



**STATE OF ARKANSAS**

ASA HUTCHINSON  
GOVERNOR

January 9, 2018

Senator Larry Teague, Co-Chair  
Representative Lane Jean, Co-Chair  
Joint Budget Committee  
Arkansas General Assembly  
State Capitol Building  
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request the introduction of the attached appropriation bills for the Arkansas Department of Human Services for the 2018-2019 Fiscal Year. These bills reallocate the resources of the Department in order to implement Act 913 of 2017.

Act 913 of 2017 was enacted to promote and improve efficiency and quality in the Department of Human Services. It created the Division of Provider Services and Quality Assurance, and merged the Division of Aging and Adult Services with the Division of Behavioral Health Services. These bills reallocate resources from current Department allocations to the various divisions in order to meet the needs of the reorganization detailed in the Act.

These changes do not increase the amount of appropriation, funding, or positions of the Department.

I appreciate your consideration of this matter.

Sincerely,

A handwritten signature in black ink, reading "Asa Hutchinson".

Asa Hutchinson

AH:db:jc

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
SENATE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF DEVELOPMENTAL DISABILITIES  
SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2019;  
AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF DEVELOPMENTAL  
DISABILITIES SERVICES APPROPRIATION FOR  
THE 2018-2019 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Division of Developmental Disabilities  
Services for the 2018-2019 fiscal year, the following maximum number of  
regular employees.

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2018-2019
(1)	N020N DHS DDS COMMISSIONER	1	GRADE SE01
(2)	L008N PHYSICIAN SPECIALIST	7	GRADE MP07
(3)	L011N DENTIST	2	GRADE MP06
(4)	L017N DHS ALEXANDER CHIEF PSYCHOLOGIST	1	GRADE MP05

DRAFT

1	(5)	L001C PSYCHOLOGIST SUPERVISOR	1	GRADE MP04
2	(6)	L003C PSYCHOLOGIST	1	GRADE MP03
3	(7)	L009C NURSE MANAGER	5	GRADE MP03
4	(8)	L021N PHYSICAL THERAPIST	1	GRADE MP03
5	(9)	L027C REGISTERED NURSE SUPERVISOR	15	GRADE MP02
6	(10)	L019C REGISTERED NURSE COORDINATOR	6	GRADE MP02
7	(11)	L015C CLINICAL SPEECH PATHOLOGIST	10	GRADE MP02
8	(12)	L036C NURSE INSTRUCTOR	4	GRADE MP02
9	(13)	L038C REGISTERED NURSE	34	GRADE MP01
10	(14)	D007C INFORMATION SYSTEMS MANAGER	1	GRADE IT08
11	(15)	D065C NETWORK SUPPORT ANALYST	1	GRADE IT04
12	(16)	D079C COMPUTER SUPPORT TECHNICIAN	5	GRADE IT02
13	(17)	N175N DHS DDS ASST DIR FOR RESIDENTIAL SVC	1	GRADE GS15
14	(18)	N144N DHS DDS DIR CLIENT SERVICES	1	GRADE GS14
15	(19)	N081N DHS DDS SUPT HDC/CONWAY	1	GRADE GS14
16	(20)	N110N DHS ASST DIR CONTRACT MONITORING UNIT	1	GRADE GS13
17	(21)	N126N DHS DDS SUPT HDC	4	GRADE GS13
18	(22)	N143N DHS DDS DIVISION MANAGER	1	GRADE GS12
19	(23)	N145N DHS ASSISTANT DIRECTOR CMS	1	GRADE GS12
20	(24)	M005C DHS ASSISTANT SUPERINTENDENT - CONWAY	1	GRADE GS11
21	(25)	M009C LICENSED CERTIFIED SOCIAL WORKER	6	GRADE GS09
22	(26)	L040C DIETARY SERVICES DIRECTOR	2	GRADE GS09
23	(27)	L021C NURSING HOME ASSISTANT ADMINISTRATOR	4	GRADE GS09
24	(28)	L033C PSYCHOLOGICAL EXAMINER	22	GRADE GS09
25	(29)	E024C TEACHER SUPERVISOR	1	GRADE GS09
26	(30)	G099C DHS PROGRAM ADMINISTRATOR	12	GRADE GS09
27	(31)	G109C GRANTS MANAGER	2	GRADE GS09
28	(32)	G152C DHS PROGRAM MANAGER	20	GRADE GS08
29	(33)	E026C EDUCATION & INSTRUCTION COORDINATOR	3	GRADE GS08
30	(34)	E035C CERTIFIED MASTERS TEACHER	2	GRADE GS08
31	(35)	E023C TRAINING PROJECT MANAGER	1	GRADE GS08
32	(36)	L047C MEDICAL TECHNOLOGIST SUPERVISOR	1	GRADE GS08
33	(37)	M020C LICENSED PROFESSIONAL COUNSELOR	3	GRADE GS08
34	(38)	R014C PERSONNEL MANAGER	1	GRADE GS08
35	(39)	S004C MAINTENANCE MANAGER	1	GRADE GS08
36	(40)	X062C QUALITY ASSURANCE COORDINATOR	3	GRADE GS08

1	(41)	X095C QUALITY ASSURANCE ANALYST	6	GRADE GS07
2	(42)	M024C RESIDENTIAL SERVICES MANAGER	14	GRADE GS07
3	(43)	M025C PROGRAM ELIGIBILITY COORDINATOR I	2	GRADE GS07
4	(44)	M026C LICENSED SOCIAL WORKER	4	GRADE GS07
5	(45)	M042C DHS STAFF SUPERVISOR	1	GRADE GS07
6	(46)	M043C DDS PROGRAM COORDINATOR	3	GRADE GS07
7	(47)	L055C DIETICIAN	1	GRADE GS07
8	(48)	L061C MEDICAL TECHNOLOGIST	2	GRADE GS07
9	(49)	A055C DHS INSTITUTION BUSINESS MANAGER	5	GRADE GS07
10	(50)	G147C GRANTS COORDINATOR	1	GRADE GS07
11	(51)	E040C STAFF DEVELOPMENT COORDINATOR	8	GRADE GS07
12	(52)	E041C SENIOR LIBRARIAN	1	GRADE GS07
13	(53)	E048C EDUCATION & INSTRUCTION SPECIALIST	2	GRADE GS07
14	(54)	G182C DHS/DDS PROGRAM COORDINATOR	38	GRADE GS07
15	(55)	G183C DHS PROGRAM COORDINATOR	66	GRADE GS07
16	(56)	G202C VOLUNTEER PROGRAM COORDINATOR	1	GRADE GS06
17	(57)	G210C DHS PROGRAM SPECIALIST	11	GRADE GS06
18	(58)	E044C CERTIFIED BACHELORS TEACHER	10	GRADE GS06
19	(59)	G180C GRANTS ANALYST	4	GRADE GS06
20	(60)	C026C RECORDS/INTAKE SUPERVISOR	1	GRADE GS06
21	(61)	C037C ADMINISTRATIVE ANALYST	4	GRADE GS06
22	(62)	E038C EDUCATION & INSTRUCTION ANALYST	1	GRADE GS06
23	(63)	L069C LICENSED PRACTICAL NURSE	142	GRADE GS06
24	(64)	L060C REHAB INSTRUCTOR SUPERVISOR	22	GRADE GS06
25	(65)	M054C SOCIAL SERVICE WORKER	11	GRADE GS06
26	(66)	M057C CHAPLAIN	1	GRADE GS06
27	(67)	M066C PROGRAM ELIGIBILITY SPECIALIST	8	GRADE GS06
28	(68)	X094C SERVICES & PROGRAM LICENSING SPEC	8	GRADE GS06
29	(69)	S017C MAINTENANCE COORDINATOR	4	GRADE GS06
30	(70)	S019C DIRECTOR MAINTENANCE	1	GRADE GS06
31	(71)	S021C WATER FILTER/WASTE DISPOSAL PLNT SUPV	1	GRADE GS06
32	(72)	R025C HUMAN RESOURCES ANALYST	3	GRADE GS06
33	(73)	R033C BENEFITS ANALYST	1	GRADE GS05
34	(74)	S030C WATER FILTER/WASTE DISPOSAL PLNT OPER	2	GRADE GS05
35	(75)	S033C MAINTENANCE SUPERVISOR	2	GRADE GS05
36	(76)	S041C BOILER OPERATOR	3	GRADE GS05

1	(77)	V014C BUYER	2	GRADE GS05
2	(78)	V015C PURCHASING SPECIALIST	3	GRADE GS05
3	(79)	M065C RECREATIONAL ACTIVITY SUPERVISOR	3	GRADE GS05
4	(80)	L071C DENTAL HYGIENIST	1	GRADE GS05
5	(81)	L066C REHABILITATION INSTRUCTOR	124	GRADE GS05
6	(82)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE GS05
7	(83)	A088C ASSETS COORDINATOR	1	GRADE GS05
8	(84)	A090C PAYROLL SERVICES SPECIALIST	1	GRADE GS05
9	(85)	E051C STAFF DEVELOPMENT SPECIALIST	4	GRADE GS05
10	(86)	A098C FISCAL SUPPORT SPECIALIST	3	GRADE GS04
11	(87)	A102C FISCAL SUPPORT TECHNICIAN	3	GRADE GS04
12	(88)	C056C ADMINISTRATIVE SPECIALIST III	39	GRADE GS04
13	(89)	L074C THERAPY ASSISTANT	1	GRADE GS04
14	(90)	L102C DIETETIC SPECIALIST	1	GRADE GS04
15	(91)	L081C DENTAL ASSISTANT	1	GRADE GS04
16	(92)	M063C RESIDENTIAL CARE PROGRAM COORDINATOR	16	GRADE GS04
17	(93)	V023C STOREROOM SUPERVISOR	6	GRADE GS04
18	(94)	V025C WAREHOUSE SPECIALIST	6	GRADE GS04
19	(95)	S044C FOOD PREPARATION MANAGER	5	GRADE GS04
20	(96)	S046C MAINTENANCE TECHNICIAN	3	GRADE GS04
21	(97)	S047C LANDSCAPE SUPERVISOR	1	GRADE GS04
22	(98)	S031C SKILLED TRADESMAN	23	GRADE GS04
23	(99)	S053C AUTO/DIESEL MECHANIC	1	GRADE GS04
24	(100)	S061C CHDC LAUNDRY OPERATIONS MANAGER	1	GRADE GS04
25	(101)	R036C HUMAN RESOURCES SPECIALIST	7	GRADE GS04
26	(102)	R038C HUMAN RESOURCES ASSISTANT	2	GRADE GS04
27	(103)	M073C RESIDENTIAL CARE SUPERVISOR	74	GRADE GS04
28	(104)	M081C RESIDENTIAL CARE SHIFT SUPERVISOR	106	GRADE GS03
29	(105)	S056C FOOD PREPARATION SUPERVISOR	5	GRADE GS03
30	(106)	M090C DHS PROGRAM ASSISTANT	3	GRADE GS03
31	(107)	S076C INSTITUTIONAL BEAUTICIAN	3	GRADE GS03
32	(108)	S050C MAINTENANCE SPECIALIST	6	GRADE GS03
33	(109)	V027C INVENTORY CONTROL TECHNICIAN	1	GRADE GS03
34	(110)	S081C APPRENTICE TRADESMAN	5	GRADE GS03
35	(111)	M071C RESIDENTIAL CARE SHIFT COORDINATOR	18	GRADE GS03
36	(112)	C066C PATIENT ACCOUNT SPECIALIST	5	GRADE GS03

1	(113)	C073C ADMINISTRATIVE SPECIALIST II	80	GRADE GS03
2	(114)	C087C ADMINISTRATIVE SPECIALIST I	40	GRADE GS02
3	(115)	E056C TEACHER ASSISTANT	103	GRADE GS02
4	(116)	L084C THERAPY AIDE	4	GRADE GS02
5	(117)	L085C PHYSICAL THERAPY AIDE	2	GRADE GS02
6	(118)	L075C ORTHOTIST AIDE	5	GRADE GS02
7	(119)	S082C CANTEEN SUPERVISOR	2	GRADE GS02
8	(120)	S083C BAKER	3	GRADE GS02
9	(121)	S084C INSTITUTIONAL SERVICES SUPERVISOR	7	GRADE GS02
10	(122)	S085C FOOD PREPARATION SPECIALIST	11	GRADE GS02
11	(123)	V028C WAREHOUSE WORKER	1	GRADE GS02
12	(124)	S070C EQUIPMENT TECHNICIAN	2	GRADE GS02
13	(125)	M076C RECREATIONAL ACTIVITY LEADER II	24	GRADE GS02
14	(126)	M083C RESIDENTIAL CARE TECHNICIAN	745	GRADE GS02
15	(127)	M089C RESIDENTIAL CARE ASSISTANT	295	GRADE GS01
16	(128)	M082C RECREATIONAL ACTIVITY LEADER I	1	GRADE GS01
17	(129)	S080C EQUIPMENT OPERATOR	9	GRADE GS01
18	(130)	S065C MAINTENANCE ASSISTANT	19	GRADE GS01
19	(131)	V029C PURCHASING ASSISTANT	1	GRADE GS01
20	(132)	V031C STOCK CLERK	1	GRADE GS01
21	(133)	S086C COOK	36	GRADE GS01
22	(134)	S087C INSTITUTIONAL SERVICES ASSISTANT	96	GRADE GS01
23	(135)	S089C FOOD PREPARATION TECHNICIAN	38	GRADE GS01
24	(136)	L086C PHARMACY ASSISTANT	<u>2</u>	GRADE GS01
25		MAX. NO. OF EMPLOYEES	2,597	

26

27       SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 28 the Department of Human Services - Division of Developmental Disabilities  
 29 Services for the 2018-2019 fiscal year, the following maximum number of part-  
 30 time or temporary employees, to be known as "Extra Help", payable from funds  
 31 appropriated herein for such purposes: two hundred (200) temporary or part-  
 32 time employees, when needed, at rates of pay not to exceed those provided in  
 33 the Uniform Classification and Compensation Act, or its successor, or this  
 34 act for the appropriate classification.

35

36       SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,

to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(01) REGULAR SALARIES	\$74,766,181
(02) EXTRA HELP	2,910,944
(03) PERSONAL SERVICES MATCHING	31,673,510
(04) OVERTIME	2,310,000
(05) EXTRA SALARIES	27,000
(06) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	30,170,408
(B) CONF. & TRAVEL	98,870
(C) PROF. FEES	1,311,079
(D) CAP. OUTLAY	500,000
(E) DATA PROC.	0
(07) GRANTS/PATIENT SERVICES	4,987,134
(08) DATA PROCESSING SERVICES	700,000
(09) VOCATIONAL TRAINEES	239,000
(10) CHILDREN AND ADOLESCENT SERVICES	67,191
(11) PURCHASE OF SERVICES	<u>6,814,688</u>
TOTAL AMOUNT APPROPRIATED	<u>\$156,576,005</u>

SECTION 4. APPROPRIATION - SPECIAL OLYMPICS. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services Fund Account, for grants to the Arkansas Special Olympics for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(01) GRANTS-SPECIAL OLYMPICS	<u>\$178,768</u>

SECTION 5. APPROPRIATION - COMMUNITY PROGRAMS. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services-Dog Track Special Revenue Fund, for expenses of the private non-profit community based programs licensed by the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) COMMUNITY PROGRAMS	<u>\$50,000</u>

SECTION 6. APPROPRIATION - GRANTS-IN-AID. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services Fund Account, for grants-in-aid to the community providers of services to the developmentally disabled by the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) GRANTS TO COMMUNITY PROVIDERS	<u>\$15,892,045</u>

SECTION 7. APPROPRIATION - INTER-DIVISIONAL PROGRAMS. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services Fund Account, for integrated services and programs developed by the various divisions, for services and programs developed in conjunction with other state agencies and for the development and implementation of an integrated case management system for the Department of Human Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) INTER-DIVISIONAL PROGRAMS	<u>\$108,644</u>



SECTION 8. APPROPRIATION - GRANTS - STATE. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Department of Human Services Grants Fund Account, for grant payments of the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) CHILDREN'S MEDICAL SERVICES-STATE	<u>\$1,729,279</u>

SECTION 9. APPROPRIATION - GRANTS - FEDERAL. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for federally funded grants of the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) CHILDREN'S MEDICAL SERVICES-FEDERAL	<u>\$1,446,205</u>

SECTION 10. APPROPRIATION - AUTISM TREATMENT AND COORDINATION. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services Fund Account, for grant payments and autism waiver services of the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) AUTISM TREATMENT AND COORDINATION GRANTS & AID & AUTISM WAIVER SERVICES	<u>\$273,974</u>

1  
2 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

4 DEVELOPMENTAL DISABILITIES - GRANTS TO COMMUNITY BASED PROVIDERS. Funds  
5 allocated under the appropriation for community-based services, for Grants to  
6 Community Providers, in the Developmental Disabilities Services - Grants-in-  
7 Aid appropriation in this act shall be used only to provide services through  
8 private community based services licensed or certified by the Arkansas  
9 Division of Developmental Disabilities Services (DDS). Non-profit community-  
10 based programs licensed by the Division of Developmental Disabilities  
11 Services are quasi-governmental instrumentalities of the state which provide  
12 supports and services to individuals who have a developmental disability or  
13 delay, who would otherwise require supports and services through state-  
14 operated programs and facilities owned by the State of Arkansas. When DDS  
15 licensed providers are involved in delivering services which are Medicaid  
16 reimbursable, they must enroll as a provider with the Arkansas Medicaid  
17 Program and must bill the Arkansas Medicaid Program for all covered services  
18 for eligible individuals.

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

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

35 Nothing in this Act shall prevent the Division or any provider from  
36 extending emergency services when appropriate measures have been taken in a

1 timely manner to secure Medicaid eligibility.

2 The provisions of this section shall be in effect only from July 1, ~~2017~~  
3 2018 through June 30, ~~2018~~ 2019.

4  
5 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
7 DEVELOPMENTAL DISABILITIES - VOCATIONAL TRAINEES. The Division of  
8 Developmental Disabilities Services of the Department of Human Services is  
9 hereby authorized to provide employment opportunities for people with  
10 developmental disabilities residing at the Human Development Centers who work  
11 at less than a competitive employment level.

12 The provisions of this section shall be in effect only from July 1, ~~2017~~  
13 2018 through June 30, ~~2018~~ 2019.

14  
15 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS IN  
17 AID - CONDITIONS FOR RECEIVING FUNDS. Private non-profit community-based  
18 programs licensed by the Department of Human Services - Division of  
19 Developmental Disabilities Services, are eligible to receive funds  
20 appropriated for Grants to Community Providers in the Developmental  
21 Disabilities Services - Grants-in-Aid appropriation of this Act, and as a  
22 condition of receiving such funds they shall:

23 1. Meet minimum standards of performance in the delivery of services to  
24 people with disabilities as defined by the Department of Human Services -  
25 Division of Developmental Disabilities Services.

26 2. Supply statistical and financial data to the Department of Human  
27 Services - Division of Developmental Disabilities Services.

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

30 4. Establish and maintain community support programs designed to provide  
31 coordinated care and treatment to ensure ongoing involvement and  
32 individualized services for persons with disabilities. Every community  
33 support program shall provide services for persons with disabilities who  
34 reside within the respective area of the program.

35 The provisions of this section shall be in effect only from July 1, ~~2017~~  
36 2018 through June 30, ~~2018~~ 2019.

1  
2 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
4 DEVELOPMENTAL DISABILITIES – TIMBER SALES PROCEEDS - CAPITAL IMPROVEMENTS AND  
5 EQUIPMENT. The Division of Developmental Disabilities Services is authorized  
6 to use the administrative operating accounts for capital improvements to  
7 physical plants and for the purchase of capital equipment. The funds shall be  
8 held by the Department of Human Services - Division of Developmental  
9 Disabilities Services from the proceeds of the sale of timber that may be  
10 harvested from land owned by the Division of Developmental Disabilities  
11 Services. All funds deposited and all expenses shall be tracked separately.  
12 The harvesting of timber is specifically authorized to provide funds to  
13 finance capital improvements to the physical plants and for the purchase of  
14 major capital equipment.

15 The Division of Developmental Disabilities Services shall report all  
16 income derived from timber management to the Chief Fiscal Officer of the  
17 State and the Arkansas Legislative Council or Joint Budget Committee. Any  
18 contracts initiated for the harvesting of timber shall be submitted to the  
19 Review Subcommittee of the Arkansas Legislative Council or Joint Budget  
20 Committee for prior review. All expenditures of funds derived from the sale  
21 of timber will be expended in accordance with relevant state purchasing laws.

22 The provisions of this section shall be in effect only from July 1, ~~2017~~  
23 2018 through June 30, ~~2018~~ 2019.  
24

25 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN  
27 DEVELOPMENT CENTERS AND COMMUNITY PROVIDERS.

28 (A) The Developmental Disabilities Services Board or the Department of  
29 Human Services shall not close any of the state administered Human  
30 Development Centers which are located at Conway, Arkadelphia, Jonesboro,  
31 Booneville, and Warren.

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

1 (C) Except for use as federal matching funds, no funds for community based  
2 services licensed by DDS shall be transferred from Grants to Community  
3 Providers line item of the Developmental Disabilities Services - Grants-in-  
4 Aid appropriation unless the transfer(s) directly benefit(s) community based  
5 services for persons with developmental disabilities or from the  
6 appropriation for the Human Development Centers unless the transfer(s)  
7 directly benefit(s) the Human Development Centers.

8 (D) Nor shall any general revenue funding as of July 1, ~~2017~~ 2018 from the  
9 Grants to Community Providers line item of the Developmental Disabilities  
10 Services - Grants-in-Aid appropriation for persons with developmental  
11 disabilities or from any other general revenues as of July 1, ~~2017~~ 2018,  
12 applied as federal matching funds for community based services licensed by  
13 DDS on July 1, ~~2017~~ 2018 be reduced below the approved funding level on July  
14 1, ~~2017~~ 2018; nor shall the general revenues applied as federal matching  
15 funds for the Human Development Centers be reduced below the approved funding  
16 level on July 1, ~~2017~~ 2018.

17 The provisions of this section shall be in effect only from July 1, ~~2017~~  
18 2018 through June 30, ~~2018~~ 2019.

19  
20 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AUTISM  
22 TREATMENT AND COORDINATION. The Department of Human Services - Division of  
23 Developmental Disabilities Services shall promulgate rules and regulations  
24 regarding the licensure and oversight of Applied Behavior Analysts as  
25 described in Arkansas Code § 23-99-418. The rules and regulations shall  
26 include a requirement for a licensure application fee equal to that charged  
27 to applicants to be licensed as a psychologist as described in Arkansas Code  
28 § 17-97-309. Proceeds from this fee are declared as cash funds.

29 The provisions of this section shall be in effect only from July 1, ~~2017~~  
30 2018 through June 30, ~~2018~~ 2019.

31  
32 SECTION 17. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
33 authorized by this act shall be limited to the appropriation for such agency  
34 and funds made available by law for the support of such appropriations; and  
35 the restrictions of the State Procurement Law, the General Accounting and  
36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal  
2 control laws of this State, where applicable, and regulations promulgated by  
3 the Department of Finance and Administration, as authorized by law, shall be  
4 strictly complied with in disbursement of said funds.

5  
6 SECTION 18. LEGISLATIVE INTENT. It is the intent of the General  
7 Assembly that any funds disbursed under the authority of the appropriations  
8 contained in this act shall be in compliance with the stated reasons for  
9 which this act was adopted, as evidenced by the Agency Requests, Executive  
10 Recommendations and Legislative Recommendations contained in the budget  
11 manuals prepared by the Department of Finance and Administration, letters, or  
12 summarized oral testimony in the official minutes of the Arkansas Legislative  
13 Council or Joint Budget Committee which relate to its passage and adoption.

14  
15 SECTION 19. EMERGENCY CLAUSE. It is found and determined by the  
16 General Assembly, that the Constitution of the State of Arkansas prohibits  
17 the appropriation of funds for more than a one (1) year period; that the  
18 effectiveness of this Act on July 1, 2018 is essential to the operation of  
19 the agency for which the appropriations in this Act are provided, and that in  
20 the event of an extension of the legislative session, the delay in the  
21 effective date of this Act beyond July 1, 2018 could work irreparable harm  
22 upon the proper administration and provision of essential governmental  
23 programs. Therefore, an emergency is hereby declared to exist and this Act  
24 being necessary for the immediate preservation of the public peace, health  
25 and safety shall be in full force and effect from and after July 1, 2018.

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
HOUSE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIRECTOR'S OFFICE FOR THE FISCAL YEAR  
ENDING JUNE 30, 2019; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIRECTOR'S OFFICE  
APPROPRIATION FOR THE 2018-2019 FISCAL  
YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Director's Office for the 2018-2019  
fiscal year, the following maximum number of regular employees.

			Maximum Annual
			Salary Rate
			Fiscal Year
Item	Class	No. of	
No.	Code	Title	Employees
			2018-2019
(1)	U133U	DHS EXECUTIVE DIRECTOR	1
(2)	L023N	DHS DEPUTY DIRECTOR	2
(3)	N011N	DFA CHIEF INFORMATION OFFICER	1
(4)	A018N	DHS CHIEF FINANCIAL OFFICER	1
(5)	N040N	DHS CHIEF INFORMATION OFFICER	2
(6)	A136C	DHS MEDICAID CHIEF FINANCE OFFICER	1

DRAFT

1	(7)	G004N DHS CHIEF ATTORNEY	1	GRADE SE01
2	(8)	M093C DHS DIRECTOR OF LEGISLATIVE AFFAIRS	1	GRADE SE01
3	(9)	G029N DHS DIRECTOR OF POLICY AND LEGAL	1	GRADE SE01
4	(10)	L009C NURSE MANAGER	1	GRADE MP03
5	(11)	L022N OCCUPATIONAL THERAPIST	1	GRADE MP02
6	(12)	L038C REGISTERED NURSE	1	GRADE MP01
7	(13)	D006N STATE SYSTEMS ARCHITECT	4	GRADE IT10
8	(14)	D025N DHS IT SENIOR ENGINEER	4	GRADE IT09
9	(15)	D022N IT SENIOR PROJECT MANAGER	3	GRADE IT09
10	(16)	D007C INFORMATION SYSTEMS MANAGER	5	GRADE IT08
11	(17)	D010N INSURANCE CHIEF TECHNOLOGY OFFICER	1	GRADE IT08
12	(18)	D030C INFORMATION SYSTEMS COORDINATOR	2	GRADE IT07
13	(19)	D025C STATE IT SECURITY SPECIALIST	3	GRADE IT06
14	(20)	D063C COMPUTER SUPPORT SPECIALIST	13	GRADE IT05
15	(21)	D061C INFORMATION SYSTEMS COORDINATION SPEC	5	GRADE IT05
16	(22)	D052C SOFTWARE SUPPORT ANALYST	6	GRADE IT05
17	(23)	D044C SYSTEMS ANALYST	1	GRADE IT05
18	(24)	D062C DATABASE ANALYST	2	GRADE IT04
19	(25)	D064C WEBSITE DEVELOPER	1	GRADE IT04
20	(26)	D071C COMPUTER SUPPORT ANALYST	3	GRADE IT03
21	(27)	D075C SOFTWARE SUPPORT SPECIALIST	4	GRADE IT03
22	(28)	D079C COMPUTER SUPPORT TECHNICIAN	4	GRADE IT02
23	(29)	G282C DHS CHIEF LEGISLATIVE AFFAIRS DIR	1	GRADE GS15
24	(30)	G283C DHS CHIEF SECURITY & COMPLIANCE OFCR	1	GRADE GS15
25	(31)	A020N DHS DEP CHIEF FIN OFFICER-HUMAN SVCS	1	GRADE GS15
26	(32)	N016N DHS DEP DIR ADMINISTRATIVE SVCS	2	GRADE GS15
27	(33)	P077C DHS COMM & COMMUNITY ENGAGEMENT OFCR	1	GRADE GS14
28	(34)	N086N DHS DDS DIR EVAL PLAN & MGMT SYSTEMS	1	GRADE GS14
29	(35)	N122N DHS/DCC ASSISTANT DIR FINANCE & ADMIN	1	GRADE GS14
30	(36)	N121N DHS/DCFS DEPUTY DIRECTOR	1	GRADE GS14
31	(37)	N100N DHS/DMS ADD - MEDICAL SERVICES	5	GRADE GS14
32	(38)	N101N DHS/DCO ADD - PROG & ADMIN SUPPORT	2	GRADE GS14
33	(39)	N080N DHS/DMS ASSISTANT DIRECTOR - FISCAL	2	GRADE GS14
34	(40)	N124N DHS/DYS ASSISTANT DIVISION DIRECTOR	1	GRADE GS14
35	(41)	A010C AGENCY CONTROLLER II	5	GRADE GS13
36	(42)	G290C ASST DEPUTY DIR OF LEGISLATIVE AFFAIRS	1	GRADE GS13



1	(43)	N111N DHS ASST DEP DIR FOR MGR ACCOUNTING	1	GRADE GS13
2	(44)	N128N DHS ASST DIR QUALITY ASSURANCE	1	GRADE GS13
3	(45)	M003C DHS BEHAV HLTH CHILDRENS SYS CARE DIR	1	GRADE GS13
4	(46)	V002N DHS DEP CHIEF PROCUREMENT OFFICER	1	GRADE GS13
5	(47)	N171N DHS DEP DIR OFFICE OF VOLUNTEER SERV	1	GRADE GS13
6	(48)	D026N DHS ELIGIBILITY SYSTEM PROGRAM MGR	1	GRADE GS13
7	(49)	G054N DHS GENERAL COUNSEL	1	GRADE GS13
8	(50)	N107N DHS/OFA ASST DIR - ACCOUNTING OPS	1	GRADE GS13
9	(51)	N109N DHS/OFA ASSISTANT DIRECTOR	1	GRADE GS13
10	(52)	G004C MANAGING ATTORNEY	4	GRADE GS13
11	(53)	G025C ATTORNEY SUPERVISOR	5	GRADE GS12
12	(54)	G024C DEPARTMENT ADMINISTRATIVE LAW JUDGE	3	GRADE GS12
13	(55)	G042C DHS ADMINISTRATIVE LAW JUDGE	6	GRADE GS12
14	(56)	G101C DHS AREA MANAGER	2	GRADE GS12
15	(57)	N143N DHS DDS DIVISION MANAGER	1	GRADE GS12
16	(58)	R002N DHS DIRECTOR OF HUMAN CAPITAL	1	GRADE GS12
17	(59)	P004N DHS DIRECTOR OF PUBLIC RELATIONS	1	GRADE GS12
18	(60)	A016C DHS DMS BUSINESS OPERATIONS MANAGER	4	GRADE GS12
19	(61)	N167N DHS POLICY & RESEARCH DIRECTOR	2	GRADE GS12
20	(62)	R006C HUMAN RESOURCES ADMINISTRATOR	2	GRADE GS12
21	(63)	A027C ACCOUNTING OPERATIONS MANAGER	1	GRADE GS11
22	(64)	A031C ASSISTANT CONTROLLER	7	GRADE GS11
23	(65)	G047C ATTORNEY SPECIALIST	53	GRADE GS11
24	(66)	A024C DHS DIVISION CHIEF FISCAL OFFICER	2	GRADE GS11
25	(67)	G027N DHS RESEARCH ANALYSIS MANAGER	1	GRADE GS11
26	(68)	G008C RISK MANAGEMENT ASSISTANT DIRECTOR	1	GRADE GS11
27	(69)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
28	(70)	A044C AUDIT COORDINATOR	5	GRADE GS10
29	(71)	L010C DHS DMS MEDICAL ASSISTANCE MANAGER	5	GRADE GS10
30	(72)	R049C DHS EMPLOYEE RELATIONS COORD	1	GRADE GS10
31	(73)	A052C ACCOUNTING COORDINATOR	5	GRADE GS09
32	(74)	A050C AGENCY FISCAL MANAGER	1	GRADE GS09
33	(75)	G099C DHS PROGRAM ADMINISTRATOR	5	GRADE GS09
34	(76)	G109C GRANTS MANAGER	3	GRADE GS09
35	(77)	M009C LICENSED CERTIFIED SOCIAL WORKER	1	GRADE GS09
36	(78)	G080C NATIONAL & COMMUNITY SERV EXEC DIR	1	GRADE GS09

1	(79)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
2	(80)	A082C ACCOUNTANT II	1	GRADE GS08
3	(81)	R021C BUDGET ANALYST	4	GRADE GS08
4	(82)	G264C DHS FAIRNESS OFFICER	1	GRADE GS08
5	(83)	A056C DHS FINANCIAL SECTION MANAGER	8	GRADE GS08
6	(84)	G152C DHS PROGRAM MANAGER	15	GRADE GS08
7	(85)	G129C DHS/DCO PROGRAM MANAGER	2	GRADE GS08
8	(86)	A047C FINANCIAL ANALYST II	2	GRADE GS08
9	(87)	A066C INTERNAL AUDITOR	3	GRADE GS08
10	(88)	R014C PERSONNEL MANAGER	5	GRADE GS08
11	(89)	V007C PROCUREMENT COORDINATOR	6	GRADE GS08
12	(90)	V004C PROCUREMENT MANAGER	4	GRADE GS08
13	(91)	A041C PROGRAM FISCAL MANAGER	3	GRADE GS08
14	(92)	X062C QUALITY ASSURANCE COORDINATOR	2	GRADE GS08
15	(93)	A060C SENIOR AUDITOR	22	GRADE GS08
16	(94)	E023C TRAINING PROJECT MANAGER	1	GRADE GS08
17	(95)	A089C ACCOUNTANT I	11	GRADE GS07
18	(96)	R024C ASSISTANT PERSONNEL MANAGER	9	GRADE GS07
19	(97)	A081C AUDITOR	1	GRADE GS07
20	(98)	V008C BUYER SUPERVISOR	1	GRADE GS07
21	(99)	G131C DHS BEHAV HLTH MED BUS PRACTICES ADMIN	1	GRADE GS07
22	(100)	G183C DHS PROGRAM COORDINATOR	11	GRADE GS07
23	(101)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
24	(102)	M040C FAMILY SERVICES PROGRAM COORDINATOR	1	GRADE GS07
25	(103)	A076C FINANCE PROGRAM ANALYST	2	GRADE GS07
26	(104)	A075C FINANCIAL ANALYST I	2	GRADE GS07
27	(105)	B052C FORENSIC SPECIALIST	1	GRADE GS07
28	(106)	X125C FRAUD INVESTIGATOR COORDINATOR	2	GRADE GS07
29	(107)	G147C GRANTS COORDINATOR	4	GRADE GS07
30	(108)	A065C PAYROLL SERVICES COORDINATOR	2	GRADE GS07
31	(109)	P013C PUBLIC INFORMATION COORDINATOR	2	GRADE GS07
32	(110)	A072C RESEARCH & STATISTICS MANAGER	1	GRADE GS07
33	(111)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
34	(112)	G265C SENIOR TECHNICAL WRITER	1	GRADE GS07
35	(113)	E040C STAFF DEVELOPMENT COORDINATOR	6	GRADE GS07
36	(114)	G176C VOLUNTEER PROGRAM MANAGER	1	GRADE GS07

1	(115)	C037C ADMINISTRATIVE ANALYST	10	GRADE GS06
2	(116)	M045C ADULT PROTECTIVE SERVICES WORKER	1	GRADE GS06
3	(117)	R027C BUDGET SPECIALIST	14	GRADE GS06
4	(118)	R026C CIVIL RIGHTS/EMPLOYEE RELATIONS COORD	5	GRADE GS06
5	(119)	G170C DHS ADMINISTRATIVE REVIEW OFFICER	6	GRADE GS06
6	(120)	G210C DHS PROGRAM SPECIALIST	9	GRADE GS06
7	(121)	A074C FISCAL SUPPORT SUPERVISOR	9	GRADE GS06
8	(122)	X156C FRAUD INVESTIGATOR	7	GRADE GS06
9	(123)	G180C GRANTS ANALYST	30	GRADE GS06
10	(124)	G214C GRANTS SPECIALIST	2	GRADE GS06
11	(125)	R025C HUMAN RESOURCES ANALYST	7	GRADE GS06
12	(126)	R029C HUMAN RESOURCES RECRUITER	5	GRADE GS06
13	(127)	X101C INTERNAL AFFAIRS INVESTIGATOR	3	GRADE GS06
14	(128)	G179C LEGAL SERVICES SPECIALIST	4	GRADE GS06
15	(129)	P031C MEDIA SPECIALIST	2	GRADE GS06
16	(130)	G124C OMBUDSMAN	1	GRADE GS06
17	(131)	G178C POLICY DEVELOPMENT COORDINATOR	2	GRADE GS06
18	(132)	L051C REHABILITATION COUNSELOR	1	GRADE GS06
19	(133)	B076C RESEARCH PROJECT ANALYST	3	GRADE GS06
20	(134)	G202C VOLUNTEER PROGRAM COORDINATOR	7	GRADE GS06
21	(135)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	2	GRADE GS05
22	(136)	A088C ASSETS COORDINATOR	3	GRADE GS05
23	(137)	C022C BUSINESS OPERATIONS SPECIALIST	2	GRADE GS05
24	(138)	V013C CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE GS05
25	(139)	A091C FISCAL SUPPORT ANALYST	17	GRADE GS05
26	(140)	L070C HEALTH CARE ANALYST	3	GRADE GS05
27	(141)	D077C HELP DESK SPECIALIST	1	GRADE GS05
28	(142)	R032C HUMAN RESOURCES PROGRAM REPRESENTATIVE	1	GRADE GS05
29	(143)	C040C LEASING SPECIALIST	1	GRADE GS05
30	(144)	A090C PAYROLL SERVICES SPECIALIST	1	GRADE GS05
31	(145)	S032C PRINT SHOP SUPERVISOR	1	GRADE GS05
32	(146)	V015C PURCHASING SPECIALIST	9	GRADE GS05
33	(147)	L066C REHABILITATION INSTRUCTOR	1	GRADE GS05
34	(148)	D081C TELECOMMUNICATIONS SPECIALIST	1	GRADE GS05
35	(149)	V018C WAREHOUSE MANAGER	1	GRADE GS05
36	(150)	C056C ADMINISTRATIVE SPECIALIST III	28	GRADE GS04

1	(151)	A098C FISCAL SUPPORT SPECIALIST	27	GRADE GS04
2	(152)	R038C HUMAN RESOURCES ASSISTANT	3	GRADE GS04
3	(153)	R036C HUMAN RESOURCES SPECIALIST	6	GRADE GS04
4	(154)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
5	(155)	C046C LEGAL SUPPORT SPECIALIST	36	GRADE GS04
6	(156)	S046C MAINTENANCE TECHNICIAN	1	GRADE GS04
7	(157)	V022C PURCHASING TECHNICIAN	1	GRADE GS04
8	(158)	C043C RECORDS MANAGEMENT ANALYST	6	GRADE GS04
9	(159)	V021C SURPLUS PROPERTY AGENT	1	GRADE GS04
10	(160)	V025C WAREHOUSE SPECIALIST	1	GRADE GS04
11	(161)	C073C ADMINISTRATIVE SPECIALIST II	9	GRADE GS03
12	(162)	D090C COMPUTER PUBLISHING OPERATOR	1	GRADE GS03
13	(163)	S056C FOOD PREPARATION SUPERVISOR	1	GRADE GS03
14	(164)	P039C INSTITUTIONAL PRINTER	1	GRADE GS03
15	(165)	C062C LOCAL OFFICE ADMINISTRATIVE ASSISTANT	2	GRADE GS03
16	(166)	S054C PRINTER	3	GRADE GS03
17	(167)	S045C PRINTING ESTIMATOR/PLANNER	1	GRADE GS03
18	(168)	C087C ADMINISTRATIVE SPECIALIST I	<u>3</u>	GRADE GS02
19		MAX. NO. OF EMPLOYEES	679	

20

21       SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 22 the Department of Human Services - Director's Office for the 2018-2019 fiscal  
 23 year, the following maximum number of part-time or temporary employees, to be  
 24 known as "Extra Help", payable from funds appropriated herein for such  
 25 purposes: thirty (30) temporary or part-time employees, when needed, at  
 26 rates of pay not to exceed those provided in the Uniform Classification and  
 27 Compensation Act, or its successor, or this act for the appropriate  
 28 classification.

29

30       SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 31 to the Department of Human Services - Director's Office, to be payable from  
 32 the paying account as determined by the Chief Fiscal Officer of the State,  
 33 for personal services and operating expenses of the Department of Human  
 34 Services - Director's Office for the fiscal year ending June 30, 2019, the  
 35 following:

36

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) REGULAR SALARIES	\$31,086,981
(02) EXTRA HELP	448,139
(03) PERSONAL SERVICES MATCHING	10,950,488
(04) OVERTIME	11,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	6,036,308
(B) CONF. & TRAVEL	229,523
(C) PROF. FEES	10,914,691
(D) CAP. OUTLAY	165,000
(E) DATA PROC.	0
(06) FOSTER GRANDPARENT PROGRAM	340,135
(07) DATA PROCESSING SERVICES	<u>1,989,600</u>
TOTAL AMOUNT APPROPRIATED	<u>\$62,171,865</u>

16

SECTION 4. APPROPRIATION - CLIENT SPECIFIC EMERGENCY SERVICES - CASH.

There is hereby appropriated, to the Department of Human Services - Director's Office, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Human Services - Director's Office, for purchase of services of the Department of Human Services - Director's Office for the fiscal year ending June 30, 2019, the following:

23

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) PURCHASE OF SERVICES	<u>\$111,600</u>

27

SECTION 5. APPROPRIATION - VARIOUS BUILDING CONSTRUCTION. There is hereby appropriated, to the Department of Human Services - Director's Office, to be payable from the Department of Human Services Renovation Fund, for construction, renovation, maintenance, equipment and repairs for various buildings operated by the Department of Human Services for the fiscal year ending June 30, 2019, the following:

34

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>

36

(01) CONSTRUCTION \$11,623,203

SECTION 6. APPROPRIATION - CONSOLIDATED COST. There is hereby appropriated, to the Department of Human Services - Director's Office, to be payable from the DHS Consolidated Cost Revolving Fund, for operating expenses of the Department of Human Services - Director's Office - Consolidated Cost for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$821,500
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$821,500</u>

SECTION 7. APPROPRIATION - GRANTS PAYING. There is hereby appropriated, to the Department of Human Services - Director's Office, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for purchase of services and AmeriCorps Grants payments of the Department of Human Services - Director's Office for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) AMERICORPS GRANTS	\$2,510,704
(02) PURCHASE OF SERVICES	<u>129,084</u>
TOTAL AMOUNT APPROPRIATED	<u>\$2,639,788</u>

SECTION 8. APPROPRIATION - COMMUNITY SERVICE AND NONPROFIT SUPPORT - CASH. There is hereby appropriated, to the Department of Human Services - Director's Office, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of Community Service and Nonprofit Support of the

Department of Human Services - Director's Office for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$7,233
(B) CONF. & TRAVEL	2,865
(C) PROF. FEES	932
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
TOTAL AMOUNT APPROPRIATED	<u>\$11,030</u>

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

DIRECTOR'S OFFICE/OFFICE OF CHIEF COUNSEL - PURCHASE OF EVIDENCE. Upon approval by the Chief Fiscal Officer of the State, the Chief Counsel for the Department of Human Services may transfer an amount up to but not to exceed \$12,000 and deposit same in a bank account for the purpose of purchasing evidence in the course of investigating the illegal use of food stamps/Electronic Benefit Transfer (EBT) cards. The funds so transferred shall be subject to accounting in a manner substantially similar to that employed by the Arkansas State Police for such transactions; provided however, that information tending to identify participants in such transactions shall be exempt from the Arkansas Freedom of Information Act.

The provisions of this section shall be in effect only from July 1, ~~2017~~ 2018 through June 30, ~~2018~~ 2019.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN SERVICES RENOVATION FUND. Department of Human Services Renovation Fund.

(a) There is established on the books of the Treasurer of State, Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the Department of Human Services Renovation Fund.

(b) This fund shall be used for constructing, acquiring, renovating, maintaining, repairing, and equipping facilities of the Department of Human

1 Services and for paying disallowances by the federal government.

2 (c) The fund shall consist of:

3 (1) Federal reimbursement received by the Department of Human Services and  
4 deposited in the various fund accounts of the department; and

5 (2) General revenues transferred from the Division of Youth Services, the  
6 Division of Behavioral Health Services, and the Division of Developmental  
7 Disabilities Services for the purposes of repairing, renovating, equipping,  
8 acquiring and constructing Department of Human Services facilities with an  
9 annual maximum of five million dollars (\$5,000,000). The projects for which  
10 these transfers are authorized must be projects which were unanticipated  
11 during the preceding regular session of the Arkansas General Assembly and  
12 must be projects which, if not carried out in the interim period between  
13 regular sessions of the Arkansas General Assembly would cause greater harm to  
14 the facilities, clients or programs of the Department of Human Services than  
15 to wait until the next regular session.

16 (3) Other non-general revenue funds as may be available within the Department  
17 of Human Services that can be used for the purposes of this fund.

18 (d)(1) At the request of the Director of the Department of Human Services,  
19 and upon certification of the availability of such funds, the Chief Fiscal  
20 Officer of the State shall initiate the necessary transfer documents to  
21 reflect the transfer on the books of record of the Treasurer of State, the  
22 Auditor of State, the Chief Fiscal Officer of the State, and the Department  
23 of Human Services.

24 (2) The Director of the Department of Human Services shall submit any  
25 transfer plan to and must receive approval of the plan from the Chief Fiscal  
26 Officer of the State, the Governor and the Arkansas Legislative Council or  
27 Joint Budget Committee prior to the effective date of the transfer.

28 (e) Provided, that any non-general revenue funding that may remain in the  
29 fund at the end of any fiscal year shall be carried over into the next fiscal  
30 year and all obligated general revenue funding that may remain in the fund at  
31 the end of any fiscal year shall be carried over into the next fiscal year to  
32 satisfy such legal and contractual obligations that have been entered into  
33 prior to the end of the fiscal year.

34 (f) Determining the amount of funds appropriated to a state agency is the  
35 prerogative of the General Assembly and is usually accomplished by  
36 delineating specific line items and by identifying the appropriation and



1 funding attached to that line item. The General Assembly has determined that  
 2 the Department of Human Services could be operated more efficiently if some  
 3 flexibility is given to that agency. That flexibility is being accomplished  
 4 by providing transfer authority in subsection (d) of this section, and since  
 5 the General Assembly has granted the agency broad powers under the transfer  
 6 authority concept, it is both necessary and appropriate that the General  
 7 Assembly maintain oversight of the utilization of the transfer authority by  
 8 requiring prior approval of the Legislative Council or Joint Budget Committee  
 9 in the utilization of this transfer authority. Therefore, the requirement of  
 10 approval by the Legislative Council or Joint Budget Committee is not a  
 11 severable part of this section. If the requirement of approval by the  
 12 Legislative Council or Joint Budget Committee is ruled unconstitutional by a  
 13 court of competent jurisdiction, this entire section is void.

14 The provisions of this section shall be in effect only from July 1, ~~2017~~  
 15 2018 through June 30, ~~2018~~ 2019.

16  
 17 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 19 AUTHORITY. The Director of the Department of Human Services shall have  
 20 transfer authority provided by the following:

21 (a) DEPARTMENT OF HUMAN SERVICES RENOVATION FUND. The Director of the  
 22 Department of Human Services is authorized to request fund transfers  
 23 according to the provisions established by Arkansas Code Ann. 19-5-1020,  
 24 Department of Human Services Renovation Fund, as amended herein; and

25 (b) MATCH TRANSFER. The Director of the Department of Human Services,  
 26 with the approval of the Chief Fiscal Officer of the State, is authorized to  
 27 effect inter-agency and inter-divisional fund transfers for the purpose of  
 28 providing the State's matching share for payments made to that Division or  
 29 Office or its service providers for services eligible for federal  
 30 reimbursement under programs administered by the Department of Human  
 31 Services. The Department of Human Services shall report to the Legislative  
 32 Council or Joint Budget Committee on a quarterly basis all fund transfers  
 33 made in accordance with the authority granted by this section; and

34 (c) REALLOCATION OF RESOURCES: (1) The Department of Human Services (DHS)  
 35 provides hundreds of different services to over 1 million Arkansans. The  
 36 specific mix of service needs and the funding and staffing required to

1 provide them can vary significantly based on many factors, including natural  
2 disasters, changing federal mandates and funding sources, demographic shifts,  
3 fluctuating court-ordered services, social trends, and job market variations  
4 such as nursing shortages. The impact of these factors through the course of  
5 any fiscal year make it very difficult for the Department to accurately  
6 predict the exact needs for funding, appropriation and positions in each of  
7 its over 100 different appropriations. To ensure that it can respond quickly  
8 to changing client needs and make the most effective use of the resources  
9 allocated to it, the Department of Human Services shall be authorized to  
10 utilize the reallocation of resource authority to make the proper adjustments  
11 to the budgets within the Department. Therefore, upon determination by the  
12 Director of the Department of Human Services that a reallocation of resources  
13 within the department is necessary for the efficient and effective operation  
14 of the department, the director, with approval of the Governor, shall have  
15 the authority to request, from the Chief Fiscal Officer of the State, a  
16 transfer of positions, appropriations, line item appropriations, and funds  
17 within or between existing and newly created divisions, offices, sections, or  
18 units of the department. Provided, however, that no transfer of funds or  
19 appropriation that provides direct support or matching support for the  
20 Arkansas Medicaid Program shall be made to any other fund account or  
21 appropriation that does not directly support the Arkansas Medicaid Program.  
22 Further, no positions, funds, or appropriation authorized during the budget  
23 process for the Division of Children and Family Services' compliance with  
24 initiatives established under the Angela R. consent decree shall be  
25 transferred to any other division. Nothing in this provision is intended to  
26 prevent the one-time transfers of savings in any other program to the  
27 Arkansas Medicaid Program, with the exception of the provisions previously  
28 cited for the Division of Children and Family Services – Angela R. consent  
29 decree. The Division of Developmental Disabilities – Grants to Community  
30 Providers line item of the Developmental Disabilities Services - Grants-in-  
31 Aid appropriation may not be decreased. The appropriation, funding, and  
32 positions provided for the five Human Development Centers shall remain at a  
33 level sufficient to ensure quality care for the Centers' residents. The  
34 exemptions provided in this subsection whereby certain DHS Programs and  
35 Divisions are protected from appropriation, fund, or position transfers are  
36 applicable only to the reallocation or transfer authority granted herein, and

1 not by any reductions which are applicable to all state programs.

2 The Director of the Department of Human Services shall submit any requests  
3 for transfers to and must receive approval of the requests for transfers from  
4 the Chief Fiscal Officer of the State, the Governor, and the Arkansas  
5 Legislative Council or Joint Budget Committee prior to the effective date of  
6 the transfers. Provided, however, that the Department of Human Services shall  
7 be limited to submitting no more than four reallocation of resources transfer  
8 requests during any fiscal year. In each Departmental request no single  
9 division will request reallocation for more than one purpose as listed in  
10 this section. Transfer authority for unforeseen purposes shall further be  
11 limited to no more than 5% of the total appropriation, funding, and positions  
12 authorized for the Department. Reallocation of resources transfers may  
13 include multiple items but shall be limited to the following purposes:

- 14 i) Medicaid Program;
- 15 ii) Facilities and institutions costs, including operational expenses and  
16 construction/renovation/equipping expenses;
- 17 iii) Departmental grants and contracts;
- 18 iv) Court ordered settlements and payments;
- 19 v) Payment of administrative expenses, including but not limited to, overtime  
20 and other costs of personnel for critical services or functions necessary to  
21 carry out the mission of the agency;
- 22 vi) Restructuring efforts as deemed necessary to comply with new and/or  
23 unanticipated federal or state mandates; and/or
- 24 vii) Redirecting internal resources, both direct and/or indirect, to meet  
25 client needs and services.

26 Determining the maximum number of employees and the maximum amount of  
27 appropriation and general revenue funding for a state agency each fiscal year  
28 is the prerogative of the General Assembly. This is usually accomplished by  
29 delineating such maximums in the appropriation act(s) for a state agency and  
30 the general revenue allocations authorized for each fund and fund account by  
31 amendment to the Revenue Stabilization law. Further, the General Assembly has  
32 determined that the Department of Human Services may operate more efficiently  
33 if some flexibility is provided to the Department of Human Services  
34 authorizing broad powers under the Reallocation of Resources provisions  
35 herein. Therefore, it is both necessary and appropriate that the General  
36 Assembly maintain oversight by requiring prior approval of the Legislative

1 Council or Joint Budget Committee as provided by this section. The  
2 requirement of approval by the Legislative Council or Joint Budget Committee  
3 is not a severable part of this section. If the requirement of approval by  
4 the Legislative Council or Joint Budget Committee is ruled unconstitutional  
5 by a court of competent jurisdiction, this entire section is void.

6 (2) If it is determined that the requested reallocation of resources  
7 transfers should be made, the Chief Fiscal Officer of the State shall then  
8 initiate the necessary transfer documents to reflect the transfers upon the  
9 fiscal records of the Treasurer of State, the Auditor of State, the Chief  
10 Fiscal Officer of the State, and the Department of Human Services. In  
11 addition, the Chief Fiscal Officer of the State, together with the Co-  
12 Chairpersons of the Legislative Council or Joint Budget Committee, may  
13 approve, on an emergency basis, requests for utilization of this Section  
14 without prior approval of the Arkansas Legislative Council or Joint Budget  
15 Committee, with any such actions reported at the next meeting of the Arkansas  
16 Legislative Council or Joint Budget Committee.

17 The provisions of this section shall be in effect only from July 1, ~~2017~~  
18 2018 through June 30, ~~2018~~ 2019.

19  
20 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

22 NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM. Special provision for a  
23 Nursing/Direct Care Education Stipend Program for the Department of Human  
24 Services is hereby authorized to be paid from the State and Federal Funds  
25 appropriated in each Division's Act. This program is for eligible nursing  
26 students who are attending accredited nursing institutions to become  
27 Registered or Licensed Practical Nurses, as well as Certified Nursing  
28 Assistants, Residential Care Assistants, Residential Care Technicians,  
29 Residential Care Supervisors and Behavioral Health Aides.

30 The stipend is \$5,000 per person per year. Any student who is awarded and  
31 accepts a stipend is under employment commitment to the respective DHS  
32 Division and is required to work for that division, in a full-time employee  
33 status effective immediately upon graduation. The student employment  
34 commitment is equal to the number of years the stipend was awarded and  
35 accepted. In the event of Employee/Student default of the employment  
36 commitment, the Employee/Student will be considered in breach of contract and

1 repayment of the stipend will be required as specified in the Stipend  
2 Contract.

3 Each division participating in the Education Stipend Program shall  
4 determine on an annual basis, the number of student stipends available.

5 The provisions of this section shall be in effect only from July 1, 2017  
6 2018 through June 30, ~~2018~~ 2019.

7  
8 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 NURSING/DIRECT CARE RECRUITMENT/RETENTION BONUSES. Special provision to  
11 provide Nursing/Direct Care Recruitment and Retention Bonuses for the  
12 Department of Human Services is hereby authorized to be paid from State the  
13 and Federal funds appropriated for each respective Division. Nursing/direct  
14 care service recruitment/retention bonuses are in addition to the maximum  
15 annual amounts provided in the Regular Salaries Section of the respective  
16 Division's Act for Registered Nurse, Licensed Practical Nurse, Certified  
17 Nursing Assistant, Residential Care Assistant, Residential Care Technician,  
18 Residential Care Supervisor and Behavioral Health Aide. New hire nurses must  
19 be licensed by the Arkansas State Board of Nursing. The total  
20 recruitment/retention bonus payment commitment for eligible nurses shall not  
21 exceed \$4,000 per Registered Nurse and \$2,000 per Licensed Practical Nurse  
22 and \$1,000 per Certified Nursing Assistant, Residential Care Assistant,  
23 Residential Care Technician, Residential Care Supervisor and Behavioral  
24 Health Aide.

25 The lump sum bonus payments and employment commitment to the State will be  
26 made in partial payments as follows:

27  
28 Registered Nurse Classifications

29 \$1,000 after completing 6 months probationary employment

30 \$1,500 after completing 1st year employment

31 \$1,500 after completing 2nd year employment  
32

33 Licensed Practical Nurse Classifications

34 \$ 500 after completing 6 months probationary employment

35 \$ 500 after completing 1st year employment

36 \$1,000 after completing 2nd year employment

1  
2 Certified Nursing Assistant/Residential Care Assistant/Residential Care  
3 Technician/Residential Care Supervisor/Behavioral Health Aide  
4 Classifications  
5 \$ 500 after completing 6 months probationary employment  
6 \$ 500 after completing 1st year employment  
7

8 Any qualified person hired and offered bonus payment described herein will  
9 forfeit the balance of the payments if he/she voluntarily resigns or is  
10 terminated for cause from employment from the Department of Human Services  
11 prior to completing the required employment commitment time periods outlined  
12 above.

13 The provisions of this section shall be in effect only from July 1, ~~2017~~  
14 2018 through June 30, ~~2018~~ 2019.

15  
16 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
17 authorized by this act shall be limited to the appropriation for such agency  
18 and funds made available by law for the support of such appropriations; and  
19 the restrictions of the State Procurement Law, the General Accounting and  
20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
21 Procedures and Restrictions Act, or their successors, and other fiscal  
22 control laws of this State, where applicable, and regulations promulgated by  
23 the Department of Finance and Administration, as authorized by law, shall be  
24 strictly complied with in disbursement of said funds.  
25

26 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General  
27 Assembly that any funds disbursed under the authority of the appropriations  
28 contained in this act shall be in compliance with the stated reasons for  
29 which this act was adopted, as evidenced by the Agency Requests, Executive  
30 Recommendations and Legislative Recommendations contained in the budget  
31 manuals prepared by the Department of Finance and Administration, letters, or  
32 summarized oral testimony in the official minutes of the Arkansas Legislative  
33 Council or Joint Budget Committee which relate to its passage and adoption.  
34

35 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the  
36 General Assembly, that the Constitution of the State of Arkansas prohibits

the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2018 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2018 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2018.

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
SENATE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF AGING, ADULT AND BEHAVIORAL  
HEALTH SERVICES FOR THE FISCAL YEAR ENDING JUNE 30,  
2019; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF AGING, ADULT AND  
BEHAVIORAL HEALTH SERVICES APPROPRIATION  
FOR THE 2018-2019 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby  
established for the Department of Human Services - Division of Aging, Adult  
and Behavioral Health Services for the 2018-2019 fiscal year, the following  
maximum number of regular employees.

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2018-2019
(1)	N221N ARKANSAS STATE HOSPITAL COO	1	GRADE SE03
(2)	N220N DHS CHIEF ATTORNEY	1	GRADE SE02
(3)	N019N DHS DEP DIR BEHAV HLTH SERVICES	1	GRADE SE01
(4)	N027N DHS DEPUTY DIRECTOR ADULT SERVICES	1	GRADE SE01

DRAFT



1	(5)	L005N PSYCHIATRIC SPECIALIST	1	GRADE MP08
2	(6)	L011N DENTIST	1	GRADE MP06
3	(7)	L009N DHS BEHAV HLTH GENERAL PHYSICIAN	5	GRADE MP06
4	(8)	L014N DIRECTOR OF PHARMACY	1	GRADE MP06
5	(9)	L016N REGISTERED PHARMACIST	2	GRADE MP05
6	(10)	L105C AHC NURSING DIRECTOR	1	GRADE MP04
7	(11)	L001C PSYCHOLOGIST SUPERVISOR	2	GRADE MP04
8	(12)	L006C ASSOCIATE DIRECTOR OF NURSING	3	GRADE MP03
9	(13)	L009C NURSE MANAGER	9	GRADE MP03
10	(14)	L003C PSYCHOLOGIST	4	GRADE MP03
11	(15)	L015C CLINICAL SPEECH PATHOLOGIST	1	GRADE MP02
12	(16)	L036C NURSE INSTRUCTOR	1	GRADE MP02
13	(17)	L022N OCCUPATIONAL THERAPIST	2	GRADE MP02
14	(18)	L027C REGISTERED NURSE SUPERVISOR	29	GRADE MP02
15	(19)	L038C REGISTERED NURSE	83	GRADE MP01
16	(20)	L032C REGISTERED NURSE - HOSPITAL	61	GRADE MP01
17	(21)	D057C INFORMATION TECHNOLOGY MANAGER	1	GRADE IT05
18	(22)	D062C DATABASE ANALYST	2	GRADE IT04
19	(23)	D079C COMPUTER SUPPORT TECHNICIAN	2	GRADE IT02
20	(24)	G286C DMS DEPUTY DIRECTOR	1	GRADE GS15
21	(25)	N135N DHS AHC NURSING HOME ADMINISTRATOR	1	GRADE GS14
22	(26)	N103N DHS MENTAL HEALTH CENTER DIRECTOR	1	GRADE GS14
23	(27)	N128N DHS ASST DIR QUALITY ASSURANCE	1	GRADE GS13
24	(28)	M002C DHS BEHAV HLTH ASSOC DIR, AHC	1	GRADE GS13
25	(29)	M003C DHS BEHAV HLTH CHILDRENS SYS CARE DIR	1	GRADE GS13
26	(30)	G277C DHS PROCESS IMPROVEMENT DIRECTOR	1	GRADE GS13
27	(31)	N147N DHS/DAAS ASST DEP DIR	1	GRADE GS13
28	(32)	N127N DHS/DBHS DIR ALCOHOL & DRUG ABUSE PREV	1	GRADE GS13
29	(33)	G101C DHS AREA MANAGER	1	GRADE GS12
30	(34)	A016C DHS DMS BUSINESS OPERATIONS MANAGER	1	GRADE GS12
31	(35)	N167N DHS POLICY & RESEARCH DIRECTOR	1	GRADE GS12
32	(36)	N162N STATE DRUG PREVENTION DIRECTOR	1	GRADE GS12
33	(37)	G047C ATTORNEY SPECIALIST	1	GRADE GS11
34	(38)	L011C DHS ALCOHOL/DRUG ABUSE PREV AST DP DIR	2	GRADE GS11
35	(39)	G027N DHS RESEARCH ANALYSIS MANAGER	1	GRADE GS11
36	(40)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10

1	(41)	L024C DHS BEHAV HLTH FACILITY ADMIN	1	GRADE GS09
2	(42)	G099C DHS PROGRAM ADMINISTRATOR	10	GRADE GS09
3	(43)	L040C DIETARY SERVICES DIRECTOR	1	GRADE GS09
4	(44)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
5	(45)	M009C LICENSED CERTIFIED SOCIAL WORKER	29	GRADE GS09
6	(46)	L033C PSYCHOLOGICAL EXAMINER	3	GRADE GS09
7	(47)	E035C CERTIFIED MASTERS TEACHER	1	GRADE GS08
8	(48)	L050C CERTIFIED RESPIRATORY THERAPY TECH	4	GRADE GS08
9	(49)	T031C DHS BEHAV HLTH PUBLIC SAFETY DIR	2	GRADE GS08
10	(50)	M016C DHS FIELD MANAGER	4	GRADE GS08
11	(51)	G152C DHS PROGRAM MANAGER	4	GRADE GS08
12	(52)	G083C DHS/DAAS DIVISION MANAGER	1	GRADE GS08
13	(53)	E026C EDUCATION & INSTRUCTION COORDINATOR	1	GRADE GS08
14	(54)	M010C FAMILY SERVICE WORKER CLINICAL SPEC	2	GRADE GS08
15	(55)	S004C MAINTENANCE MANAGER	2	GRADE GS08
16	(56)	A041C PROGRAM FISCAL MANAGER	1	GRADE GS08
17	(57)	X062C QUALITY ASSURANCE COORDINATOR	1	GRADE GS08
18	(58)	A060C SENIOR AUDITOR	1	GRADE GS08
19	(59)	E023C TRAINING PROJECT MANAGER	1	GRADE GS08
20	(60)	G183C DHS PROGRAM COORDINATOR	21	GRADE GS07
21	(61)	G153C DHS/DAAS PROGRAM SUPERVISOR	3	GRADE GS07
22	(62)	L055C DIETICIAN	1	GRADE GS07
23	(63)	L062C LICENSED PRACTICAL NURSE SUPERVISOR	12	GRADE GS07
24	(64)	M026C LICENSED SOCIAL WORKER	5	GRADE GS07
25	(65)	M025C PROGRAM ELIGIBILITY COORDINATOR I	1	GRADE GS07
26	(66)	L052C REHAB FACILITY SUPERVISOR	2	GRADE GS07
27	(67)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
28	(68)	M049C SENIOR CHAPLAIN	1	GRADE GS07
29	(69)	C037C ADMINISTRATIVE ANALYST	10	GRADE GS06
30	(70)	M045C ADULT PROTECTIVE SERVICES WORKER	36	GRADE GS06
31	(71)	E044C CERTIFIED BACHELORS TEACHER	3	GRADE GS06
32	(72)	L044C DHS BEHAV HLTH CASE REVIEW ANALYST	1	GRADE GS06
33	(73)	G184C DHS PROGRAM CONSULTANT	3	GRADE GS06
34	(74)	G210C DHS PROGRAM SPECIALIST	6	GRADE GS06
35	(75)	G198C DHS/DAAS PROGRAM SPECIALIST	3	GRADE GS06
36	(76)	T052C DHS/DBHS PUBLIC SAFETY SUPERVISOR	8	GRADE GS06

1	(77)	A074C FISCAL SUPPORT SUPERVISOR	3	GRADE GS06
2	(78)	G180C GRANTS ANALYST	4	GRADE GS06
3	(79)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
4	(80)	X101C INTERNAL AFFAIRS INVESTIGATOR	1	GRADE GS06
5	(81)	L069C LICENSED PRACTICAL NURSE	121	GRADE GS06
6	(82)	G124C OMBUDSMAN	1	GRADE GS06
7	(83)	G204C PLANNING SPECIALIST	1	GRADE GS06
8	(84)	M066C PROGRAM ELIGIBILITY SPECIALIST	10	GRADE GS06
9	(85)	L103C PSYCHOLOGICAL EVALUATOR	3	GRADE GS06
10	(86)	X136C QUALITY ASSURANCE REVIEWER	2	GRADE GS06
11	(87)	C026C RECORDS/INTAKE SUPERVISOR	1	GRADE GS06
12	(88)	L051C REHABILITATION COUNSELOR	1	GRADE GS06
13	(89)	B076C RESEARCH PROJECT ANALYST	3	GRADE GS06
14	(90)	S021C WATER FILTER/WASTE DISPOSAL PLNT SUPV	1	GRADE GS06
15	(91)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE GS05
16	(92)	S041C BOILER OPERATOR	3	GRADE GS05
17	(93)	C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
18	(94)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
19	(95)	D077C HELP DESK SPECIALIST	3	GRADE GS05
20	(96)	R032C HUMAN RESOURCES PROGRAM REPRESENTATIVE	1	GRADE GS05
21	(97)	S033C MAINTENANCE SUPERVISOR	2	GRADE GS05
22	(98)	A090C PAYROLL SERVICES SPECIALIST	2	GRADE GS05
23	(99)	T055C PUBLIC SAFETY OFFICER	24	GRADE GS05
24	(100)	M065C RECREATIONAL ACTIVITY SUPERVISOR	3	GRADE GS05
25	(101)	L066C REHABILITATION INSTRUCTOR	37	GRADE GS05
26	(102)	M004C RESIDENTIAL OPERATIONS MANAGER	2	GRADE GS05
27	(103)	S022C SKILLED TRADES SUPERVISOR	8	GRADE GS05
28	(104)	E051C STAFF DEVELOPMENT SPECIALIST	1	GRADE GS05
29	(105)	V018C WAREHOUSE MANAGER	1	GRADE GS05
30	(106)	S030C WATER FILTER/WASTE DISPOSAL PLNT OPER	1	GRADE GS05
31	(107)	C056C ADMINISTRATIVE SPECIALIST III	54	GRADE GS04
32	(108)	R037C BENEFITS TECHNICIAN	1	GRADE GS04
33	(109)	X167C COMPLAINTS INVESTIGATOR	1	GRADE GS04
34	(110)	L102C DIETETIC SPECIALIST	2	GRADE GS04
35	(111)	A098C FISCAL SUPPORT SPECIALIST	4	GRADE GS04
36	(112)	R036C HUMAN RESOURCES SPECIALIST	5	GRADE GS04

1	(113)	V020C INVENTORY CONTROL MANAGER	3	GRADE GS04
2	(114)	B111C LABORATORY TECHNICIAN	1	GRADE GS04
3	(115)	S046C MAINTENANCE TECHNICIAN	1	GRADE GS04
4	(116)	A097C PAYROLL TECHNICIAN	2	GRADE GS04
5	(117)	V022C PURCHASING TECHNICIAN	1	GRADE GS04
6	(118)	C043C RECORDS MANAGEMENT ANALYST	4	GRADE GS04
7	(119)	T072C SECURITY OFFICER SUPERVISOR	1	GRADE GS04
8	(120)	S031C SKILLED TRADESMAN	24	GRADE GS04
9	(121)	S099C STATIONARY ENGINEER	1	GRADE GS04
10	(122)	V023C STOREROOM SUPERVISOR	1	GRADE GS04
11	(123)	L074C THERAPY ASSISTANT	3	GRADE GS04
12	(124)	V025C WAREHOUSE SPECIALIST	1	GRADE GS04
13	(125)	C073C ADMINISTRATIVE SPECIALIST II	12	GRADE GS03
14	(126)	M084C BEHAV HLTH AIDE	77	GRADE GS03
15	(127)	L082C CERTIFIED NURSING ASSISTANT	157	GRADE GS03
16	(128)	S056C FOOD PREPARATION SUPERVISOR	9	GRADE GS03
17	(129)	S067C HOUSEKEEPER SUPERVISOR	1	GRADE GS03
18	(130)	V027C INVENTORY CONTROL TECHNICIAN	6	GRADE GS03
19	(131)	C062C LOCAL OFFICE ADMINISTRATIVE ASSISTANT	1	GRADE GS03
20	(132)	C074C MEDICAL RECORDS ASSISTANT	1	GRADE GS03
21	(133)	T084C PUBLIC SAFETY SECURITY OFFICER	45	GRADE GS03
22	(134)	M074C RESIDENTIAL ADVISOR	6	GRADE GS03
23	(135)	C087C ADMINISTRATIVE SPECIALIST I	5	GRADE GS02
24	(136)	S070C EQUIPMENT TECHNICIAN	7	GRADE GS02
25	(137)	S085C FOOD PREPARATION SPECIALIST	7	GRADE GS02
26	(138)	S084C INSTITUTIONAL SERVICES SUPERVISOR	4	GRADE GS02
27	(139)	M076C RECREATIONAL ACTIVITY LEADER II	27	GRADE GS02
28	(140)	M083C RESIDENTIAL CARE TECHNICIAN	1	GRADE GS02
29	(141)	V030C SHIPPING & RECEIVING CLERK	2	GRADE GS02
30	(142)	E056C TEACHER ASSISTANT	4	GRADE GS02
31	(143)	V028C WAREHOUSE WORKER	2	GRADE GS02
32	(144)	S089C FOOD PREPARATION TECHNICIAN	37	GRADE GS01
33	(145)	S087C INSTITUTIONAL SERVICES ASSISTANT	53	GRADE GS01
34	(146)	L086C PHARMACY ASSISTANT	2	GRADE GS01
35	(147)	M082C RECREATIONAL ACTIVITY LEADER I	<u>3</u>	GRADE GS01
36		MAX. NO. OF EMPLOYEES	1,244	

SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the 2018-2019 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: three hundred forty-three (343) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for personal services and operating expenses of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(1) REGULAR SALARIES	\$45,625,961
(2) EXTRA HELP	5,891,250
(3) PERSONAL SERV MATCHING	18,764,963
(4) OVERTIME	4,212,006
(5) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	28,492,072
(B) CONF. & TRAVEL	133,369
(C) PROF. FEES	10,431,280
(D) CAP. OUTLAY	250,000
(E) DATA PROC.	0
(6) GRANTS/PATIENT SERVICES	18,050,552
(7) MENTAL HEALTH CTR TRANSFER	<u>2,599,382</u>
TOTAL AMOUNT APPROPRIATED	<u>\$134,450,835</u>

SECTION 4. APPROPRIATION - AGING AND ADULT SERVICES - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division

of Aging, Adult and Behavioral Health Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for operating expenses, grants, and programs for aging and adult services of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) NURSING HOME CARE ALTERNATIVES	\$4,807,525
(2) NUTRITION PROGRAMS	11,630,080
(3) OLDER WORKER PROGRAM	1,052,665
(4) PROJECT GRANTS	10,367,702
(5) RETIRED & SENIOR VOLUNTEER PROGRAM	75,000
(6) SENIOR CITIZEN CENTERS	<u>5,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$32,932,972</u></u>

SECTION 5. APPROPRIATION - COMMUNITY ALCOHOL SAFETY OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Highway Safety Special Fund, for grant payments of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) COMMUNITY ALCOHOL SAFETY GRANTS AND AID	<u><u>\$4,061,509</u></u>

SECTION 6. APPROPRIATION - PATIENT BENEFITS - CASH. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, for benefits of the patients of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) PATIENT BENEFIT FUND	<u>\$75,000</u>

SECTION 7. APPROPRIATION - COMMUNITY MENTAL HEALTH CENTERS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for state assistance to the Community Mental Health Centers by the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) STATE ASSISTANCE	<u>\$7,005,603</u>

SECTION 8. APPROPRIATION - MENTAL HEALTH GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) MENTAL HEALTH GRANTS	<u>\$9,789,616</u>

SECTION 9. APPROPRIATION - ACUTE MENTAL HEALTH SERVICES - PER CAPITA. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for acute mental health services within community-based settings of the catchment areas served by the Community Mental Health Centers licensed and certified by the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	<u>2018-2019</u>

(1) ACUTE MENTAL HEALTH SERVICES-PER CAPITA	<u>\$503,188</u>
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SECTION 10. APPROPRIATION - ALCOHOL AND DRUG ABUSE PREVENTION. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Drug Abuse Prevention and Treatment Fund, for education, drug abuse prevention and treatment services of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	<u>2018-2019</u>
(1) EDUCATION/PREVENTION/TREATMENT	<u>\$24,270,069</u>

SECTION 11. APPROPRIATION - COMMUNITY BASED CRISIS INTERVENTION. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for grants and operating expenses related to crisis intervention of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	<u>2018-2019</u>
(1) COMMUNITY BASED CRISIS INTERVENTION	<u>\$5,000,000</u>

SECTION 12. APPROPRIATION - SUICIDE PREVENTION SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for personal services, operating expenses, professional fees and grants for programs, resources and technology, to promote emotional health and well-being, increase help seeking behaviors and access to service, and innovate measures intended for the prevention and



reduction of the burden of suicidal behaviors and achievement of the goals articulated in the National Strategy for Suicide Prevention and the Arkansas State Plan for Suicide Prevention of the Department of Human Services - Division of Aging, Adult, and Behavioral Health Services for the fiscal year ending June 30, 2019, the sum of..... \$2,300,000.

SECTION 13. APPROPRIATION - MEALS ON WHEELS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Aging and Adult Services Fund Account, for the Meals on Wheels Program and transportation services for the elderly of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) TRANSPORTATION SERVICES	<u>\$2,400,000</u>

SECTION 14. APPROPRIATION - ARKANSAS SENIOR OLYMPICS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Aging and Adult Services Fund Account, for matching funds for the Arkansas Senior Olympics of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) STATE MATCH	<u>\$70,000</u>

SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BEHAVIORAL HEALTH SERVICES - FEDERAL FUNDS. It is the specific intent of the General Assembly that in the event of the availability of federal funding for the Division of Aging, Adult, and Behavioral Health Services during the fiscal year ending June 30, ~~2018~~ 2019, that such funding be utilized to conserve or reduce the expenditure of general revenue except where prohibited

by law.

The provisions of this section shall be in effect only from July 1, ~~2017~~  
2018 through June 30, ~~2018~~ 2019.

SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
BEHAVIORAL HEALTH SERVICES. Pay rates for physicians and chief psychologists  
within the Division of Aging, Adult, and Behavioral Health Services may  
include the special allowances available to UAMS physicians and professional  
faculty as described in the special language of the UAMS appropriation. Part  
of the salaries of such staff will come from the receipt of professional  
income in the care of patients and/or funds received from federal agencies,  
foundations and other private sponsors in the support of research. Provided  
that any such allowance shall not exceed, for any employee, an amount equal  
to two and one half times the salary authorized by the General Assembly. The  
specific Division of Aging, Adult, and Behavioral Health Services  
classifications covered by this language are:

Class

Code Title

L005N Psychiatric Specialist

L009N DHS Behavioral Health General Physician

L001C Psychologist Supervisor

Prior to these allowances being made available for an individual, they  
will be approved by the Chief Fiscal Officer of the State and reviewed by the  
Personnel Committee of the Arkansas Legislative Council or the Joint Budget  
Committee.

The provisions of this section shall be in effect only from July 1, ~~2017~~  
2018 through June 30, ~~2018~~ 2019.

SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
BEHAVIORAL HEALTH SERVICES - VOCATIONAL TRAINEES. The Division of Aging,  
Adult, and Behavioral Health Services of the Department of Human Services is  
hereby authorized to provide employment opportunities for some of the working  
residents who are separate from the currently authorized regular vocational  
trainee positions. The positions authorized herein shall not be incorporated

1 into the present classification system but shall be provided for by each  
2 Community Mental Health Center or the State Hospital, on a cash account  
3 basis. It is the intent of the General Assembly that the authorization of  
4 these positions shall facilitate the Agency's ability to provide for  
5 residents who are not part of a regular vocational training program.

6 The provisions of this section shall be in effect only from July 1, ~~2017~~  
7 2018 through June 30, ~~2018~~ 2019.

8  
9 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

11 BEHAVIORAL HEALTH SERVICES - JOB SHARE. The Division of Aging, Adult, and  
12 Behavioral Health Services can utilize job share for positions within the  
13 nursing classification (RN, LPN/LPTN, BHA/CNA) for up to 24 hours per week  
14 per individual. This will allow the Division to offer weekend option shifts  
15 to nursing personnel without increasing the number of positions.

16 The provisions of this section shall be in effect only from July 1, ~~2017~~  
17 2018 through June 30, ~~2018~~ 2019.

18  
19 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

21 BEHAVIORAL HEALTH SERVICES - STATE HOSPITAL CONTINGENCY POSITIONS. If the  
22 Department of Human Services determines, and after prior review by the  
23 Legislative Council or Joint Budget Committee, it shall be determined that it  
24 is in the best interest of the State of Arkansas to discontinue a management  
25 contract with a private provider and it is deemed necessary to utilize  
26 Department staff to provide the required services, the Director of the  
27 Department of Human Services may request the Department of Finance and  
28 Administration to approve the establishment of one or more additional  
29 positions at salary rates not to exceed the maximum salaries established for  
30 comparable positions in the Uniform Classification and Compensation Act, the  
31 Department of Human Services' Appropriation Act, and the University of  
32 Arkansas for Medical Sciences' Appropriation Act. Upon approval by the  
33 Department of Finance and Administration and after review by the Legislative  
34 Council or Joint Budget Committee, the Department of Human Services -  
35 Division of Aging, Adult, and Behavioral Health Services may establish such  
36 positions.

1 If the agency requests continuation of a "Growth Pool" position(s) as  
2 established herein, the position(s) must be requested as a new position(s) in  
3 the agency's budget request.

4 The provisions of this section shall be in effect only from July 1, ~~2017~~  
5 2018 through June 30, ~~2018~~ 2019.

6  
7 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
9 HEALTH CENTER. (A) The Department of Human Services shall not close the  
10 Arkansas Health Center that provides skilled nursing through specialized  
11 services and programs.

12 (B) The Department of Human Services shall continue to accept clients for  
13 whom it has determined that skilled nursing and specialized services are  
14 needed at the Arkansas Health Center.

15 (C) No funds shall be transferred or reduced from the Arkansas Health  
16 Center, except for use as federal matching funds, below the approved funding  
17 level on March 1, 2003 without the prior approval of the Arkansas Legislative  
18 Council or the Joint Budget Committee.

19 (D) Determining the maximum amount of appropriation and general revenue  
20 funding for a state agency each fiscal year is the prerogative of the General  
21 Assembly. This is usually accomplished by delineating such maximums in the  
22 appropriation act(s) for a state agency and the general revenue allocations  
23 authorized for each fund and fund account by amendment to the Revenue  
24 Stabilization law. Further, the General Assembly has determined that the  
25 Department of Human Services may operate more efficiently if some flexibility  
26 is provided to the Department of Human Services authorizing broad powers  
27 under this Section. Therefore, it is both necessary and appropriate that the  
28 General Assembly maintain oversight by requiring prior approval of the  
29 Legislative Council or Joint Budget Committee as provided by this section.  
30 The requirement of approval by the Legislative Council or Joint Budget  
31 Committee is not a severable part of this section. If the requirement of  
32 approval by the Legislative Council or Joint Budget Committee is ruled  
33 unconstitutional by a court of competent jurisdiction, this entire section is  
34 void.

35 The provisions of this section shall be in effect only from July 1, ~~2017~~  
36 2018 through June 30, ~~2018~~ 2019.

1  
2 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
4 HELP – BEHAVIORAL HEALTH SERVICES. Employees in extra-help positions at the  
5 Department of Human Services – Division of Aging, Adult, and Behavioral  
6 Health Services may receive an amount not to exceed eighty-five percent (85%)  
7 of the maximum annual salary for a comparable position as authorized under §  
8 21-5-201 et seq. during any fiscal year, nor shall such an employee be  
9 employed for a period of time to exceed one thousand eight hundred (1,800)  
10 hours in any single fiscal year.

11 The provisions of this section shall be in effect only from July 1, ~~2017~~  
12 2018 through June 30, ~~2018~~ 2019.  
13

14 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
16 BEHAVIORAL HEALTH SERVICES - PROCEEDS FOR SALES OF TIMBER AND HAY - CAPITAL  
17 IMPROVEMENTS AND EQUIPMENT. The Division of Aging, Adult, and Behavioral  
18 Health Services is authorized to use the administrative operating account for  
19 capital improvements to the physical plant, and for the purchase of capital  
20 equipment, and for the operation of the Arkansas Health Center, operated by  
21 the Department of Human Services - Division of Aging, Adult, and Behavioral  
22 Health Services. The funds shall be held by the Department of Human Services  
23 - Division of Aging, Adult, and Behavioral Health Services, from the proceeds  
24 of the sale of timber and hay that may be harvested from land owned by the  
25 Division of Aging, Adult, and Behavioral Health Services. All funds deposited  
26 and all expenses shall be tracked separately. The harvesting of timber and  
27 hay is specifically authorized to provide funds to finance capital  
28 improvements to the physical plant, for the purchase of major capital  
29 equipment, and for the operation of the Arkansas Health Center. The Division  
30 of Aging, Adult, and Behavioral Health Services shall report all income  
31 derived from the sale of timber and hay to the Chief Fiscal Officer of the  
32 State and the Legislative Council or Joint Budget Committee. Any contracts  
33 initiated for the harvesting of timber and hay shall be submitted to the  
34 Review Subcommittee of the Arkansas Legislative Council or Joint Budget  
35 Committee for prior review. All expenditures of funds derived from the sale  
36 of timber and hay will be expended in accordance with relevant state

1 purchasing laws.

2 The provisions of this section shall be in effect only from July 1, ~~2017~~  
3 2018 through June 30, ~~2018~~ 2019.

4  
5 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL  
7 RATES OF PAY AND EMPLOYMENT WORK DAYS. For employees hired on or after July  
8 1, 2013, at the Arkansas State Hospital in the classifications listed below,  
9 the Division of Aging, Adult, and Behavioral Health Services Director shall  
10 implement salary adjustments utilizing the approved pay grid for teachers  
11 employed by the Arkansas Schools for the Blind and Deaf.

12 To achieve the salary adjustments, the Division of Aging, Adult, and  
13 Behavioral Health Services is authorized to pay special rates of pay for  
14 classifications at the Arkansas State Hospital listed below:

Classification	Title	Grade
E035C	Certified Masters Teacher	<del>G119</del> <u>GS08</u>
E044C	Certified Bachelors Teacher	<del>G117</del> <u>GS06</u>

18 Funding for the minimum compensation provided for in this section that  
19 is supported in whole or in part from general revenues, shall, if required,  
20 be provided by a transfer from the Merit Adjustment Fund to the proper fund  
21 or fund account and in such amounts as determined by the Chief Fiscal Officer  
22 of the State. The Division of Aging, Adult, and Behavioral Health Services  
23 shall in addition to the funds provided in this Act for Annual Career Service  
24 Recognition Payments from the Merit Adjustment Fund, make available any  
25 funding generated from agency salary savings for such purposes from the funds  
26 or fund accounts as provided by law.

27 For employees hired on or after July 1, 2013, at the Arkansas State  
28 Hospital in the classifications listed above, the Division of Aging, Adult,  
29 and Behavioral Health Services Director shall set the number of work days for  
30 the employment year to equal the number of days worked by those employed in  
31 the same classifications at the Arkansas Schools for the Blind and Deaf. The  
32 accrual, use, and carryover of sick days, personal days, and holidays of the  
33 employees at the Arkansas State Hospital that are hired on or after July 1,  
34 2013, or current employees choosing to adopt this plan, shall be treated in  
35 the same manner as those employed in the same classifications at the Arkansas  
36 Schools for the Blind and Deaf.

1           Those currently employed at the Arkansas State Hospital in the  
2   classifications listed above as of June 30, 2013, have the one-time option of  
3   adopting this language or continuing to operate under the same salary, leave  
4   and benefit plans they are currently receiving. Employees must make their  
5   decision by June 30, 2013.

6           Accrued annual and holiday leave, up to 240 hours, as of June 30,  
7   2013, will be paid out to current employees choosing to adopt this plan. Any  
8   additional accrued annual and holiday leave will be forfeited. Accrued sick  
9   leave, as of June 30, 2013, shall be retained on file and shall be exhausted  
10   before any newly accrued sick leave may be taken.

11          All employees affected by this section shall be eligible to receive  
12   hazardous duty pay for time worked in eligible areas.

13          The provisions of this section shall be in effect only from July 1, ~~2017~~  
14   2018 through June 30, ~~2018~~ 2019.

15  
16          SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17   CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND  
18   ADULT SERVICES - MATCHING FUNDS. The funds appropriated for state match for  
19   the Arkansas Senior Olympics Program in this Act shall be paid on a two-to-  
20   one state/local matching basis. The Senior Arkansas Sports Organization must  
21   certify its portion of the match to the Division of Aging, ~~and Adult,~~ and  
22   Behavioral Health Services before any funds appropriated for state match for  
23   the Arkansas Senior Olympics Program in this Act are disbursed.

24          The provisions of this section shall be in effect only from July 1, ~~2017~~  
25   2018 through June 30, ~~2018~~ 2019.

26  
27          SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
28   CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND  
29   ADULT SERVICES - STATE MATCH AUTHORIZED. The Director of the Department of  
30   Human Services is authorized to use State funds appropriated in this Act to  
31   match Federal funds available under Title III and Title V of the Older  
32   Americans Act, Social Services Block Grant, or such other federal funds as  
33   may become available.

34          The provisions of this section shall be in effect only from July 1, ~~2017~~  
35   2018 through June 30, ~~2018~~ 2019.

1           SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND  
3 ADULT SERVICES - GRANT/CONTRACT DISBURSEMENT GUIDELINES. All appropriations  
4 for state and federal funding contained herein for ~~the Division of~~ Aging and  
5 Adult Services and that are distributed under grant or contract methodologies  
6 may be disbursed by the Department of Human Services in the same manner as  
7 authorized under federal regulations for the disbursement of Title III Older  
8 Americans Act funds. Otherwise, all disbursements shall comply with the  
9 provisions of this Act.

10          The provisions of this section shall be in effect only from July 1, ~~2017~~  
11 2018 through June 30, ~~2018~~ 2019.

12  
13           SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND  
15 ADULT SERVICES - NURSING HOME CARE ALTERNATIVES. Funding for "Nursing Home  
16 Care Alternatives", as it appears in the Aging and Adult Services -  
17 Operations appropriation may be used for home delivered meals, adult day  
18 care, homemaker/chore, respite care, personal care, health promotion, and  
19 other community-based activities. These funds may also be used to match  
20 Medicaid community-based programs.

21          The provisions of this section shall be in effect only from July 1, ~~2017~~  
22 2018 through June 30, ~~2018~~ 2019.

23  
24           SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR  
26 CITIZEN CENTERS. The appropriation in this act for Senior Citizen Centers  
27 shall be distributed in the same manner as the funding formula requirements  
28 set out in the federal Older Americans Act funding law. The additional  
29 funding provided by this provision shall supplement and not supplant any  
30 monies currently funding services for Senior Citizen Centers.

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



1 The provisions of this section shall be in effect only from July 1, 2017  
2 2018 through June 30, ~~2018~~ 2019.

3  
4 SECTION 29. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
5 authorized by this act shall be limited to the appropriation for such agency  
6 and funds made available by law for the support of such appropriations; and  
7 the restrictions of the State Procurement Law, the General Accounting and  
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
9 Procedures and Restrictions Act, or their successors, and other fiscal  
10 control laws of this State, where applicable, and regulations promulgated by  
11 the Department of Finance and Administration, as authorized by law, shall be  
12 strictly complied with in disbursement of said funds.

13  
14 SECTION 30. LEGISLATIVE INTENT. It is the intent of the General  
15 Assembly that any funds disbursed under the authority of the appropriations  
16 contained in this act shall be in compliance with the stated reasons for  
17 which this act was adopted, as evidenced by the Agency Requests, Executive  
18 Recommendations and Legislative Recommendations contained in the budget  
19 manuals prepared by the Department of Finance and Administration, letters, or  
20 summarized oral testimony in the official minutes of the Arkansas Legislative  
21 Council or Joint Budget Committee which relate to its passage and adoption.

22  
23 SECTION 31. EMERGENCY CLAUSE. It is found and determined by the  
24 General Assembly, that the Constitution of the State of Arkansas prohibits  
25 the appropriation of funds for more than a one (1) year period; that the  
26 effectiveness of this Act on July 1, 2018 is essential to the operation of  
27 the agency for which the appropriations in this Act are provided, and that in  
28 the event of an extension of the legislative session, the delay in the  
29 effective date of this Act beyond July 1, 2018 could work irreparable harm  
30 upon the proper administration and provision of essential governmental  
31 programs. Therefore, an emergency is hereby declared to exist and this Act  
32 being necessary for the immediate preservation of the public peace, health  
33 and safety shall be in full force and effect from and after July 1, 2018.

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
SENATE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF CHILD CARE AND EARLY CHILDHOOD  
EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2019;  
AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF CHILD CARE AND  
EARLY CHILDHOOD EDUCATION APPROPRIATION  
FOR THE 2018-2019 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Division of Child Care and Early  
Childhood Education for the 2018-2019 fiscal year, the following maximum  
number of regular employees.

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2018-2019
(1)	M092C DHS DIR EARLY CHILDHOOD EDUCATION	1	GRADE SE01
(2)	D057C INFORMATION TECHNOLOGY MANAGER	1	GRADE IT05
(3)	D071C COMPUTER SUPPORT ANALYST	1	GRADE IT03
(4)	G056C DHS/DCC ASST DIR OPS & PROG SUPV	3	GRADE GS13

DRAFT

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1	(5)	E013C EDUCATION PROGRAM MANAGER	1	GRADE GS10
2	(6)	G099C DHS PROGRAM ADMINISTRATOR	3	GRADE GS09
3	(7)	G152C DHS PROGRAM MANAGER	10	GRADE GS08
4	(8)	E066C DCCECE EDUCATION MANAGER	1	GRADE GS08
5	(9)	X125C FRAUD INVESTIGATOR COORDINATOR	5	GRADE GS07
6	(10)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
7	(11)	G183C DHS PROGRAM COORDINATOR	19	GRADE GS07
8	(12)	G267C DHS PROGRAM ELIGIBILITY ANALYST	1	GRADE GS07
9	(13)	L039C NUTRITIONIST	1	GRADE GS07
10	(14)	M025C PROGRAM ELIGIBILITY COORDINATOR I	1	GRADE GS07
11	(15)	E040C STAFF DEVELOPMENT COORDINATOR	1	GRADE GS07
12	(16)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
13	(17)	C037C ADMINISTRATIVE ANALYST	3	GRADE GS06
14	(18)	M051C FAMILY SERVICE WORKER	8	GRADE GS06
15	(19)	M053C CHILD CARE SERVICE SPECIALIST	49	GRADE GS06
16	(20)	M066C PROGRAM ELIGIBILITY SPECIALIST	45	GRADE GS06
17	(21)	G210C DHS PROGRAM SPECIALIST	2	GRADE GS06
18	(22)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE GS05
19	(23)	E051C STAFF DEVELOPMENT SPECIALIST	1	GRADE GS05
20	(24)	A091C FISCAL SUPPORT ANALYST	4	GRADE GS05
21	(25)	C056C ADMINISTRATIVE SPECIALIST III	5	GRADE GS04
22	(26)	C073C ADMINISTRATIVE SPECIALIST II	6	GRADE GS03
23	(27)	C087C ADMINISTRATIVE SPECIALIST I	<u>1</u>	GRADE GS02
24		MAX. NO. OF EMPLOYEES	176	

25

26 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 27 the Department of Human Services - Division of Child Care and Early Childhood  
 28 Education for the 2018-2019 fiscal year, the following maximum number of  
 29 part-time or temporary employees, to be known as "Extra Help", payable from  
 30 funds appropriated herein for such purposes: thirteen (13) temporary or  
 31 part-time employees, when needed, at rates of pay not to exceed those  
 32 provided in the Uniform Classification and Compensation Act, or its  
 33 successor, or this act for the appropriate classification.

34

35 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 36 to the Department of Human Services - Division of Child Care and Early

Childhood Education, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Human Services - Division of Child Care and Early Childhood Education for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) REGULAR SALARIES	\$6,521,535
(02) EXTRA HELP	208,497
(03) PERSONAL SERVICES MATCHING	2,478,658
(04) OVERTIME	4,850
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	4,441,426
(B) CONF. & TRAVEL	70,508
(C) PROF. FEES	7,243,914
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$20,969,388</u></u>

SECTION 4. APPROPRIATION - GRANTS - FEDERAL. There is hereby appropriated, to the Department of Human Services - Division of Child Care and Early Childhood Education, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of Child Care and Early Childhood Education for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) CHILD CARE DEV DISCRETIONARY	\$42,450,000
(02) CHILD CARE FOOD PROGRAM	<u>80,291,250</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$122,741,250</u></u>

SECTION 5. APPROPRIATION - CHILD CARE GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Child Care and Early Childhood Education, to be payable from the paying account as

determined by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of Child Care and Early Childhood Education for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) CHILD CARE GRANT/AIDS	<u>\$54,947,179</u>

SECTION 6. APPROPRIATION - LOAN GUARANTEES AND GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Child Care and Early Childhood Education, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for loan guarantees and grants of the Department of Human Services - Division of Child Care and Early Childhood Education for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) LOAN GUARANTEE/GRANTS	<u>\$36,786</u>

SECTION 7. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative  
2 Council or Joint Budget Committee which relate to its passage and adoption.

3  
4 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General  
5 Assembly, that the Constitution of the State of Arkansas prohibits the  
6 appropriation of funds for more than a one (1) year period; that the  
7 effectiveness of this Act on July 1, 2018 is essential to the operation of  
8 the agency for which the appropriations in this Act are provided, and that in  
9 the event of an extension of the legislative session, the delay in the  
10 effective date of this Act beyond July 1, 2018 could work irreparable harm  
11 upon the proper administration and provision of essential governmental  
12 programs. Therefore, an emergency is hereby declared to exist and this Act  
13 being necessary for the immediate preservation of the public peace, health  
14 and safety shall be in full force and effect from and after July 1, 2018.

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
SENATE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF CHILDREN AND FAMILY SERVICES  
FOR THE FISCAL YEAR ENDING JUNE 30, 2019; AND FOR  
OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF CHILDREN AND  
FAMILY SERVICES APPROPRIATION FOR THE  
2018-2019 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Division of Children and Family  
Services for the 2018-2019 fiscal year, the following maximum number of  
regular employees.

		Maximum Annual	
		Maximum	Salary Rate
		No. of	Fiscal Year
Item	Class		
No.	Code Title	Employees	2018-2019
(1)	N021N DHS DEPUTY DIRECTOR - DCFS	1	GRADE SE01
(2)	L038C REGISTERED NURSE	1	GRADE MP01
(3)	N121N DHS/DCFS DEPUTY DIRECTOR	1	GRADE GS14
(4)	N134N DHS/DCFS ASSISTANT DIRECTOR	2	GRADE GS14

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1	(5)	N151N DHS/DCFS ADMR ADMIN SERVICES	1	GRADE GS12
2	(6)	N156N BEHAV HLTH ASST DIR CHILDRENS SVS	1	GRADE GS12
3	(7)	G101C DHS AREA MANAGER	10	GRADE GS12
4	(8)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
5	(9)	G099C DHS PROGRAM ADMINISTRATOR	13	GRADE GS09
6	(10)	M011C FAMILY SERVICE WORKER COUNTY SUPV	27	GRADE GS09
7	(11)	M015C FAMILY SERVICE WORKER SUPERVISOR	149	GRADE GS08
8	(12)	M016C DHS FIELD MANAGER	1	GRADE GS08
9	(13)	V004C PROCUREMENT MANAGER	2	GRADE GS08
10	(14)	X062C QUALITY ASSURANCE COORDINATOR	2	GRADE GS08
11	(15)	A082C ACCOUNTANT II	1	GRADE GS08
12	(16)	G152C DHS PROGRAM MANAGER	3	GRADE GS08
13	(17)	E023C TRAINING PROJECT MANAGER	1	GRADE GS08
14	(18)	M010C FAMILY SERVICE WORKER CLINICAL SPEC	25	GRADE GS08
15	(19)	G183C DHS PROGRAM COORDINATOR	8	GRADE GS07
16	(20)	X095C QUALITY ASSURANCE ANALYST	3	GRADE GS07
17	(21)	M027C FAMILY SERVICE WORKER SPECIALIST	638	GRADE GS07
18	(22)	M040C FAMILY SERVICES PROGRAM COORDINATOR	1	GRADE GS07
19	(23)	M041C DHS/DCFS FIELD SERVICES REPRESENTATIVE	1	GRADE GS06
20	(24)	M051C FAMILY SERVICE WORKER	40	GRADE GS06
21	(25)	M054C SOCIAL SERVICE WORKER	1	GRADE GS06
22	(26)	M066C PROGRAM ELIGIBILITY SPECIALIST	4	GRADE GS06
23	(27)	G210C DHS PROGRAM SPECIALIST	5	GRADE GS06
24	(28)	G214C GRANTS SPECIALIST	1	GRADE GS06
25	(29)	C037C ADMINISTRATIVE ANALYST	14	GRADE GS06
26	(30)	A091C FISCAL SUPPORT ANALYST	10	GRADE GS05
27	(31)	C056C ADMINISTRATIVE SPECIALIST III	25	GRADE GS04
28	(32)	L078C FAMILY SERVICES ASSISTANT	13	GRADE GS04
29	(33)	C062C LOCAL OFFICE ADMINISTRATIVE ASSISTANT	13	GRADE GS03
30	(34)	C066C PATIENT ACCOUNT SPECIALIST	1	GRADE GS03
31	(35)	C073C ADMINISTRATIVE SPECIALIST II	2	GRADE GS03
32	(36)	M090C DHS PROGRAM ASSISTANT	<u>261</u>	GRADE GS03
33		MAX. NO. OF EMPLOYEES	1,283	

34

35 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 36 the Department of Human Services - Division of Children and Family Services



for the 2018-2019 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: sixty-five (65) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services, operating expenses and community grants for the development or operation of child abuse prevention programs of the Department of Human Services - Division of Children and Family Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) REGULAR SALARIES	\$44,426,649
(2) EXTRA HELP	1,231,570
(3) PERSONAL SERVICES MATCHING	17,329,406
(4) OVERTIME	1,200,000
(5) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	15,241,660
(B) CONF. & TRAVEL	39,011
(C) PROF. FEES	13,930,055
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(6) COMMUNITY GRANTS AND AID	<u>445,570</u>
TOTAL AMOUNT APPROPRIATED	<u>\$93,843,921</u>

SECTION 4. APPROPRIATION - GRANTS - STATE. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the Children and Family Services Fund Account, for grant payments of the Department of Human Services - Division of Children and Family Services - Grants - State for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) FOSTER CARE	\$48,736,982
(02) STATE RESIDENTIAL TREATMENT	<u>13,953,656</u>
TOTAL AMOUNT APPROPRIATED	<u>\$62,690,638</u>

SECTION 5. APPROPRIATION - TANF - FOSTER CARE. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of Children and Family Services - TANF - Foster Care for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) TANF/FOSTER CARE	<u>\$85,817,193</u>

SECTION 6. REGULAR SALARIES - CHILD ABUSE AND NEGLECT PREVENTION OPERATIONS. There is hereby established for the Department of Human Services - Division of Children and Family Services - Child Abuse and Neglect Prevention Board for the 2018-2019 fiscal year, the following maximum number of regular employees.

			Maximum Annual
			Salary Rate
Item	Class	No. of	Fiscal Year
<u>No.</u>	<u>Code</u>	<u>Title</u>	<u>Employees</u>
(1)	M017C	CHILD ABUSE & NEGLECT PREV BD DIR	<u>1</u>
		MAX. NO. OF EMPLOYEES	1

SECTION 7. APPROPRIATION - CHILD ABUSE AND NEGLECT PREVENTION OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the Children's Trust Fund, for personal services and operating services and grants or loans for the development or operation of child abuse prevention

programs of the Department of Human Services - Division of Children and Family Services - Child Abuse and Neglect Prevention Board for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(1) REGULAR SALARIES	\$44,332
(2) PERSONAL SERVICES MATCHING	15,107
(3) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	17,770
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(4) CHILD ABUSE AND NEGLECT PREVENTION	
GRANTS AND AID/LOANS	<u>197,029</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$274,238</u></u>

SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

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

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2       SECTION 10. EMERGENCY CLAUSE. It is found and determined by the  
3 General Assembly, that the Constitution of the State of Arkansas prohibits  
4 the appropriation of funds for more than a one (1) year period; that the  
5 effectiveness of this Act on July 1, 2018 is essential to the operation of  
6 the agency for which the appropriations in this Act are provided, and that in  
7 the event of an extension of the legislative session, the delay in the  
8 effective date of this Act beyond July 1, 2018 could work irreparable harm  
9 upon the proper administration and provision of essential governmental  
10 programs. Therefore, an emergency is hereby declared to exist and this Act  
11 being necessary for the immediate preservation of the public peace, health  
12 and safety shall be in full force and effect from and after July 1, 2018.  
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State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
HOUSE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF COUNTY OPERATIONS FOR THE  
FISCAL YEAR ENDING JUNE 30, 2019; AND FOR OTHER  
PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF COUNTY OPERATIONS  
APPROPRIATION FOR THE 2018-2019 FISCAL  
YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Division of County Operations for the  
2018-2019 fiscal year, the following maximum number of regular employees.

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2018-2019
(1)	N018N DHS DEP DIR COUNTY OPERATIONS	1	GRADE SE01
(2)	L013N GENERAL PHYSICIAN	3	GRADE MP06
(3)	D007C INFORMATION SYSTEMS MANAGER	1	GRADE IT08
(4)	D052C SOFTWARE SUPPORT ANALYST	1	GRADE IT05
(5)	D061C INFORMATION SYSTEMS COORDINATION SPEC	5	GRADE IT05

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1	(6)	D079C COMPUTER SUPPORT TECHNICIAN	7	GRADE IT02
2	(7)	R048C DHS CHIEF HUMAN RESOURCES OFFICER	1	GRADE GS15
3	(8)	N102N DHS/DCO ASSISTANT DIRECTOR	2	GRADE GS14
4	(9)	N108N DHS/DCO ASST DEP DIR	2	GRADE GS13
5	(10)	N141N DHS/DCO AREA DIRECTOR	6	GRADE GS12
6	(11)	N167N DHS POLICY & RESEARCH DIRECTOR	1	GRADE GS12
7	(12)	N168N DHS DIR HOME & COMMUNITY BASED SVCS	1	GRADE GS12
8	(13)	G022C DHS DIRECTOR OF EMERGENCY OPERATIONS	1	GRADE GS11
9	(14)	A024C DHS DIVISION CHIEF FISCAL OFFICER	1	GRADE GS11
10	(15)	G100C DHS COUNTY ADMINISTRATOR III	9	GRADE GS10
11	(16)	G111C DHS COUNTY ADMINISTRATOR II	29	GRADE GS09
12	(17)	G099C DHS PROGRAM ADMINISTRATOR	4	GRADE GS09
13	(18)	M014C PROGRAM ELIGIBILITY COORDINATOR III	9	GRADE GS09
14	(19)	E025C EDUCATIONAL SPECIALIST	1	GRADE GS09
15	(20)	G083C DHS/DAAS DIVISION MANAGER	1	GRADE GS08
16	(21)	M018C PROGRAM ELIGIBILITY COORDINATOR II	32	GRADE GS08
17	(22)	E023C TRAINING PROJECT MANAGER	1	GRADE GS08
18	(23)	G152C DHS PROGRAM MANAGER	10	GRADE GS08
19	(24)	G129C DHS/DCO PROGRAM MANAGER	5	GRADE GS08
20	(25)	G130C DHS COUNTY ADMINISTRATOR I	39	GRADE GS08
21	(26)	G147C GRANTS COORDINATOR	2	GRADE GS07
22	(27)	M025C PROGRAM ELIGIBILITY COORDINATOR I	34	GRADE GS07
23	(28)	M037C PROGRAM ELIGIBILITY SUPERVISOR	101	GRADE GS07
24	(29)	M042C DHS STAFF SUPERVISOR	4	GRADE GS07
25	(30)	E040C STAFF DEVELOPMENT COORDINATOR	5	GRADE GS07
26	(31)	G182C DHS/DDS PROGRAM COORDINATOR	1	GRADE GS07
27	(32)	G183C DHS PROGRAM COORDINATOR	3	GRADE GS07
28	(33)	X095C QUALITY ASSURANCE ANALYST	5	GRADE GS07
29	(34)	G267C DHS PROGRAM ELIGIBILITY ANALYST	13	GRADE GS07
30	(35)	X136C QUALITY ASSURANCE REVIEWER	32	GRADE GS06
31	(36)	X154C PUBLIC ASSISTANCE INVESTIGATOR	20	GRADE GS06
32	(37)	G210C DHS PROGRAM SPECIALIST	12	GRADE GS06
33	(38)	E046C TRAINING INSTRUCTOR	13	GRADE GS06
34	(39)	C037C ADMINISTRATIVE ANALYST	4	GRADE GS06
35	(40)	M066C PROGRAM ELIGIBILITY SPECIALIST	897	GRADE GS06
36	(41)	R027C BUDGET SPECIALIST	2	GRADE GS06

1	(42)	G178C POLICY DEVELOPMENT COORDINATOR	7	GRADE GS06
2	(43)	G180C GRANTS ANALYST	10	GRADE GS06
3	(44)	C054C LOCAL OFFICE ADMINISTRATIVE SPEC	34	GRADE GS05
4	(45)	C056C ADMINISTRATIVE SPECIALIST III	8	GRADE GS04
5	(46)	A098C FISCAL SUPPORT SPECIALIST	1	GRADE GS04
6	(47)	C072C ADMINISTRATIVE SUPPORT SPECIALIST	1	GRADE GS04
7	(48)	D086C CALL CENTER ANALYST	9	GRADE GS04
8	(49)	V016C COMMODITY SPECIALIST	3	GRADE GS04
9	(50)	V021C SURPLUS PROPERTY AGENT	1	GRADE GS04
10	(51)	C073C ADMINISTRATIVE SPECIALIST II	13	GRADE GS03
11	(52)	C062C LOCAL OFFICE ADMINISTRATIVE ASSISTANT	455	GRADE GS03
12	(53)	C087C ADMINISTRATIVE SPECIALIST I	3	GRADE GS02
13	(54)	D092C CALL CENTER SPECIALIST	<u>1</u>	GRADE GS02
14		MAX. NO. OF EMPLOYEES	1,867	

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16 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 17 the Department of Human Services - Division of County Operations - Operations  
 18 for the 2018-2019 fiscal year, the following maximum number of part-time or  
 19 temporary employees, to be known as "Extra Help", payable from funds  
 20 appropriated herein for such purposes: thirty-seven (37) temporary or part-  
 21 time employees, when needed, at rates of pay not to exceed those provided in  
 22 the Uniform Classification and Compensation Act, or its successor, or this  
 23 act for the appropriate classification.

24

25 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 26 to the Department of Human Services - Division of County Operations, to be  
 27 payable from the paying account as determined by the Chief Fiscal Officer of  
 28 the State, for personal services and operating expenses of the Department of  
 29 Human Services - Division of County Operations - Operations for the fiscal  
 30 year ending June 30, 2019, the following:

31

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2018-2019</u>
34	(01) REGULAR SALARIES	\$61,508,997
35	(02) EXTRA HELP	629,812
36	(03) PERSONAL SERVICES MATCHING	23,964,858

1	(04) OVERTIME	25,000
2	(05) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	25,262,283
4	(B) CONF. & TRAVEL	200,084
5	(C) PROF. FEES	6,499,735
6	(D) CAP. OUTLAY	0
7	(E) DATA PROC.	0
8	(06) DATA PROCESSING SERVICES	<u>7,090,177</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$125,180,946</u>

SECTION 4. APPROPRIATION - COMMODITY DISTRIBUTION AND SALVAGE CONTAINER - CASH. There is hereby appropriated, to the Department of Human Services - Division of County Operations, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Human Services - Division of County Operations - Commodity Distribution and Salvage Container - Cash for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$130,186
(B) CONF. & TRAVEL	9,490
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$139,676</u>

SECTION 5. APPROPRIATION - GRANTS - FEDERAL. There is hereby appropriated, to the Department of Human Services - Division of County Operations, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for federally funded grants of the Department of Human Services - Division of County Operations - Grants - Federal for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
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<u>NO.</u>	<u>2018-2019</u>
(01) EMERGENCY FOOD PROGRAM	\$729,295
(02) LOW INCOME ENERGY ASSISTANCE PROGRAM	28,000,000
(03) REFUGEE RESETTLEMENT PROGRAM	12,000
(04) HOMELESS ASSISTANCE GRANT	<u>2,638,091</u>
TOTAL AMOUNT APPROPRIATED	<u>\$31,379,386</u>

SECTION 6. APPROPRIATION - GRANTS - STATE. There is hereby appropriated, to the Department of Human Services - Division of County Operations, to be payable from the Department of Human Services Grants Fund Account, for grant payments of the Department of Human Services - Division of County Operations - Grants - State for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) AID TO AGED, BLIND, DISABLED	<u>\$4,000</u>

SECTION 7. APPROPRIATION - GRANTS. There is hereby appropriated, to the Department of Human Services - Division of County Operations, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of County Operations - Grants for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) TANF BLOCK GRANT	\$14,637,000
(02) COMMUNITY SERVICE BLOCK GRANT	9,783,146
(03) SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP)	<u>343,235</u>
TOTAL AMOUNT APPROPRIATED	<u>\$24,763,381</u>

SECTION 8. APPROPRIATION - HUNGER COALITION. There is hereby appropriated, to the Department of Human Services - Division of County Operations, to be payable from the County Operations Fund Account, for grant

payments of the Department of Human Services - Division of County Operations  
- Hunger Coalition for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(01) HUNGER COALITION GRANTS AND AID	<u>\$995,113</u>

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INTER-AGENCY TRANSFER OF STATE GENERAL REVENUE FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) PROGRAMS. Upon the request of the Director of the Department of Human Services (DHS) and the Director of the Department of Workforce Services (DWS), the Chief Fiscal Officer of the State may approve up to \$3,640,650 in State General Revenue appropriated to DWS for the TANF Program to be transferred to the Department of Human Services - Division of County Operations in support of Arkansas' Temporary Assistance for Needy Families (TANF) Programs or any related Separate State Programs. The Director of the Department of Workforce Services shall provide a report of all transfers made to the DHS - Division of County Operations to the Performance Evaluation and Expenditure Review Committee of the Arkansas Legislative Council and/or Joint Budget Committee. The report must include the justification for and the amount of the completed transfers.

The provisions of this section shall be in effect only from July 1, ~~2017~~ 2018 through June 30, ~~2018~~ 2019.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DIVISION OF COUNTY OPERATIONS - STATE AND FEDERAL DISASTER DECLARATIONS. It will be permissible for the Division of County Operations to implement the following exemptions in the event that a State or Federal Disaster is declared: (1) Exceed the 240 hour per quarter limit on the purchase of temporary help; and, (2) Waive the 1,000 hour limit per State Fiscal Year for Extra Help positions.

The provisions of this section shall be in effect only from July 1, ~~2017~~ 2018 through June 30, ~~2018~~ 2019.

1           SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
2 authorized by this act shall be limited to the appropriation for such agency  
3 and funds made available by law for the support of such appropriations; and  
4 the restrictions of the State Procurement Law, the General Accounting and  
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
6 Procedures and Restrictions Act, or their successors, and other fiscal  
7 control laws of this State, where applicable, and regulations promulgated by  
8 the Department of Finance and Administration, as authorized by law, shall be  
9 strictly complied with in disbursement of said funds.

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

19  
20           SECTION 13. EMERGENCY CLAUSE. It is found and determined by the  
21 General Assembly, that the Constitution of the State of Arkansas prohibits  
22 the appropriation of funds for more than a one (1) year period; that the  
23 effectiveness of this Act on July 1, 2018 is essential to the operation of  
24 the agency for which the appropriations in this Act are provided, and that in  
25 the event of an extension of the legislative session, the delay in the  
26 effective date of this Act beyond July 1, 2018 could work irreparable harm  
27 upon the proper administration and provision of essential governmental  
28 programs. Therefore, an emergency is hereby declared to exist and this Act  
29 being necessary for the immediate preservation of the public peace, health  
30 and safety shall be in full force and effect from and after July 1, 2018.

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
SENATE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF MEDICAL SERVICES FOR THE  
FISCAL YEAR ENDING JUNE 30, 2019; AND FOR OTHER  
PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF MEDICAL SERVICES  
APPROPRIATION FOR THE 2018-2019 FISCAL  
YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Division of Medical Services for the  
2018-2019 fiscal year, the following maximum number of regular employees.

			Maximum Annual
			Salary Rate
			Fiscal Year
Item	Class	No. of	2018-2019
No.	Code	Title	Employees
(1)	N181N	DIRECTOR OF MEDICAL SERVICES	1 GRADE SE02
(2)	L016N	REGISTERED PHARMACIST	4 GRADE MP05
(3)	L009C	NURSE MANAGER	1 GRADE MP03
(4)	L020C	NURSING SERVICES UNIT MANAGER	1 GRADE MP02
(5)	L027C	REGISTERED NURSE SUPERVISOR	3 GRADE MP02

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1	(6)	L038C REGISTERED NURSE	9	GRADE MP01
2	(7)	D007C INFORMATION SYSTEMS MANAGER	2	GRADE IT08
3	(8)	D030C INFORMATION SYSTEMS COORDINATOR	2	GRADE IT07
4	(9)	D038C SENIOR SOFTWARE SUPPORT ANALYST	1	GRADE IT06
5	(10)	D061C INFORMATION SYSTEMS COORDINATION SPEC	2	GRADE IT05
6	(11)	D068C INFORMATION SYSTEMS ANALYST	2	GRADE IT04
7	(12)	D058C COMPUTER OPERATIONS COORDINATOR	1	GRADE IT04
8	(13)	G286C DMS DEPUTY DIRECTOR	1	GRADE GS15
9	(14)	N080N DHS/DMS ASSISTANT DIRECTOR - FISCAL	1	GRADE GS14
10	(15)	N142N DHS/DAAS DEPUTY DIRECTOR	1	GRADE GS14
11	(16)	A010C AGENCY CONTROLLER II	1	GRADE GS13
12	(17)	A016C DHS DMS BUSINESS OPERATIONS MANAGER	8	GRADE GS12
13	(18)	N167N DHS POLICY & RESEARCH DIRECTOR	1	GRADE GS12
14	(19)	L010C DHS DMS MEDICAL ASSISTANCE MANAGER	2	GRADE GS10
15	(20)	A044C AUDIT COORDINATOR	1	GRADE GS10
16	(21)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
17	(22)	G099C DHS PROGRAM ADMINISTRATOR	16	GRADE GS09
18	(23)	G152C DHS PROGRAM MANAGER	8	GRADE GS08
19	(24)	X067C HEALTH FACILITIES SURVEYOR	1	GRADE GS08
20	(25)	P013C PUBLIC INFORMATION COORDINATOR	1	GRADE GS07
21	(26)	M039C MEDICAID SERVICES SUPERVISOR	1	GRADE GS07
22	(27)	G183C DHS PROGRAM COORDINATOR	7	GRADE GS07
23	(28)	A081C AUDITOR	2	GRADE GS07
24	(29)	C013C MEDICAL SERVICES REPRESENTATIVE	1	GRADE GS06
25	(30)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
26	(31)	G178C POLICY DEVELOPMENT COORDINATOR	2	GRADE GS06
27	(32)	G180C GRANTS ANALYST	1	GRADE GS06
28	(33)	G198C DHS/DAAS PROGRAM SPECIALIST	1	GRADE GS06
29	(34)	R027C BUDGET SPECIALIST	2	GRADE GS06
30	(35)	L070C HEALTH CARE ANALYST	12	GRADE GS05
31	(36)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE GS05
32	(37)	C056C ADMINISTRATIVE SPECIALIST III	<u>13</u>	GRADE GS04
33		MAX. NO. OF EMPLOYEES	117	

34

35 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 36 the Department of Human Services - Division of Medical Services for the 2018-

2019 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: ten (10) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Medical Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Human Services - Division of Medical Services - Operations for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) REGULAR SALARIES	\$5,819,350
(02) EXTRA HELP	201,892
(03) PERSONAL SERVICES MATCHING	1,984,828
(04) OVERTIME	2,241
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,813,290
(B) CONF. & TRAVEL	100,099
(C) PROF. FEES	338,507
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(06) DATA PROCESSING SERVICES	<u>1,499,600</u>
TOTAL AMOUNT APPROPRIATED	<u>\$11,759,807</u>

SECTION 4. APPROPRIATION - GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Medical Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of Medical Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
------	-------------

1	NO.	2018-2019
2	(01) ARKIDS B PROGRAM	\$132,222,020
3	(02) HOSPITAL AND MEDICAL SERVICES	7,019,281,760
4	(03) PRESCRIPTION DRUGS	561,705,798
5	(04) PRIVATE NURSING HOME CARE	724,715,275
6	(05) CHILD AND FAMILY LIFE INSTITUTE	2,100,000
7	(06) INFANT INFIRMARY	29,876,011
8	(07) PUBLIC NURSING HOME	<u>217,603,340</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$8,687,504,204</u>

10  
 11 SECTION 5. APPROPRIATION - NURSING HOME CLOSURE COSTS. There is hereby  
 12 appropriated, to the Department of Human Services - Division of Medical  
 13 Services, to be payable from the Long-Term Care Trust Fund, for the payment  
 14 of relocation costs of residents in long-term care facilities, maintenance  
 15 and operation of a facility pending correction of deficiencies or closure,  
 16 and reimbursement of residents for personal funds lost for the fiscal year  
 17 ending June 30, 2019, the following:

19	ITEM	FISCAL YEAR
20	NO.	2018-2019
21	(01) EXPENSES	<u>\$50,000</u>

22  
 23 SECTION 6. APPROPRIATION - LONG-TERM CARE FACILITY RECEIVERSHIP. There  
 24 is hereby appropriated, to the Department of Human Services - Division of  
 25 Medical Services, to be payable from the Long Term Care Facility Receivership  
 26 Fund Account, for the payment of expenses of long-term care facility  
 27 receivers as authorized by law of the Department of Human Services - Division  
 28 of Medical Services - Long-Term Care Facility Receivership for the fiscal  
 29 year ending June 30, 2019, the following:

31	ITEM	FISCAL YEAR
32	NO.	2018-2019
33	(01) EXPENSES	<u>\$100,000</u>

34  
 35 SECTION 7. APPROPRIATION - NURSING HOME QUALITY GRANTS. There is  
 36 hereby appropriated, to the Department of Human Services - Division of

Medical Services, to be payable from the Long-Term Care Trust Fund, for Nursing Home Quality Care Grants of the Department of Human Services - Division of Medical Services - Nursing Home Quality Grants for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(01) NURSING HOME QUALITY GRANTS AND AID	<u>\$1,000,000</u>

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MEDICAL SERVICES - PHARMACEUTICAL DISPENSING FEE SURVEY. No more than two years prior to making any changes to the current pharmaceutical dispensing fee, the State shall conduct an independent survey utilizing generally accepted accounting principles, to determine the cost of dispensing a prescription by pharmacists in Arkansas. Only factors relative to the cost of dispensing shall be surveyed. These factors shall not include actual acquisition costs or average profit or any combination of actual acquisition costs or average profit. The survey results shall be the basis for establishing the dispensing fee paid to participating pharmacies in the Medicaid prescription drug program in accordance with Federal requirements. The dispensing fee shall be no lower than the cost of dispensing as determined by the survey. Nothing in this section shall be construed to prohibit the State from increasing the dispensing fee at any time.

The provisions of this section shall be in effect only from July 1, ~~2017~~ 2018 through June 30, ~~2018~~ 2019.

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MEDICAL SERVICES - GENERAL MEDICAID RATE METHODOLOGY PROVISIONS.

(a) Rates established by the Division of Medical Services for the services or programs covered by this Act shall be calculated by the methodologies approved by the Centers for Medicare and Medicaid Services (CMS). The Division of Medical Services shall have the authority to reduce or increase rates based on the approved methodology. Further, the Division of Medical Services shall have the authority to increase or decrease rates for good



1 cause including, but not limited to: (1) Identification of provider(s) who  
2 can render needed services of equal quality at rates less than traditionally  
3 charged and who meet the applicable federal and state laws, rules and  
4 regulations pertaining to the provision of a particular service;  
5 (2) Identification that a provider or group of providers has consistently  
6 charged rates to the Arkansas Medicaid Program greater than to other  
7 purchasers of medical services of similar size;  
8 (3) The Division determines that there has been significant changes in the  
9 technology or process by which services are provided by a provider or group  
10 of providers which has affected the costs of providing services, or;  
11 (4) A severe economic downturn in the Arkansas economy which has affected the  
12 overall state budget of the Division of Medical Services.

13 The Division of Medical Services shall make available to requesting  
14 providers, the CMS's inflationary forecasts (CMS Market Basket Index). Rates  
15 established with cost of living increases based on the CMS Market Basket  
16 Index or other indices will be adjusted annually except when the state budget  
17 does not provide sufficient appropriation and funding to affect the change or  
18 portion thereof.

19 (b) Any rate methodology changes proposed by the Division of Medical  
20 Services both of a general and specific nature, shall be subject to prior  
21 approval by the Legislative Council or Joint Budget Committee.

22 Determining the maximum number of employees and the maximum amount of  
23 appropriation and general revenue funding for a state agency each fiscal year  
24 is the prerogative of the General Assembly. This is usually accomplished by  
25 delineating such maximums in the appropriation act(s) for a state agency and  
26 the general revenue allocations authorized for each fund and fund account by  
27 amendment to the Revenue Stabilization law. Further, the General Assembly has  
28 determined that the Department of Human Services – Division of Medical  
29 Services may operate more efficiently if some flexibility is provided to the  
30 Department of Human Services – Division of Medical Services authorizing broad  
31 powers under this section. Therefore, it is both necessary and appropriate  
32 that the General Assembly maintain oversight by requiring prior approval of  
33 the Legislative Council or Joint Budget Committee as provided by this  
34 section. The requirement of approval by the Legislative Council or Joint  
35 Budget Committee is not a severable part of this section. If the requirement  
36 of approval by the Legislative Council or Joint Budget Committee is ruled

1 unconstitutional by a court of competent jurisdiction, this entire section is  
2 void.

3 The provisions of this section shall be in effect only from July 1, ~~2017~~  
4 2018 through June 30, ~~2018~~ 2019.

5  
6 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
8 USAGE AUTHORIZED. The Arkansas Children's Hospital may request the Department  
9 of Human Services - Division of Medical Services to retain in the Department  
10 of Human Services Grant Fund account an amount not to exceed \$2,100,000 from  
11 funds made available by this Act in the Child and Family Life Institute line  
12 item of the Grants appropriation to be used to match federal funds used for  
13 supplemental Medicaid payments to Arkansas Children's Hospital. These  
14 retained funds shall not be recovered to transfer to the General Revenue  
15 Allotment Reserve Fund.

16 The provisions of this section shall be in effect only from July 1, ~~2017~~  
17 2018 through June 30, ~~2018~~ 2019.

18  
19 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE  
21 PLAN. The State Plan must include the provision of EPSDT services as those  
22 services are defined in 42 U.S.C. §1396d(r). See 42 U.S.C. §§  
23 1396a(a)(10)(A), 1396d(a)(4)(B); see also 1396a(a)(43). Section 1396d(r)  
24 lists in detail the screening services, vision services, dental services, and  
25 hearing services that the State Plan must expressly include, but with regard  
26 to treatment services, it states that EPSDT means "[s]uch other necessary  
27 health care, diagnostic services, treatment, and other measures described in  
28 subsection (a) of this section to correct or ameliorate defects and physical  
29 and mental illnesses and conditions discovered by the screening services,  
30 whether or not such services are covered under the State Plan." 42 U.S.C. §  
31 1396d(r)(5) (emphasis added). Reading 42 U.S.C. § 1396a, 42 U.S.C. §  
32 1396d(a), and 42 U.S.C. § 1396d(r) together, we believe that the State Plan  
33 need not specifically list every treatment service conceivably available  
34 under the EPSDT mandate.

35 The State Plan, however, must pay part or all of the cost of treatments to  
36 ameliorate conditions discovered by the screening process when those

treatments meet the definitions set forth in 42 U.S.C. § 1396a. See 42 U.S.C. § 1396d(r)(5); see also 42 U.S.C. §§ 1396a(a)(10), 1396a(a)(43), and 1396d(a)(4)(B). The Arkansas State Plan states that the "State will provide other health care described in [42 U.S.C. 1396d(a)] that is found to be medically necessary to correct or ameliorate defects and physical and mental illnesses and conditions discovered by the screening services, even when such health care is not otherwise covered under the State Plan." See State Plan Under Title XIX of the Social Security Act, State Of Arkansas at §4.b. This provision meets the EPSDT mandate of the Medicaid Act.

We affirm the district court's decision to the extent that it holds that a Medicaid-Eligible individual has a federal right to early intervention day treatment when a physician recommends such treatment. Section 1396d(r)(5) states that EPSDT includes any treatments or measures outlined in 42 U.S.C. §1396d(a). There are twenty-seven sub-parts to 42 U.S.C. §1396d(a), and we find that sub-part (a)(13), in particular, when read with the other sections of the Medicaid Act listed above, mandates that early intervention day treatment be provided when it is prescribed by a physician. See 42 U.S.C. §1396d(a)(13) (defining medical assistance reimbursable by Medicaid as "other diagnostic, screening, preventive, and rehabilitative services, including any medical or remedial services recommended by a physician...for the maximum reduction of physical and mental disability and restoration of an individual to the best possible functional level"). Therefore, after CHMS clinic staff perform a diagnostic evaluation of an eligible child, if the CHMS physician prescribes early intervention day treatment as a service that would lead to the maximum reduction of medical and physical disabilities and restoration of the child to his or her best possible functional level, the Arkansas State Plan must reimburse the treatment. Because CHMS clinics are the only providers of early intervention day treatment, Arkansas must reimburse those clinics.

The provisions of this section shall be in effect only from July 1, ~~2017~~ 2018 through June 30, ~~2018~~ 2019.

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MEDICAL SERVICES - STATE MEDICAID PROGRAM/PERSONAL CARE PROGRAM.

(a) It is the legislative intent that the Department of Human Services in

1 its administration of the Arkansas Medicaid Program set forth Medicaid  
2 provider participation requirements for "personal care providers" that will  
3 insure sufficient available providers to meet the required needs of all  
4 eligible recipients, to include insuring available in home services twenty-  
5 four (24) hours a day and seven (7) days a week for personal care.

6 (b) For the purposes of this section, "private care agencies" are defined  
7 as those providers licensed by the Department of Labor, certified as  
8 ElderChoices Providers and who furnish in home staffing services for respite,  
9 chore services, and homemaker services, and are covered by liability  
10 insurance of not less than one million dollars (\$1,000,000) covering their  
11 employees and independent contractors while they are engaged in providing  
12 services, such as personal care, respite, chore services, and homemaker  
13 services.

14 (c) The purpose of this section is to allow the private care agencies  
15 defined herein to be eligible to provide Medicaid reimbursed personal care  
16 services seven (7) days a week, and does not supercede Department of Human  
17 Services rules establishing monthly benefit limits and prior authorization  
18 requirements.

19 (d) The availability of providers shall not require the Department of  
20 Human Services to reimburse for twenty-four (24) hours per day of personal  
21 care services.

22 (e) The Arkansas Department of Human Services, Medical Services Division  
23 shall take such action as required by the Centers for Medicare and Medicaid  
24 Services to amend the Arkansas Medicaid manual to include private care  
25 agencies as qualified entities to provide Medicaid reimbursed personal care  
26 services.

27 (f) The private care agencies shall comply with rules and regulations  
28 promulgated by the Arkansas Department of Health which shall establish a  
29 separate licensure category for the private care agencies for the provision  
30 of Medicaid reimbursable personal care services seven (7) days a week.

31 (g) The Arkansas Department of Health shall supervise the conduct of the  
32 personal care agencies defined herein.

33 (h) The purpose of this section is to insure the care provided by the  
34 private care agencies is consistent with the rules and regulations of the  
35 Arkansas Department of Health.

36 The provisions of this section shall be in effect only from July 1, 2017

1 2018 through June 30, ~~2018~~ 2019.

2  
3 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS  
5 WORKS AND ARKANSAS HEALTH INSURANCE MARKETPLACE RESTRICTIONS. (a) As used in  
6 this section, "Arkansas Works" means Arkansas Works established under the  
7 Arkansas Works Act of 2016, Arkansas Code § 23-61-1001 et seq.

8 (b)(1) Determining the maximum number of employees, the maximum amount  
9 of appropriation, for what purposes an appropriation is authorized, and  
10 general revenue funding for a state agency each fiscal year is the  
11 prerogative of the General Assembly.

12 (2) The purposes of subdivision (b)(1) of this section are  
13 typically accomplished by:

14 (A) Identifying the purpose in the appropriation act;

15 (B) Delineating such maximums in the appropriation act for  
16 a state agency; and

17 (C) Delineating the general revenue allocations authorized  
18 for each fund and fund account by amendment to the Revenue Stabilization Law,  
19 Arkansas Code § 19-5-101 et seq.

20 (3) It is both necessary and appropriate that the General  
21 Assembly restrict the use of appropriations authorized in this act.

22 (c)(1) Except as provided in this subsection, the Department of Human  
23 Services shall not allocate, budget, expend, or utilize any appropriation  
24 authorized by the General Assembly for the purpose of advertisement,  
25 promotion, or other activities designed to promote or encourage enrollment in  
26 the Arkansas Health Insurance Marketplace or Arkansas Works, including  
27 without limitation:

28 (A) Unsolicited communications mailed to potential  
29 recipients;

30 (B) Television, radio, or online commercials;

31 (C) Billboard or mobile billboard advertising;

32 (D) Advertisements printed in newspapers, magazines, or  
33 other print media; and

34 (E) Internet websites and electronic media.

35 (2) This subsection does not prohibit the department from:

36 (A) Direct communications with:

1 (i) Licensed insurance agents; and  
2 (ii) Persons licensed by the department;  
3 (B) Solicited communications with potential recipients;  
4 (C)(i) Responding to an inquiry regarding the coverage for  
5 which a potential recipient might be eligible, including without limitation  
6 providing educational materials or information regarding any coverage for  
7 which the individual might qualify.

8 (ii) Educational materials and information  
9 distributed under subdivision (c)(2)(C)(i) of this section shall contain only  
10 factual information and shall not contain subjective statements regarding the  
11 coverage for which the potential recipient might be eligible; and

12 (D) Using an Internet website for the exclusive purpose of  
13 enrolling individuals in the Arkansas Health Insurance Marketplace or  
14 Arkansas Works.

15 (d) The Department of Human Services shall not apply for or accept any  
16 funds, including without limitation federal funds, for the purpose of  
17 advertisement, promotion, or other activities designed to promote or  
18 encourage enrollment in the Arkansas Health Insurance Marketplace or Arkansas  
19 Works.

20 (e)(1) Except as provided in subdivision (e)(2) of this section, the  
21 Department of Human Services shall not:

22 (A)(i) Except as provided in subdivision (e)(1)(A)(ii) of  
23 this section, allocate, budget, expend, or utilize an appropriation  
24 authorized by the General Assembly for the purpose of funding activities of  
25 navigators, guides, certified application counselors, and certified licensed  
26 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,  
27 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.

28 (ii) Subdivision (e)(1)(A)(i) of this section does  
29 not apply to regulatory and training responsibilities related to navigators,  
30 guides, certified application counselors, and certified licensed producers;  
31 and

32 (B) Apply for or accept any funds, including without  
33 limitation federal funds, for the purpose of funding activities of  
34 navigators, guides, certified application counselors, and certified licensed  
35 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,  
36 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.

1           (2) Subdivision (e)(1) of this section does not apply to  
2 certified application counselors at health related institutions, including  
3 without limitation the University of Arkansas for Medical Sciences.

4           (f) An appropriation authorized by the General Assembly shall not be  
5 subject to the provisions allowed through reallocation of resources or  
6 transfer of appropriation authority for the purpose of transferring an  
7 appropriation to any other appropriation authorized for the Department of  
8 Human Services to be allocated, budgeted, expended, or utilized in a manner  
9 prohibited by this section.

10          (g) The provisions of this section are severable, and the invalidity  
11 of any subsection or subdivision of this section shall not affect other  
12 provisions of the section that can be given effect without the invalid  
13 provision.

14          (h) This section expires on June 30, ~~2018~~ 2019.

15  
16          SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
18 SEVERABILITY. If any provisions of this act or the application of this act  
19 to any person or circumstance is held invalid, such invalidity shall not  
20 affect other provisions or applications of the act which can be given effect  
21 without the invalid provision or application, and to this end the provisions  
22 of this act are declared to be severable.

23  
24          SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
25 authorized by this act shall be limited to the appropriation for such agency  
26 and funds made available by law for the support of such appropriations; and  
27 the restrictions of the State Procurement Law, the General Accounting and  
28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
29 Procedures and Restrictions Act, or their successors, and other fiscal  
30 control laws of this State, where applicable, and regulations promulgated by  
31 the Department of Finance and Administration, as authorized by law, shall be  
32 strictly complied with in disbursement of said funds.

33  
34          SECTION 16. LEGISLATIVE INTENT. It is the intent of the General  
35 Assembly that any funds disbursed under the authority of the appropriations  
36 contained in this act shall be in compliance with the stated reasons for

1 which this act was adopted, as evidenced by the Agency Requests, Executive  
2 Recommendations and Legislative Recommendations contained in the budget  
3 manuals prepared by the Department of Finance and Administration, letters, or  
4 summarized oral testimony in the official minutes of the Arkansas Legislative  
5 Council or Joint Budget Committee which relate to its passage and adoption.  
6

7 SECTION 17. EMERGENCY CLAUSE. It is found and determined by the  
8 General Assembly, that the Constitution of the State of Arkansas prohibits  
9 the appropriation of funds for more than a one (1) year period; that the  
10 effectiveness of this Act on July 1, 2018 is essential to the operation of  
11 the agency for which the appropriations in this Act are provided, and that in  
12 the event of an extension of the legislative session, the delay in the  
13 effective date of this Act beyond July 1, 2018 could work irreparable harm  
14 upon the proper administration and provision of essential governmental  
15 programs. Therefore, an emergency is hereby declared to exist and this Act  
16 being necessary for the immediate preservation of the public peace, health  
17 and safety shall be in full force and effect from and after July 1, 2018.  
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State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
HOUSE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR MEDICAID  
EXPANSION PROGRAM FOR THE DEPARTMENT OF HUMAN  
SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2019;  
AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - MEDICAID EXPANSION PROGRAM  
APPROPRIATION FOR THE 2018-2019 FISCAL  
YEAR.

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

SECTION 1. REGULAR SALARIES - COUNTY OPERATIONS - MEDICAID EXPANSION  
PROGRAM. There is hereby established for the Department of Human Services -  
Division of County Operations - Medicaid Expansion Program for the 2018-2019  
fiscal year, the following maximum number of regular employees.

			Maximum Annual
			Salary Rate
Item	Class	Maximum	Fiscal Year
No.	Code Title	No. of	2018-2019
		Employees	
(1)	M037C PROGRAM ELIGIBILITY SUPERVISOR	5	GRADE GS07
(2)	M066C PROGRAM ELIGIBILITY SPECIALIST	30	GRADE GS06
(3)	C062C LOCAL OFFICE ADMINISTRATIVE ASST	<u>5</u>	GRADE GS03
MAX. NO. OF EMPLOYEES		40	

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SECTION 2. REGULAR SALARIES - MEDICAL SERVICES - MEDICAID EXPANSION PROGRAM. There is hereby established for the Department of Human Services - Division of Medical Services - Medicaid Expansion Program for the 2018-2019 fiscal year, the following maximum number of regular employees.

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2018-2019
No.	Code Title		
(1)	G152C DHS PROGRAM MANAGER	1	GRADE GS08
(2)	G178C POLICY DEVELOPMENT COORDINATOR	<u>1</u>	GRADE GS06
	MAX. NO. OF EMPLOYEES	2	

SECTION 3. REGULAR SALARIES - PROVIDER SERVICES AND QUALITY ASSURANCE - MEDICAID EXPANSION PROGRAM. There is hereby established for the Department of Human Services - Division of Provider Services and Quality Assurance for the 2018-2019 fiscal year, the following maximum number of regular employees.

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2018-2019
No.	Code Title		
(1)	G129C DHS/DCO PROGRAM MANAGER	1	GRADE GS08
(2)	M037C PROGRAM ELIGIBILITY SUPERVISOR	2	GRADE GS07
(3)	M066C PROGRAM ELIGIBILITY SPECIALIST	14	GRADE GS06
(4)	C062C LOCAL OFFICE ADMINISTRATIVE ASST	<u>3</u>	GRADE GS03
	MAX. NO. OF EMPLOYEES	20	

SECTION 4. APPROPRIATION - COUNTY OPERATIONS - MEDICAID EXPANSION PROGRAM. There is hereby appropriated, to the Department of Human Services - Division of County Operations, to be payable from the Medicaid Expansion Program Account, for personal services and operating expenses of the Department of Human Services - Division of County Operations - Medicaid Expansion Program for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
------	-------------

NO.	2018-2019
(01) REGULAR SALARIES	\$1,177,217
(02) PERSONAL SERVICES MATCHING	477,898
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	197,197
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(04) DATA PROCESSING SERVICES	<u>50,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$1,902,312</u></u>

SECTION 5. APPROPRIATION - MEDICAL SERVICES - MEDICAID EXPANSION PROGRAM. There is hereby appropriated, to the Department of Human Services - Division of Medical Services, to be payable from the Medicaid Expansion Program Account, for personal services and operating expenses of the Department of Human Services - Division of Medical Services - Medicaid Expansion Program for the fiscal year ending June 30, 2019, the following:

ITEM NO.	FISCAL YEAR 2018-2019
(01) REGULAR SALARIES	\$72,645
(02) PERSONAL SERVICES MATCHING	27,128
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	12,369
(B) CONF. & TRAVEL	2,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$114,142</u></u>

SECTION 6. APPROPRIATION - MEDICAL SERVICES - MEDICAID EXPANSION PROGRAM GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Medical Services, to be payable from the Medicaid Expansion Program Account, for grant payments by the Department of Human Services - Division of Medical Services - Medicaid Expansion Program Grants for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(01) HOSPITAL AND MEDICAL SERVICES	\$92,510,440
(02) PRESCRIPTION DRUGS	<u>4,553,782</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$97,064,222</u></u>

SECTION 7. APPROPRIATION - PROVIDER SERVICES AND QUALITY ASSURANCE - MEDICAID EXPANSION PROGRAM. There is hereby appropriated, to the Department of Human Services - Division of Provider Services and Quality Assurance, to be payable from the Medicaid Expansion Program Account, for personal services and operating expenses of the Department of Human Services - Division of Provider Services and Quality Assurance - Medicaid Expansion Program for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
NO.	2018-2019
(1) REGULAR SALARIES	\$588,609
(2) PERSONAL SERV MATCHING	238,949
(3) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	98,598
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$926,156</u></u>

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MEDICAID EXPANSION PROGRAM - PAYING ACCOUNTS. The Medicaid Expansion Program as established by Initiated Act 1 of 2000 and enacted in the Tobacco Settlement Proceeds Act shall be a separate and distinct component of the Arkansas Medicaid Program, administered by the Department of Human Services and established as set out in § 19-12-116(b)(1). Separate Paying Accounts shall be established for the Medicaid Expansion Program as designated by the Chief Fiscal Officer of the State, to be used exclusively for the purpose of drawing down federal funds associated with the federal share of expenditures

1 and for the state share of expenditures transferred from the Medicaid  
2 Expansion Program Account or for any other appropriate state match funds.

3 The provisions of this section shall be in effect only from July 1, ~~2017~~  
4 2018 through June 30, ~~2018~~ 2019.

5  
6 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ACCOUNTS.  
8 Such appropriations and fund accounts as may be necessary to administer the  
9 provisions of this act shall be established on the books of the Chief Fiscal  
10 Officer of the State, State Treasurer, and the Auditor of the State.

11 The provisions of this section shall be in effect only from July 1, ~~2017~~  
12 2018 through June 30, ~~2018~~ 2019.

13  
14 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
16 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the  
17 State of Arkansas or any of its agencies or institutions to continue funding  
18 any position paid from the proceeds of the Tobacco Settlement in the event  
19 that Tobacco Settlement funds are not sufficient to finance the position.

20 (b) State funds will not be used to replace Tobacco Settlement funds when  
21 such funds expire, unless appropriated by the General Assembly and authorized  
22 by the Governor.

23 (c) A disclosure of the language contained in (a) and (b) of this Section  
24 shall be made available to all new hire and current positions paid from the  
25 proceeds of the Tobacco Settlement by the Tobacco Settlement Commission.

26 (d) Whenever applicable the information contained in (a) and (b) of this  
27 Section shall be included in the employee handbook and/or Professional  
28 Services Contract paid from the proceeds of the Tobacco Settlement.

29 The provisions of this section shall be in effect only from July 1, ~~2017~~  
30 2018 through June 30, ~~2018~~ 2019.

31  
32 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
34 RESTRICTIONS. The appropriations provided in this act shall not be  
35 transferred under the provisions of Arkansas Code 19-4-522, but only as  
36 provided by this act.

1 The provisions of this section shall be in effect only from July 1, 2017  
2 2018 through June 30, ~~2018~~ 2019.

3  
4 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFERS  
6 OF APPROPRIATIONS. In the event the amount of any of the budget  
7 classifications of maintenance and general operation in this act are found by  
8 the administrative head of the agency to be inadequate, then the agency head  
9 may request, upon forms provided for such purpose by the Chief Fiscal Officer  
10 of the State, a modification of the amounts of the budget classification. In  
11 that event, he shall set out on the forms the particular classifications for  
12 which he is requesting an increase or decrease, the amounts thereof, and his  
13 reasons therefor. In no event shall the total amount of the budget exceed  
14 either the amount of the appropriation or the amount of the funds available,  
15 nor shall any transfer be made from the capital outlay or data processing  
16 subclassifications unless specific authority for such transfers is provided  
17 by law, except for transfers from capital outlay to data processing when  
18 determined by the Department of Information Systems that data processing  
19 services for a state agency can be performed on a more cost-efficient basis  
20 by the Department of Information Systems than through the purchase of data  
21 processing equipment by that state agency. In considering the proposed  
22 modification as prepared and submitted by each state agency, the Chief Fiscal  
23 Officer of the State shall make such studies as he deems necessary. The Chief  
24 Fiscal Officer of the State shall, after obtaining the approval of the  
25 Legislative Council or Joint Budget Committee, approve the requested transfer  
26 if in his opinion it is in the best interest of the state.

27 Upon determination by the Director of the Department of Human Services  
28 that a Reallocation of Resources is necessary for the effective operation of  
29 the Medicaid Expansion Program Grants, the director, with the approval of the  
30 Governor, shall have the authority to request from the Chief Fiscal Officer  
31 of the State a transfer of Appropriation. This transfer authority applies  
32 only to the Medicaid Expansion Program Grants appropriation section of this  
33 Act between the Hospital and Medical Services line item and the Prescription  
34 Drugs line item. The limitation restrictions applicable to the Department  
35 Reallocation of Resources authority applies to this section.

36 The General Assembly has determined that the agency in this act could be

1 operated more efficiently if some flexibility is given to that agency and  
2 that flexibility is being accomplished by providing authority to transfer  
3 between certain items of appropriation made by this act. Since the General  
4 Assembly has granted the agency broad powers under the transfer of  
5 appropriations, it is both necessary and appropriate that the General  
6 Assembly maintain oversight of the utilization of the transfers by requiring  
7 prior approval of the Legislative Council or Joint Budget Committee in the  
8 utilization of the transfer authority. Therefore, the requirement of approval  
9 by the Legislative Council or Joint Budget Committee is not a severable part  
10 of this section. If the requirement of approval by the Legislative Council or  
11 Joint Budget Committee is ruled unconstitutional by a court of competent  
12 jurisdiction, this entire section is void.

13 The provisions of this section shall be in effect only from July 1, ~~2017~~  
14 2018 through June 30, ~~2018~~ 2019.

15  
16 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
18 COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act  
19 shall be limited to the appropriation for such agency and funds made  
20 available by law for the support of such appropriations; and the restrictions  
21 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
22 Law, the Regular Salary Procedures and Restrictions Act, or their successors,  
23 and other fiscal control laws of this State, where applicable, and  
24 regulations promulgated by the Department of Finance and Administration, as  
25 authorized by law, shall be strictly complied with in disbursement of said  
26 funds.

27 The provisions of this section shall be in effect only from July 1, ~~2017~~  
28 2018 through June 30, ~~2018~~ 2019.

29  
30 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
32 LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds  
33 disbursed under the authority of the appropriations contained in this act  
34 shall be in compliance with the stated reasons for which this act was  
35 adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,  
36 Executive Recommendations and Legislative Recommendations contained in the

1 budget manuals prepared by the Department of Finance and Administration,  
2 letters, or summarized oral testimony in the official minutes of the Arkansas  
3 Legislative Council or Joint Budget Committee which relate to its passage and  
4 adoption.

5 The provisions of this section shall be in effect only from July 1, 2017  
6 2018 through June 30, ~~2018~~ 2019.

7  
8 SECTION 15. EMERGENCY CLAUSE. It is found and determined by the  
9 General Assembly, that the Constitution of the State of Arkansas prohibits  
10 the appropriation of funds for more than a one (1) year period; that the  
11 effectiveness of this Act on July 1, 2018 is essential to the operation of  
12 the agency for which the appropriations in this Act are provided, and that in  
13 the event of an extension of the legislative session, the delay in the  
14 effective date of this Act beyond July 1, 2018 could work irreparable harm  
15 upon the proper administration and provision of essential governmental  
16 programs. Therefore, an emergency is hereby declared to exist and this Act  
17 being necessary for the immediate preservation of the public peace, health  
18 and safety shall be in full force and effect from and after July 1, 2018.



State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
SENATE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF STATE SERVICES FOR THE BLIND  
FOR THE FISCAL YEAR ENDING JUNE 30, 2019; AND FOR  
OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF STATE SERVICES FOR  
THE BLIND APPROPRIATION FOR THE 2018-2019  
FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Division of State Services for the  
Blind for the 2018-2019 fiscal year, the following maximum number of regular  
employees.

		Maximum Annual	
		Maximum	Salary Rate
		No. of	Fiscal Year
Item	Class		
No.	Code Title	Employees	2018-2019
(1)	N125N DHS DEP DIR SVCS FOR THE BLIND	1	GRADE GS15
(2)	G021C DHS/DSB ASSISTANT DIRECTOR	1	GRADE GS11
(3)	G099C DHS PROGRAM ADMINISTRATOR	1	GRADE GS09
(4)	L037C REHAB AREA MANAGER	2	GRADE GS09

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1	(5) A050C AGENCY FISCAL MANAGER	1	GRADE GS09
2	(6) R019C BUDGET MANAGER	1	GRADE GS09
3	(7) X062C QUALITY ASSURANCE COORDINATOR	1	GRADE GS08
4	(8) L098C CERTIFIED VOCATIONAL REHAB COUNSELOR	28	GRADE GS08
5	(9) G121C REHAB PROGRAM MANAGER	3	GRADE GS08
6	(10) G163C REHAB PROGRAM COORDINATOR	3	GRADE GS07
7	(11) M032C VOCATIONAL REHAB PLACEMENT SPEC	1	GRADE GS07
8	(12) E040C STAFF DEVELOPMENT COORDINATOR	1	GRADE GS07
9	(13) E039C DHS/DSB TEACHER FOR THE BLIND	1	GRADE GS06
10	(14) C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
11	(15) L051C REHABILITATION COUNSELOR	3	GRADE GS06
12	(16) G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
13	(17) A091C FISCAL SUPPORT ANALYST	3	GRADE GS05
14	(18) A098C FISCAL SUPPORT SPECIALIST	2	GRADE GS04
15	(19) C043C RECORDS MANAGEMENT ANALYST	1	GRADE GS04
16	(20) C056C ADMINISTRATIVE SPECIALIST III	8	GRADE GS04
17	(21) C073C ADMINISTRATIVE SPECIALIST II	<u>13</u>	GRADE GS03
18	MAX. NO. OF EMPLOYEES	78	

19

20 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 21 the Department of Human Services - Division of State Services for the Blind  
 22 for the 2018-2019 fiscal year, the following maximum number of part-time or  
 23 temporary employees, to be known as "Extra Help", payable from funds  
 24 appropriated herein for such purposes: thirty (30) temporary or part-time  
 25 employees, when needed, at rates of pay not to exceed those provided in the  
 26 Uniform Classification and Compensation Act, or its successor, or this act  
 27 for the appropriate classification.

28

29 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 30 to the Department of Human Services - Division of State Services for the  
 31 Blind, to be payable from the paying account as determined by the Chief  
 32 Fiscal Officer of the State, for personal services and operating expenses of  
 33 the Department of Human Services - Division of State Services for the Blind  
 34 for the fiscal year ending June 30, 2019, the following:

35

36 ITEM

FISCAL YEAR

1	<u>NO.</u>	<u>2018-2019</u>
2	(01) REGULAR SALARIES	\$3,024,278
3	(02) EXTRA HELP	384,174
4	(03) PERSONAL SERVICES MATCHING	1,154,559
5	(04) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	1,875,022
7	(B) CONF. & TRAVEL	55,000
8	(C) PROF. FEES	663,500
9	(D) CAP. OUTLAY	25,000
10	(E) DATA PROC.	0
11	(05) PURCHASE OF SERVICES	<u>5,019,977</u>
12	TOTAL AMOUNT APPROPRIATED	<u>\$12,201,510</u>
13		

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

COMPREHENSIVE SYSTEM OF PERSONNEL DEVELOPMENT. The Rehabilitation Act Amendments of 1992, commonly referred to as the Comprehensive System of Personnel Development (CSPD), requires State Vocational Rehabilitation (VR) agencies to establish qualified personnel standards for rehabilitation personnel, including Vocational Rehabilitation Counselors, that are consistent with any national or State-approved or recognized certification, licensing, or registration that apply to a particular profession. In order to comply with the Rehabilitation Act and its State Plan requirements, there is hereby authorized for the Department of Human Services, Division of State Services for the Blind a general waiver of the Financial Management Guide, R1-19-4-522 Continuing Professional Education. This waiver allows the agency to provide college level coursework in degree programs for any eligible employees selected by the agency. This provision covers any and all formula and discretionary grants funded by the U.S. Department of Education Rehabilitation Services Administration, now or in the future, including, but not limited to, the Vocational Rehabilitation Program, Supported Employment, Independent Living, and the Staff Development Grant. No state general revenue shall be expended for the tuition in pursuit of a degree authorized herein.

The provisions of this section shall be in effect only from July 1, ~~2017~~ 2018 through June 30, ~~2018~~ 2019.

1  
2 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
3 authorized by this act shall be limited to the appropriation for such agency  
4 and funds made available by law for the support of such appropriations; and  
5 the restrictions of the State Procurement Law, the General Accounting and  
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
7 Procedures and Restrictions Act, or their successors, and other fiscal  
8 control laws of this State, where applicable, and regulations promulgated by  
9 the Department of Finance and Administration, as authorized by law, shall be  
10 strictly complied with in disbursement of said funds.  
11

12 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
13 Assembly that any funds disbursed under the authority of the appropriations  
14 contained in this act shall be in compliance with the stated reasons for  
15 which this act was adopted, as evidenced by the Agency Requests, Executive  
16 Recommendations and Legislative Recommendations contained in the budget  
17 manuals prepared by the Department of Finance and Administration, letters, or  
18 summarized oral testimony in the official minutes of the Arkansas Legislative  
19 Council or Joint Budget Committee which relate to its passage and adoption.  
20

21 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
22 Assembly, that the Constitution of the State of Arkansas prohibits the  
23 appropriation of funds for more than a one (1) year period; that the  
24 effectiveness of this Act on July 1, 2018 is essential to the operation of  
25 the agency for which the appropriations in this Act are provided, and that in  
26 the event of an extension of the legislative session, the delay in the  
27 effective date of this Act beyond July 1, 2018 could work irreparable harm  
28 upon the proper administration and provision of essential governmental  
29 programs. Therefore, an emergency is hereby declared to exist and this Act  
30 being necessary for the immediate preservation of the public peace, health  
31 and safety shall be in full force and effect from and after July 1, 2018.  
32  
33  
34  
35  
36

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/LCW  
SENATE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF YOUTH SERVICES FOR THE FISCAL  
YEAR ENDING JUNE 30, 2019; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF YOUTH SERVICES  
APPROPRIATION FOR THE 2018-2019 FISCAL  
YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Division of Youth Services for the  
2018-2019 fiscal year, the following maximum number of regular employees.

			Maximum Annual
			Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code	Title	Employees
			2018-2019
(1)	N026N	DHS DEPUTY DIRECTOR OF DYS	1 GRADE SE01
(2)	N124N	DHS/DYS ASSISTANT DIVISION DIRECTOR	2 GRADE GS14
(3)	G255C	DYS ACADEMIC ADMINISTRATOR	1 GRADE GS11
(4)	X007C	DHS/DYS ADMIN PROG COMPLIANCE	1 GRADE GS11
(5)	E010C	DHS/DYS EDUCATION MANAGER	1 GRADE GS10
(6)	E016C	PUBLIC SCHOOL PROGRAM COORDINATOR	1 GRADE GS10

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1	(7)	E015C SPECIAL EDUCATION SUPERVISOR	1	GRADE GS09
2	(8)	G099C DHS PROGRAM ADMINISTRATOR	5	GRADE GS09
3	(9)	G152C DHS PROGRAM MANAGER	10	GRADE GS08
4	(10)	E026C EDUCATION & INSTRUCTION COORDINATOR	1	GRADE GS08
5	(11)	X062C QUALITY ASSURANCE COORDINATOR	2	GRADE GS08
6	(12)	E040C STAFF DEVELOPMENT COORDINATOR	2	GRADE GS07
7	(13)	G082C DHS/DYS ADMISSIONS EVALUATOR	1	GRADE GS07
8	(14)	G183C DHS PROGRAM COORDINATOR	5	GRADE GS07
9	(15)	G210C DHS PROGRAM SPECIALIST	6	GRADE GS06
10	(16)	G214C GRANTS SPECIALIST	2	GRADE GS06
11	(17)	G180C GRANTS ANALYST	2	GRADE GS06
12	(18)	M047C YOUTH SERVICES ADVISOR	9	GRADE GS06
13	(19)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
14	(20)	X101C INTERNAL AFFAIRS INVESTIGATOR	1	GRADE GS06
15	(21)	C043C RECORDS MANAGEMENT ANALYST	1	GRADE GS04
16	(22)	C056C ADMINISTRATIVE SPECIALIST III	5	GRADE GS04
17	(23)	V020C INVENTORY CONTROL MANAGER	<u>1</u>	GRADE GS04
18		MAX. NO. OF EMPLOYEES	62	

19

20       SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 21 the Department of Human Services - Division of Youth Services for the 2018-  
 22 2019 fiscal year, the following maximum number of part-time or temporary  
 23 employees, to be known as "Extra Help", payable from funds appropriated  
 24 herein for such purposes: thirty-four (34) temporary or part-time employees,  
 25 when needed, at rates of pay not to exceed those provided in the Uniform  
 26 Classification and Compensation Act, or its successor, or this act for the  
 27 appropriate classification.

28

29       SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 30 to the Department of Human Services - Division of Youth Services, to be  
 31 payable from the paying account as determined by the Chief Fiscal Officer of  
 32 the State, for personal services and operating expenses of the Department of  
 33 Human Services - Division of Youth Services for the fiscal year ending June  
 34 30, 2019, the following:

35

36   ITEM

FISCAL YEAR

1	<u>NO.</u>	<u>2018-2019</u>
2	(01) REGULAR SALARIES	\$2,333,168
3	(02) EXTRA HELP	40,008
4	(03) PERSONAL SERVICES MATCHING	883,358
5	(04) OVERTIME	8,004
6	(05) MAINT. & GEN. OPERATION	
7	(A) OPER. EXPENSE	2,708,006
8	(B) CONF. & TRAVEL	91,000
9	(C) PROF. FEES	354,050
10	(D) CAP. OUTLAY	105,000
11	(E) DATA PROC.	<u>0</u>
12	TOTAL AMOUNT APPROPRIATED	<u><u>\$6,522,594</u></u>

13

14 SECTION 4. APPROPRIATION - JUVENILE ACCOUNTABILITY INCENTIVE BLOCK

15 GRANT. There is hereby appropriated, to the Department of Human Services -

16 Division of Youth Services, to be payable from the Juvenile Accountability

17 Incentive Block Grant Trust Fund, for grant payments of the Juvenile

18 Accountability Incentive Block Grant of the Department of Human Services -

19 Division of Youth Services for the fiscal year ending June 30, 2019, the

20 following:

22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2018-2019</u>
24	(01) JUVENILE ACCOUNTABILITY INCENTIVE	
25	GRANTS	<u><u>\$712,021</u></u>

26

27 SECTION 5. APPROPRIATION - COMMUNITY BASED SANCTIONS. There is hereby

28 appropriated, to the Department of Human Services - Division of Youth

29 Services, to be payable from the Youth Services Fund Account, for grants and

30 aid for graduated community based sanctions for juveniles adjudicated

31 delinquent for the fiscal year ending June 30, 2019, the following:

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2018-2019</u>
35	(01) COMMUNITY BASED SANCTIONS	<u><u>\$2,480,444</u></u>

36

SECTION 6. APPROPRIATION - COMMUNITY SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Youth Services, to be payable from the Youth Services Fund Account, for the purchase of services from community based providers by the Department of Human Services - Division of Youth Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) COMMUNITY SERVICES	<u>\$16,971,100</u>

SECTION 7. APPROPRIATION - FEDERAL CHILD AND YOUTH SERVICE GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Youth Services, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for federally funded grants of the Department of Human Services - Division of Youth Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) FEDERAL CHILD & YOUTH SERVICE GRANTS	<u>\$4,371,921</u>

SECTION 8. APPROPRIATION - RESIDENTIAL SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Youth Services, to be payable from the Youth Services Fund Account, for the purchase and operation of residential services by the Department of Human Services - Division of Youth Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(01) RESIDENTIAL SERVICES	<u>\$27,612,244</u>

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER



1 OF FUNDS FOR THE JUVENILE OMBUDSMAN PROGRAM. The Department of Human  
2 Services shall provide funding in an amount not to exceed \$240,000 for the  
3 fiscal year ending June 30, ~~2018~~ 2019 for the Juvenile Ombudsman Program  
4 described in ACA 16-87-216. Upon request by the Executive Director of the  
5 Arkansas Public Defender Commission, the Chief Fiscal Officer of the State  
6 shall transfer an amount not to exceed \$240,000 for the fiscal year ending  
7 June 30, ~~2018~~ 2019 from an account designated by the Director of the  
8 Department of Human Services to the State Central Services Fund as a direct  
9 revenue to fund the Juvenile Ombudsman Program.

10 The provisions of this section shall be in effect only from July 1, ~~2017~~  
11 2018 through June 30, ~~2018~~ 2019.

12  
13 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
15 OF FUNDS FOR LOCAL JUVENILE DETENTION FACILITIES. The Chief Fiscal Officer  
16 of the State shall transfer funds in an amount of \$400,000 for the fiscal  
17 year ending June 30, ~~2018~~ 2019 from the Department of Human Services – Youth  
18 Services Fund Account to the Juvenile Detention Facilities Operating Fund to  
19 fund the appropriation to the Department of Finance and Administration –  
20 Disbursing Officer for grants for operating expenses of local juvenile  
21 detention facilities.

22 The amount of the funds transferred in the fiscal year ending June 30,  
23 ~~2018~~ 2019 may be adjusted upon request of the Director of the Department of  
24 Human Services on a pro-rata basis with any reductions provided in the  
25 Revenue Stabilization Law from the July 1 Official Forecast of general  
26 revenue funding for the Division of Youth Services.

27 The provisions of this section shall be in effect only from July 1, ~~2017~~  
28 2018 through June 30, ~~2018~~ 2019.

29  
30 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. YOUTH  
32 SERVICES - TIMBER SALES PROCEEDS - CAPITAL IMPROVEMENTS AND EQUIPMENT. The  
33 Division of Youth Services is authorized to use the administrative operating  
34 account for capital improvements to the physical plant and for the purchase  
35 of capital equipment by the Mansfield Youth Services Facility operated by the  
36 Department of Human Services, Division of Youth Services. The funds shall be

1 held by the Department of Human Services, Division of Youth Services from the  
2 proceeds of the sale of timber that may be harvested from land owned by the  
3 Division of Youth Services. All funds deposited and all expenses shall be  
4 tracked separately. The harvesting of timber is specifically authorized to  
5 provide funds to finance capital improvements to the physical plant and for  
6 the purchase of major capital equipment by the Mansfield Facility from which  
7 the timber is sold.

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

15 The provisions of this section shall be in effect only from July 1, ~~2017~~  
16 2018 through June 30, ~~2018~~ 2019.

17  
18 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
20 RESIDENTIAL SERVICES CONTINGENCY. If it has been determined that the  
21 Department of Human Services - Division of Youth Services cannot continue to  
22 contract with private provider(s) for residential juvenile services,  
23 educational services, therapeutic services, and/or medical services and deems  
24 it necessary to utilize Department staff to provide all or parts of the  
25 required services above, the Department is authorized to seek the approval of  
26 the Chief Fiscal Officer of the State, the Governor and the Arkansas  
27 Legislative Council or Joint Budget Committee to utilize the contingent  
28 residential services positions contained in this Act and to make the  
29 appropriate transfers from any line item authorized in the RESIDENTIAL  
30 SERVICES appropriation of this Act to any line item authorized in the  
31 OPERATIONS appropriation of this Act. If it has been determined that the  
32 Department of Human Services - Division of Youth Services cannot continue to  
33 operate one or more of the various service components of a Residential  
34 Facility for residential juvenile services, educational services, therapeutic  
35 services, and/or medical services and deems it necessary to utilize a  
36 contract with private provider(s), the Department is authorized to seek the

approval of the Chief Fiscal Officer of the State, the Governor and the Arkansas Legislative Council or Joint Budget Committee to make the appropriate transfers from any line item authorized in the OPERATIONS appropriation of this Act to any line item authorized in the RESIDENTIAL SERVICES appropriation of this Act.

SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP SALARIES - CONTINGENT RESIDENTIAL SERVICES POSITIONS. There is hereby established for the Department of Human Services - Division of Youth Services - Contingent Residential Services Positions, the following maximum number of positions whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code § 21-5-201 et seq.), or its successor, and all laws amendatory thereto. Requests to use positions will be based upon the non-contracted services for residential juvenile services, educational services, therapeutic services, and/or medical services. If at such time a category(s) of services are contracted with private provider(s), identified positions associated with such service(s) shall be returned to the contingency pool. In order to ensure required staffing levels, Extra Help positions authorized herein are specifically exempt from limitation of hours, either by Act or regulation.

#### CONTINGENT POSITIONS - RESIDENTIAL SERVICES

ITEM	CLASS		MAXIMUM NO. OF EMPLOYEES
NO.	CODE	TITLE	
(01)	9999	EXTRA HELP	<u>320</u>
GRAND TOTAL CONTINGENT POSITIONS			320

The provisions of this section shall be in effect through June 30, ~~2018~~ 2019.

SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
2 Procedures and Restrictions Act, or their successors, and other fiscal  
3 control laws of this State, where applicable, and regulations promulgated by  
4 the Department of Finance and Administration, as authorized by law, shall be  
5 strictly complied with in disbursement of said funds.

6  
7 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General  
8 Assembly that any funds disbursed under the authority of the appropriations  
9 contained in this act shall be in compliance with the stated reasons for  
10 which this act was adopted, as evidenced by the Agency Requests, Executive  
11 Recommendations and Legislative Recommendations contained in the budget  
12 manuals prepared by the Department of Finance and Administration, letters, or  
13 summarized oral testimony in the official minutes of the Arkansas Legislative  
14 Council or Joint Budget Committee which relate to its passage and adoption.

15  
16 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the  
17 General Assembly, that the Constitution of the State of Arkansas prohibits  
18 the appropriation of funds for more than a one (1) year period; that the  
19 effectiveness of this Act on July 1, 2018 is essential to the operation of  
20 the agency for which the appropriations in this Act are provided, and that in  
21 the event of an extension of the legislative session, the delay in the  
22 effective date of this Act beyond July 1, 2018 could work irreparable harm  
23 upon the proper administration and provision of essential governmental  
24 programs. Therefore, an emergency is hereby declared to exist and this Act  
25 being necessary for the immediate preservation of the public peace, health  
26 and safety shall be in full force and effect from and after July 1, 2018.

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

DRAFT LCW/JLC  
HOUSE BILL

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF PROVIDER SERVICES AND QUALITY  
ASSURANCE FOR THE FISCAL YEAR ENDING JUNE 30, 2019;  
AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF PROVIDER SERVICES  
AND QUALITY ASSURANCE APPROPRIATION FOR  
THE 2018-2019 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
for the Department of Human Services - Division of Provider Services and  
Quality Assurance for the 2018-2019 fiscal year, the following maximum number  
of regular employees.

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code Title	Employees	2018-2019
(1)	M094C DHS DIR PROVIDER SERV & QUAL CONTROL	1	GRADE SE01
(2)	L013N GENERAL PHYSICIAN	1	GRADE MP06

DRAFT

1	(3)	L016N REGISTERED PHARMACIST	2	GRADE MP05
2	(4)	L009C NURSE MANAGER	3	GRADE MP03
3	(5)	L019C REGISTERED NURSE COORDINATOR	5	GRADE MP02
4	(6)	L020C NURSING SERVICES UNIT MANAGER	1	GRADE MP02
5	(7)	L027C REGISTERED NURSE SUPERVISOR	10	GRADE MP02
6	(8)	L038C REGISTERED NURSE	59	GRADE MP01
7	(9)	D063C COMPUTER SUPPORT SPECIALIST	2	GRADE IT05
8	(10)	N099N DHS/DMS ADD - LONG TERM CARE	1	GRADE GS14
9	(11)	N112N DHS ASST DEP DIR FIN SUPPORT SYSTEM	1	GRADE GS13
10	(12)	A016C DHS DMS BUSINESS OPERATIONS MANAGER	1	GRADE GS12
11	(13)	L010C DHS DMS MEDICAL ASSISTANCE MANAGER	1	GRADE GS10
12	(14)	G099C DHS PROGRAM ADMINISTRATOR	4	GRADE GS09
13	(15)	L040C DIETARY SERVICES DIRECTOR	1	GRADE GS09
14	(16)	X038C QUALITY ASSURANCE MANAGER	1	GRADE GS09
15	(17)	X062C QUALITY ASSURANCE COORDINATOR	1	GRADE GS08
16	(18)	X067C HEALTH FACILITIES SURVEYOR	20	GRADE GS08
17	(19)	R014C PERSONNEL MANAGER	1	GRADE GS08
18	(20)	E023C TRAINING PROJECT MANAGER	2	GRADE GS08
19	(21)	G152C DHS PROGRAM MANAGER	8	GRADE GS08
20	(22)	S094C ADC CONSTRUCTION/MAINTENANCE COORD	1	GRADE GS08
21	(23)	G183C DHS PROGRAM COORDINATOR	4	GRADE GS07
22	(24)	M023C SUBSTANCE ABUSE PROGRAM COORD	1	GRADE GS07
23	(25)	M025C PROGRAM ELIGIBILITY COORDINATOR I	1	GRADE GS07
24	(26)	M039C MEDICAID SERVICES SUPERVISOR	1	GRADE GS07
25	(27)	M053C CHILD CARE SERVICE SPECIALIST	5	GRADE GS06
26	(28)	G198C DHS/DAAS PROGRAM SPECIALIST	6	GRADE GS06
27	(29)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
28	(30)	X094C SERVICES & PROG LICENSING SPECIALIST	6	GRADE GS06
29	(31)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
30	(32)	C037C ADMINISTRATIVE ANALYST	4	GRADE GS06
31	(33)	L069C LICENSED PRACTICAL NURSE	1	GRADE GS06
32	(34)	L070C HEALTH CARE ANALYST	3	GRADE GS05
33	(35)	X124C HEALTH FACILITY REVIEWER	1	GRADE GS05
34	(36)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
35	(37)	C056C ADMINISTRATIVE SPECIALIST III	15	GRADE GS04
36	(38)	C073C ADMINISTRATIVE SPECIALIST II	11	GRADE GS03

(39) C087C ADMINISTRATIVE SPECIALIST I 2 GRADE GS02  
 MAX. NO. OF EMPLOYEES 191

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Department of Human Services - Division of Provider Services and Quality Assurance for the 2018-2019 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: eight (8) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Provider Services and Quality Assurance, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Human Services - Division of Provider Services and Quality Assurance for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) REGULAR SALARIES	\$8,758,138
(2) EXTRA HELP	67,657
(3) PERSONAL SERV MATCHING	3,087,352
(4) OVERTIME	2,909
(5) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	2,770,998
(B) CONF. & TRAVEL	133,077
(C) PROF. FEES	703,675
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$15,523,806</u>

SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency

1 and funds made available by law for the support of such appropriations; and  
2 the restrictions of the State Procurement Law, the General Accounting and  
3 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
4 Procedures and Restrictions Act, or their successors, and other fiscal  
5 control laws of this State, where applicable, and regulations promulgated by  
6 the Department of Finance and Administration, as authorized by law, shall be  
7 strictly complied with in disbursement of said funds.

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

17  
18 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
19 Assembly, that the Constitution of the State of Arkansas prohibits the  
20 appropriation of funds for more than a one (1) year period; that the  
21 effectiveness of this Act on July 1, 2018 is essential to the operation of  
22 the agency for which the appropriations in this Act are provided, and that in  
23 the event of an extension of the legislative session, the delay in the  
24 effective date of this Act beyond July 1, 2018 could work irreparable harm  
25 upon the proper administration and provision of essential governmental  
26 programs. Therefore, an emergency is hereby declared to exist and this Act  
27 being necessary for the immediate preservation of the public peace, health  
28 and safety shall be in full force and effect from and after July 1, 2018.