

DEPARTMENT OF HEALTH (645)
FISCAL YEAR 2016
As Enacted by Acts 930, 1020, and 265 of 2015

D) AGENCY SUMMARY & REVENUE SOURCES

MISSION

The Arkansas Department of Health (ADH) is the state agency charged with the responsibility of protecting and improving the health of the people of Arkansas by: assessment of health status and needs, leadership for the development of public health policy and plans, promotion of community-based system of preventive and primary health care, enforcement of regulations for environmental health protection and assurance of quality health care, and provision of quality health services. The Department is also responsible for administering the state's Tobacco Prevention and Cessation Program which is funded by Master Tobacco Settlement Monies.

TOTAL APPROPRIATION

Operations:

The total appropriation is \$426,993,491.

Operations for the transfer of the Massage Therapy Board:

The total appropriation is \$154,509.

Tobacco Prevention and Cessation Program:

The total appropriation for the ADH- TPCP Program is \$17,380,822.

FUNDING SOURCES

The ADH budget is funded by General Revenue, Federal Revenue, Special Revenue, Third Party Reimbursement, Fund Balances, other funds. The TPCP Program Act is funded entirely by Master Tobacco Settlement Funds.

II) SIGNIFICANT CHANGES

FOR OPERATIONS ACT:

- **Rural Health Facilities Revolving Fund** appropriation is funded with General Improvement Fund transfers and includes \$65,500 and includes an additional \$25,000 to restore appropriation to previous levels.
- **Emergency Medical Services** appropriation funded from the Emergency Medical Services Revolving Fund, by certification and renewal fees. Total appropriation is \$69,728 increases provide for the following:
 1. Operating Expenses: The increase of \$24,783 is to match appropriation with funding levels.
- **Operations** appropriation - without fund increase, funded by General Revenue, Federal Revenue, Special Revenue, Third Party Reimbursement, and other support, provides a total appropriation of \$320,102,712 increases over base level provide for the following items:
 1. Restoration of 302 unbudgeted positions, eight reclassifications and three positions transferred in from the Medicaid Provider appeals appropriation, resulting in an increase in Regular Salaries of \$9.26 million and an increase in Personal Services Matching of \$3.7 million.
 2. Extra Help increased by \$235,580 to allow contingency appropriation and flexibility.
 3. Operating Expenses increased by \$3,460,212 to provide contingency appropriation as well as the transfer of \$30,500 for the transfer of the Medicaid Provider Appeals appropriation.
 4. Conference & Travel Expenses increased by \$61,285 for contingency appropriation.
 5. Professional Fees increased by \$2,555,555 to provide for contingency appropriation.
 6. Grants and Aid increased by \$4,707,573 for contingency appropriation.
 7. The Breast Care Program increased by \$100,485 for contingency appropriation.
 8. Capital Outlay increased by \$1,750,000 for normal replacement of necessary equipment.
- **Nuclear Planning Grants** Appropriation funded by assessments against utilities operating nuclear facilities in the state. The total appropriation of \$375,000 includes a \$50,000 change level increase to restore appropriation

to the FY2015 authorized level.

- The **Trauma System** appropriation, funded by General Revenues, provides a total appropriation of \$28,592,492. These amounts include an increase of \$5,444,165 in the Trauma System Expenses line item to restore appropriation to the FY2015 level.
- **Health Building and Local Health Grant Trust Fund** appropriation is funded by visit fees to local health units that are held in a trust fund. The total appropriation of \$1,950,000 includes a change level increase of \$273,983 to increase appropriation to anticipated funding level.
- **WIC Food Instruments - Cash** Appropriation - funded by the U.S. Department of Agriculture the total appropriation is \$75,813,059 and provides for a change level increase of \$1,088,376 to increase the appropriation to the anticipated funding level.
- **Medicaid Provider Appeals** appropriation is funded by a transfer from the Department of Human Services. This appropriation will be transferred to the Paying Account Appropriation and includes \$180,193 in Regular Salaries, \$56,762 in Personal Services Matching \$30,500 in Operating Expenses and three associated positions.
- **Interpreters for Deaf and Hearing Impaired** appropriation - This new appropriation provides \$25,000 for Advisory Board Expenses for the Advisory Board for Deaf and Hearing Impaired.

FOR OPERATIONS APPROPRIATION TRANSFERRED FOR MASSAGE THERAPY BOARD:

- Per Act 1020 of 2015, the Department of Health - **Operations Appropriation** received all funds and appropriation from the Massage Therapy Board into the Public Health Fund. The additional appropriation totals \$164,509 for FY2016 and includes the following change level increases:
 1. Regular Salaries: 73,351 to provide for the two (2) positions transferred from the Massage Therapy Board
 2. Personal Services Matching: 28,068 to provide for the two (2) position transferred from the Massage Therapy Board
 3. Operating Expenses: \$63,090 for Operating Expenses of the Massage Therapy Board.

FOR TOBACCO PREVENTION AND CESSATION PROGRAM ACT:

- The **Tobacco Prevention & Cessation Program** appropriation, funded by Tobacco Settlement Proceeds, provides a total appropriation of \$17,380,822 for the following:
 1. 12 Restored positions and the reclassification of 1 position.
 2. Regular Salaries increased by \$406,787 for the restored positions.
 3. Personal Services Matching increased by \$154,488 for matching requirements for positions.
 4. Expenses for Nutrition and Physical Activity - increase of \$40,877 to restore appropriation to previous levels.

III) ADDITIONAL POSITIONS

FOR OPERATIONS ACT: (Total Positions Authorized for FY2015: 3115)

Total Authorized Positions FY2016: 3,115

Total Base Level Positions: 2,813

Increase/(Decrease) Over Base Level: 302

Extra Help Positions FY2016: 233 (Total FY2015 Authorized Extra Help: 233)

FOR OPERATIONS APPROPRIATION TRANSFERRED FROM MASSAGE THERAPY BOARD: (Total Positions Authorized for FY2015: 0)

Total Authorized Positions FY2016: 2

Total Base Level Positions: 0

Increase/(Decrease) Over Base Level: 2

Extra Help Positions FY2016: 0 (Total FY2015 Authorized Extra Help: 0)

FOR TOBACCO PREVENTION AND CESSATION PROGRAM ACT: (Total Positions Authorized for FY2015: 47)

Total Authorized Positions FY2016: 47

Total Base Level Positions: 35

Increase/(Decrease) Over Base Level: 12

IV) SPECIAL LANGUAGE

FOR OPERATIONS ACT:

- **ARKANSAS PUBLIC SCHOOL ACADEMIC FACILITIES PROGRAM:** Requires ADH to adopt policies before 9/1/2012 to ensure cooperation with the Division of Public School Academic Facilities and Transportation as provided by law.
- **TRANSFER OF FUNDS – HOME HEALTH:** Allows ADH to transfer all unexpended funds relative to Home Health Services reimbursements with reporting requirements. Allows ADH to transfer funds from the Home Health Fund Balance with approval of ALC or JBC.
- **HOME HEALTH POSITION POOL:** Provides 250 pool positions for in-home services, which may be utilized with approval by Dept. of Finance & Administration and Legislative Council.
- **HOME HEALTH ON-CALL AND VISIT PAY:** Identifies positions eligible to receive \$75 per visit and \$60 per day on call pay for being available outside routine working hours on weekdays, weekends, and/or holidays.
- **NUCLEAR DISASTER PLANNING GRANTS:** Establishes eligibility requirements for applicants for Nuclear Disaster Planning Grants and provides that a minimum of \$5,000 must be used for County Emergency Services Offices. The language further states that Pope, Johnson, Yell, Conway and Logan Counties' EMO shall receive an equal distribution of these funds on a quarterly installment.
- **PARKING FEES:** On July 1 of each year, parking fees of \$50,000 are to be paid from the Operations appropriation by the Department of Health from non-general revenue to the War Memorial Stadium Commission.
- **INFORMATION TECHNOLOGY INITIATIVES:** The Department is prohibited from transferring general revenue for expenditures payable from the Information Technology Initiatives appropriation.
- **INDIRECT COST ALLOCATION FUND TRANSFERS:** Division of Health is authorized to transfer funds to the Public Health Fund from other program funds for reimbursement.
- **DEVELOPMENT RESTRICTIONS:** Division of Engineering shall consider the effect of the plan on future development or zoning or adjoining properties.
- **NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM:** ADH is authorized to provide \$5,000 per person per year to Registered or Licensed Practical Nursing students. If accepted, student is under an employment commitment and required to work full-time equal to the number of years of acceptance. If defaulted, repayment of stipend is required.
- **CARRY FORWARD OF FUNDS:** Funds remaining in the Public Health Fund for support of the Trauma System can be carried forward into the next fiscal year.
- **COMMUNITY HEALTH CENTERS:** Funding for CHC's shall be prioritized to ensure proper allocation with federal, state and local guidance. In addition, CHC's are to report on certain performance indicators determined by ADH. ADH is also instructed to institute a procurement process and allow up to 90 days for the completion of private provider requirements.
- **STATE FUND RESTRICTIONS:** No state funds are to be used for abortion referrals or services in public schools.
- **EXTRA HELP:** ADH is authorized to utilize ten extra-help positions for up to 1,500 hours when expertise is required to work on public health emergencies, disasters, other events or drills.
- **BREAST CARE PROGRAM:** ADH shall budget and expend at least \$4,755,000 on Screening, Treatment, and Outreach of the Breast Care Program and shall provide a report of efforts to the Legislative Women's Caucus prior to each Legislative Session.
- **PATIENT CARE PROVIDERS – COMPENSATION, REQUIRED WITHHOLDING, FRINGE BENEFITS AND REPORTING.** This language requires the Department of Health to provide increased mileage reimbursement in FY2014, FY2015, and FY2016 to Home Health - Patient Care Providers and to report on the revenues and expenses of the Home Health Program.
- **IN PERSON ASSISTER PROGRAM EXTRA HELP.** This new language was approved during the FY2014 Pre-Fiscal Session Budget hearings and allows the Extra Help Employees for the In Person Assister Program to work up to 2,080 hours in a fiscal year, which is full time equivalent.

FOR OPERATIONS APPROPRIATION TRANSFERRED FROM MASSAGE THERAPY BOARD:

NONE

FOR TOBACCO PREVENTION & CESSATION ACT:

- **TRANSFER RESTRICTIONS:** Appropriations shall only be transferred as allowed in this Act.
- **TRANSFER OF APPROPRIATIONS:** If any budget classifications of maintenance and general operation in this act are found to be inadequate, then a modification of amounts of the budget classification can be requested with approval from ALC and the Chief Fiscal Officer of the State.
- **POSITIONS:** Nothing in this act shall be construed as a commitment of the State to continue funding any position paid from the proceeds of the Tobacco Settlement funds in the event that the Tobacco Settlement funds are not sufficient to finance the position and shall be disclosed and included to all positions.
- **ADVERTISING:** No advertising targeting the prevention or reduction of tobacco shall include the name, voice or likeness of any elected official or their immediate family.
- **TOBACCO FUND TRANSFER:** ADH is authorized to transfer \$500,000 from the Prevention and Cessation Program Account to the Breast Cancer Control Fund to provide for State Medicaid match requirements.
- **COMPLIANCE WITH OTHER LAWS:** Disbursement of funds shall be limited to the appropriation made available by law.
- **LEGISLATIVE INTENT:** Any funds disbursed in this act shall be in compliance with Initiated Act 1 of 2000.

UPDATED JANUARY 2016