for Developmental Disabilities Services Home and Community Services, Group Home and Apartment Conversion Waiver Beds.

The legislative intent of this section is to enable the Department of Human Services - Division of Disabilities Services to provide a rate increase during the 2005-06 fiscal year of not less than ten percent (10%) of the current rates, and to provide an additional three percent (3%) rate increase



during the 2006-2007 fiscal year for adult developmental day treatment clinic services and preschool developmental day treatment clinic services provided by community-based programs licensed by the Division of Developmental Disabilities Division of the Department of Human Services which function as governmental instrumentalities of the state to provide individuals with developmental disabilities a viable option to institutional care.

Further, if funds remain after complying with (a) herein, it is the legislative intent of this section to ensure that the rate for developmental day treatment clinic service transportation is increased above the current rate established in 2001, and to increase the Home and Community Based Services Group and Apartment Conversion Waiver Bed rates set in 1995.

Any funds not applied for matching Medicaid rate increases are to be disbursed to community-based programs as supplemental funds to the Grants to Community Provider contracts. The additional funding provided by this provision shall supplement and not supplant any monies currently funding services in community based programs.

The requirements in this section shall only be implemented in accordance with any necessary approval by the Centers for Medicare and Medicaid Services, and in the event that additional general revenue funding is provided by the General Assembly for these purposes. Should additional funding provided for these purposes be insufficient to provide for the increases in full, the increases shall be provided to the extent that funding is made available.

The provisions of this section shall be in effect only from July 1, 2005 through June 30, 2007."

And
Renumber the subsequent sections of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Representative Mahony
KCA/KCA - 03-31-2005 13:49
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Secretary