

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Joint Budget Committee**

# A Bill

**HOUSE BILL 1903**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN SERVICES -  
10 DIVISION OF ECONOMIC AND MEDICAL SERVICES FOR THE BIENNIAL  
11 PERIOD ENDING JUNE 30, 1993; AND FOR OTHER PURPOSES."

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

15 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
16 for the Department of Human Services - Division of Economic and Medical  
17 Services for the 1991-93 biennium, the following maximum number of regular  
18 employees whose salaries shall be governed by the provisions of the Uniform  
19 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its  
20 successor, and all laws amendatory thereto. Provided, however, that any  
21 position to which a specific maximum annual salary is set out herein in  
22 dollars, shall be exempt from the provisions of said Uniform Classification  
23 and Compensation Act. All persons occupying positions authorized herein are  
24 hereby governed by the provisions of the Regular Salaries Procedures and  
25 Restrictions Act (Arkansas Code §21-5-101), or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1991-92	1992-93
31	(1) 9985	DHS DEP DIR ECON & MED SVCS	1	\$ 65,700	\$ 68,985
32	(2) 9751	DHS DIRECTOR COMMUNITY SVCS	1	\$ 43,233	\$ 45,394
33	(3) 6603	GENERAL PHYSICIAN	9	\$ 74,755	\$ 78,492
34	(4) 705Z	DHS/DEMS ASST DEP DIR ECON SVCS	1	GRADE 26	
35	896Z	DHS/DEMS ASST DEP DIR - MEDICAL SVC	1		

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1	704Z DHS/DEMS ASST DEP DIR PGM&ADMIN SPT	1	
2	(5) 937Z DHS/DEMS ASST DEP DIR LONG TRM CARE	1	GRADE 25
3	(6) L096 SENIOR PHARMACIST	9	GRADE 24
4	(7) 923Z DHS PROGRAM ADMINISTRATOR	8	GRADE 23
5	(8) 975Z DHS WEATHERIZATION PROGRAM ADMIN	1	GRADE 22
6	699Z DHS/DEMS FIELD MANAGER	7	
7	D066 SYSTEMS COORDINATION ANALYST II	3	
8	X338 ENGINEER, PE	4	
9	L078 NURSE SUPERVISOR	1	
10	A088 DHS FINANCIAL SECTION MANAGER	1	
11	(9) 697Z DHS PROGRAM MANAGER	11	GRADE 21
12	R488 GRANTS ADMIN SUPV	2	
13	M032 DEMS ECONOMIC & MEDICAL SUPV IV	2	
14	V014 DHS/DEMS COMMODITY SERVICES MANAGER	1	
15	R141 DHS/DEMS QUALITY CONTROL MANAGER	1	
16	L082 NURSING SERVICES SPECIALIST	6	
17	D036 SR PROGRAMMER/ANALYST	1	
18	(10) L030 DIETARY SERVICES DIRECTOR	2	GRADE 20
19	R266 MANAGEMENT PROJECT ANALYST II	5	
20	M116 UTILIZATION REVIEW NURSE	67	
21	R145 DHS PROGRAM COORDINATOR	18	
22	E112 WEATHERIZATION TRAINING COORD	1	
23	M029 DEMS ECONOMIC & MED SUPV III	13	
24	D121 USER SUPPORT ANALYST	4	
25	Q046 MEDICARE/MEDICAID SURVEY SPECIALIST	3	
26	(11) X358 HEALTH FACILITY SURVEYOR	19	GRADE 19
27	L028 DIETICIAN	5	
28	R168 GRANTS COORDINATOR II	9	
29	M027 DEMS ECONOMIC & MEDICAL SUPV II	28	
30	R084 DHS STAFF SUPERVISOR	16	
31	R332 DHS POLICY DEVELOPMENT COORD	7	
32	R150 RESEARCH PROJECT ANALYST	1	
33	L015 NUTRITIONIST	1	
34	W012 MEDICAL RECORDS ADMINISTRATOR	1	
35	M086 SOCIAL WORKER I	1	
36	(12) R264 MANAGEMENT PROJECT ANALYST I	4	GRADE 18

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1	M068 DHS PROGRAM ANALYST	14	
2	M176 WORK PROGRAM SUPERVISOR	24	
3	M078 DEMS SUPERVISOR	9	
4	M072 SOCIAL SERVICE INVESTIGATOR II	16	
5	M025 DEMS ECONOMIC & MEDICAL SUPV I	35	
6	M076 SOCIAL SERVICE REPRESENTATIVE III	16	
7	M154 DEMS FIELD REP	33	
8	D034 PROGRAMMER ANALYST	1	
9	D129 DATA PROCESSING COORDINATOR	2	
10	WO30 RECORDS MANAGEMENT ANALYST II	1	
11	MI64 QUALITY CONTROL REVIEW SUPV	8	
12	A111 ACCOUNTANT	1	
13	(13) X352 HLTH CARE ANALYST II	20	GRADE 17
14	M070 SOCIAL SERVICE INVESTIGATOR I	104	
15	M075 SOCIAL SERVICE REPRESENTATIVE II	104	
16	M125 WORK PROGRAM ADVISOR	45	
17	R010 ADMINISTRATIVE ASSISTANT II	7	
18	M170 QUALITY CONTROL REVIEWER	44	
19	R110 MEDICAL PROGRAM REPRESENTATIVE	5	
20	R190 PERSONNEL OFFICER II	1	
21	R162 STATISTICIAN/STATISTICIAN II	1	
22	(14) M110 VOLUNTEER SERVICES COORDINATOR	1	GRADE 16
23	A024 COLLECTION OFFICER	1	
24	(15) M079 SOCIAL SERVICE WORKER I	226	GRADE 15
25	M073 SOCIAL SERVICE REPRESENTATIVE I	809	
26	A108 ACCOUNTING TECHNICIAN II	3	
27	R009 ADMINISTRATIVE ASSISTANT I	11	
28	V021 COMMODITY DIST REP	4	
29	X350 HLTH CARE ANALYST I	12	
30	K011 ADMIN SUPPORT SUPERVISOR	3	
31	V051 STOREROOM SUPV/STORE SUPV	1	
32	(16) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	3	GRADE 14
33	K117 MEDICAL OR LEGAL SECRETARY	3	
34	N327 INFO OFFICER	4	
35	(17) D003 COMPUTER OPERATOR I	4	GRADE 13

1	K153 SECRETARY II	45	
2	M174 SOC SVCS REP TRAINEE	3	
3	K165 MEDICAL TRANSCRIPTIONIST	3	
4	(18) K039 DOCUMENT EXAMINER II	65	GRADE 12
5	A106 ACCOUNTING TECHNICIAN I	1	
6	K115 STATISTICIAN ASST II/STATISTICIAN I	1	
7	(19) K155 SECRETARY I	44	GRADE 11
8	(20) K037 DOCUMENT EXAMINER I	42	GRADE 10
9	K023 CLERK TYPIST	93	
10	K097 RECEPTIONIST	1	
11	(21) V055 SURPLUS PROPERTY ASSISTANT	1	GRADE 09
12	C011 SWITCHBOARD OPERATOR II	1	
13	(22) G045 EQUIPMENT OPERATOR	1	GRADE 08
14	M065 SOCIAL SERVICE AIDE I	44	
15	(23) K015 OFFICE CLERK	1	GRADE 07
16	(24) V049 STOCK CLERK II	<u>1</u>	GRADE 05
17	MAX NO. OF EMPLOYEES	2201	

18

19 SECTION 2. EXTRA HELP. There is hereby authorized, for the

20 Department of Human Services - Division of Economic and Medical Services for

21 the 1991-93 biennium, the following maximum number of part-time or temporary

22 employees, to be known as "Extra Help", payable from funds appropriated herein

23 for such purposes: Thirteen (13) temporary or part-time employees, when

24 needed, at rates of pay not to exceed those provided in the Uniform

25 Classification and Compensation Act, or its successor, or this act for the

26 appropriate classification.

27

28 SECTION 3. APPROPRIATIONS - OPERATIONS. There is hereby appropriated,

29 to the Department of Human Services - Division of Economic and Medical

30 Services, to be payable from the Department of Human Services Paying Account

31 as designated by the Chief Fiscal Officer of the State, for personal services

32 and operating expenses of the Department of Human Services - Division of

33 Economic and Medical Services for the biennial period ending June 30, 1993,

34 the following:

35

ITEM		FISCAL YEARS	
NO.		1991-92	1992-93
(01)	REGULAR SALARIES	\$ 40,404,077	\$ 42,181,462
(02)	EXTRA HELP	98,204	98,204
(03)	PERSONAL SERV MATCHING	11,268,104	11,870,952
(04)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES	\$ 11,730,763	\$ 12,168,383
(B)	CONF. & TRAVEL	491,218	451,316
(C)	PROF. FEES	240,621	240,621
(D)	CAPITAL OUTLAY	706,183	256,719
(E)	DATA PROCESSING	<u>0</u>	<u>0</u>
	TOTAL MAINT. & GEN. OPER.	13,168,785	13,117,039
(05)	COMMISSION EXPENSE	20,000	20,000
(06)	AFDC CONTRACT SERVICES	3,500,000	3,500,000
(07)	PURCHASE DATA PROCESSING	1,702,405	5,041,887
(08)	CSEU - PUBLIC INFORMATION PROGRAM	<u>30,000</u>	<u>10,000</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 70,191,575</u>	<u>\$ 75,839,544</u>

SECTION 4. APPROPRIATIONS - GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Economic and Medical Services, to be payable from the Department of Human Services Paying Account as designated by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of Economic and Medical Services for ~~the biennial period ending June 30, 1993, the following:~~

ITEM		FISCAL YEARS	
NO.		1991-92	1992-93
(01)	A.F.D.C.	\$ 91,765,084	\$ 102,663,800
(02)	PRIVATE NURSING HOME CARE	222,217,140	235,557,171
(03)	EASTER SEAL-NURSING HOME CARE	1,495,720	1,578,385
(04)	INFANT INFIRMARY - NURSING HOME CARE	10,142,872	10,545,438
(05)	PUBLIC NURSING HOME CARE	94,174,393	95,235,840
(06)	PRESCRIPTION DRUGS	64,500,000	64,500,000
(07)	HOSPITAL & MEDICAL SERVICES	520,000,000	560,000,000
<del>(08)</del>	<del>WORK INCENTIVE PROGRAM</del>	<del>8,474,755</del>	<del>10,112,635</del>

1	(09) CHILD AND FAMILY LIFE INSTITUTE	4,825,000	6,066,437
2	(10) COMMUNITY SERVICES BLOCK GRANT	<u>5,472,500</u>	<u>5,472,500</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$1,023,067,464</u>	<u>\$1,091,732,206</u>

4

5 SECTION 5. APPROPRIATIONS - GRANTS - STATE. There is hereby

6 appropriated, to the Department of Human Services - Division of Economic and

7 Medical Services, to be payable from the Department of Human Services Grants

8 Fund Account, for grant payments of the Department of Human Services -

9 ~~Division of Economic and Medical Services for the biennial period ending June~~

10 30, 1993, the following:

12	ITEM	FISCAL YEARS	
13	NO.	1991-92	1992-93
14	(01) BOARDING HOMES	\$ 1,290,300	\$ 1,346,400
15	(02) AID TO AGED, BLIND, DISABLED	16,000	16,000
16	(03) CRIPPLED CHILDREN	<u>1,901,594</u>	<u>1,957,307</u>
17	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,207,894</u>	<u>\$ 3,319,707</u>

18

19 SECTION 6. APPROPRIATIONS - GRANTS - FEDERAL. There is hereby

20 appropriated, to the Department of Human Services - Division of Economic and

21 Medical Services, to be payable from the federal funds as designated by the

22 Chief Fiscal Officer of the State, for federally funded grants of the

23 ~~Department of Human Services - Division of Economic and Medical Services for~~

24 the biennial period ending June 30, 1993, the following:

26	ITEM	FISCAL YEARS	
27	NO.	1991-92	1992-93
28	(01) CRIPPLED CHILDREN	\$ 903,855	\$ 903,855
29	(02) WEATHERIZATION PROGRAM GRANTS	4,259,356	4,259,356
30	(03) EMERGENCY FOOD	750,000	750,000
31	(04) LOW INCOME ENERGY ASSISTANCE	9,224,129	9,224,129
32	(05) VIETNAMESE REFUGEE ASSISTANCE	270,200	270,200
33	(06) HOMELESS ASSISTANCE GRANTS	<u>560,000</u>	<u>560,000</u>
34	TOTAL AMOUNT APPROPRIATED	<u>\$ 15,967,540</u>	<u>\$ 15,967,540</u>

SECTION 7. APPROPRIATIONS - HEALTH CARE ACCESS. There is hereby appropriated, to the Department of Human Services - Division of Economic and Medical Services, to be payable from the Health Care Access Fund, for ~~operating expenses and grants of the Department of Human Services - Division~~ of Economic and Medical Services - Health Care Access Program for the biennial period ending June 30, 1993, the following:

ITEM		FISCAL YEARS	
NO.		1991-92	1992-93
(01)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES \$	0	\$ 0
(B)	CONF. & TRAVEL	0	0
(C)	PROF. FEES	38,000	38,000
(D)	CAPITAL OUTLAY	0	0
(E)	DATA PROCESSING	<u>0</u>	<u>0</u>
	TOTAL MAINT. & GEN. OPER.	\$ 38,000	\$ 38,000
(02)	GRANTS	<u>2,444,378</u>	<u>2,444,378</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,482,378</u>	<u>\$ 2,482,378</u>

SECTION 8. APPROPRIATIONS -COMMODITY DISTRIBUTION SALVAGE AND CONTAINER. There is hereby appropriated, to the Department of Human Services - Division of Economic and Medical Services, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Human Services - Division of Economic and Medical Services, for operating expenses of the Department of ~~Human Services - Division of Economic and Medical Services - Commodity~~ Distribution Salvage and Container Program for the biennial period ending June 30, 1993, the following:

ITEM		FISCAL YEARS	
NO.		1991-92	1992-93
(01)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES \$	274,058	\$ 322,087
(B)	CONF. & TRAVEL	4,200	4,200
(C)	PROF. FEES	0	0
(D)	CAPITAL OUTLAY	10,370	6,794

1	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
2	TOTAL MAINT. & GEN. OPER.	\$ <u>288,628</u>	\$ <u>333,081</u>
3	TOTAL AMOUNT APPROPRIATED	\$ <u>288,628</u>	\$ <u>333,081</u>

4

5 SECTION 9. APPROPRIATIONS - NURSING HOME CLOSURE. There is hereby

6 appropriated, to the Department of Human Services - Division of Economic and

7 Medical Services, to be payable from the Long-Term Care Trust Fund, for the

8 ~~payment of relocation costs of residents in long term care facilities,~~

9 maintenance and operation of a facility pending correction of deficiencies or

10 closure, and reimbursement of residents for personal funds lost for the

11 biennial period ending June 30, 1993, the following:

12			
13	ITEM	FISCAL YEARS	
14	NO.	1991-92	1992-93
15	(01) EXPENSES	\$ <u>50,000</u>	\$ <u>50,000</u>

16

17 SECTION 10. APPROPRIATIONS - LONG TERM CARE FACILITY RECEIVERSHIP.

18 There is hereby appropriated, to the Department of Human Services - Division

19 ~~of Economic and Medical Services, to be payable from the Long Term Care~~

20 Facility Receivership Fund, for payment of expenses of Long-Term Care Facility

21 Receivers as authorized by law for the biennial period ending June 30, 1993,

22 the following:

23			
24	ITEM	FISCAL YEARS	
25	NO.	1991-92	1992-93
26	(01) EXPENSES	\$ <u>100,000</u>	\$ <u>100,000</u>

27

28 SECTION 11. CARRY FORWARD. The unexpended balances in appropriations

29 provided for the expenditure of federal funds as provided for in this Act on

30 June 30, 1992 shall be carried forward and made available for expenditures for

31 the same purpose for the fiscal year ending June 30, 1993.

32

33 SECTION 12. Of the state and federal funds appropriated for the

34 Hospital and Medical line item in Section 4 of this Act, a minimum of \$3

35 million each year shall be distributed between the Children and Family

1 Services Division and the Mental Health Services Division of the Department of  
2 Human Services. These funds shall be allocated based on the prevailing  
3 Medicaid state match arrangement for use by these agencies in meeting the  
4 needs of the Emotionally Disturbed Youth (EDY) population of this State.  
5

6 SECTION 13. BIENNIAL GOALS. The Director of the Department of Human  
7 Services is hereby directed to adopt the following goals in the Health  
8 Delivery and Economic and Medical Programs which he administers for the  
9 upcoming biennial period:

10 1. Develop statewide alternatives to Nursing Home Placement for the  
11 financially dependent elderly and disabled citizens of our State;

12 2. Implement preventive Home Health and Social Maintenance Programs  
13 designed to avoid the unnecessary deterioration of the mental and physical  
14 health of our State's elderly and disabled citizens which ultimately results  
15 in Nursing Home Placement;

16 3. Conduct formal screening of all current nursing home placements in a  
17 manner that will assure a systematic means of providing alternatives to  
18 Nursing Home Services.

19 It is further intended that the Arkansas Legislative Council be advised  
20 on a quarterly basis as to visible progress in reaching these goals as well as  
21 any legislation needed to be considered by the Arkansas General Assembly in  
22 this regard.  
23

24 SECTION 14. CSEU - PUBLIC INFORMATION PROGRAM. *The appropriation*  
25 *provided for in Item (08) of SECTION 3 of this Act shall be used for the*  
26 *development and implementation of a public information program designed to*  
27 *educate the citizens of this State, particularly the teenagers and young*  
28 *adults, on the services available to them through the Child Support Agency,*  
29 *their responsibilities as parents, and the consequences for failing to meet*  
30 *those responsibilities. The Public Information Program shall be developed by*  
31 *the Child Support Enforcement Unit (CSEU) of Pulaski County for state-wide*  
32 *distribution.*  
33

34 SECTION 15. USE OF LOCAL FUNDS. *To the extent allowed by Federal*  
35 *requirements, including waiver, demonstration and pilot project options, the*

1 *Division of Economic and Medical Services shall use local and donated funds to*  
2 *obtain federal matching funds to enhance federal agency programs.*

3

4       *SECTION 16. Any facility that meets the definition of a Residential Care*  
5 *Facility as defined by the Office of Long Term Care of the Division of*  
6 *Economic and Medical Services of the Department of Human Services that has not*  
7 *been licensed or certified by the appropriate state agency or has not received*  
8 *a Permit of Approval from the Arkansas Health Services Agency prior to January*  
9 *15, 1991 shall not be eligible for any reimbursement from state revenues for*  
10 *any services that they offer. This provision does not apply to those*  
11 *facilities that are renewing their license after January 15, 1991, those*  
12 *facilities that have been receiving reimbursement prior to January 15, 1991,*  
13 *or those facilities that have been exempted from review by the Health Services*  
14 *Agency prior to January 15, 1991.*

15

16       *SECTION 17. All individuals who provide personal care services or home*  
17 *health aide services in a Long-Term Care Facility or in any other setting, in*  
18 *the State of Arkansas must complete an aide training program as required by*  
19 *Arkansas Code §20-10-704. The Department of Human Services shall provide for*  
20 *the maintenance of a registry of all certified personal care and home health*  
21 *aides. Upon completion of the training program these individuals must seek*  
22 *and obtain certification from an independent entity approved by the Department*  
23 *of Human Services - Division of Economic and Medical Services. All aides who*  
24 *provide services in an inpatient hospital setting are hereby exempt from this*  
25 *provision.*

26

27       *SECTION 18. All providers wishing to receive reimbursement from the*  
28 *Department of Human Services for the provision of targeted and independent*  
29 *case management services must complete the specified training curriculum*  
30 *approved by the Department of Human Services. The Department of Human*  
31 *Services shall provide for the maintenance of a registry of all certified*  
32 *targeted and independent case managers. Each program division within the*  
33 *Department of Human Services providing reimbursement for targeted and*  
34 *independent case management services will have the authority to approve the*  
35 *training program for their respective service area. Upon completion of the*

1 above mentioned training program, all providers must seek and obtain  
2 certification from an independent entity approved by the Department of Human  
3 Services.

4  
5 *SECTION 19. The Office of Long Term Care (OLTC) shall promulgate and*  
6 *maintain, pursuant to the requirements of the Arkansas Administrative*  
7 *Procedures Act, separate regulations, client rights and sanctions for ICF/MR*  
8 *operations and for other long term care facilities regulated by the OLTC.*  
9 *Regulations which cover all facilities regulated by OLTC shall be included in*  
10 *each separate set of regulations. Changes and updates to each set of*  
11 *regulations shall specify which type of regulations are being updated or*  
12 *changed.*

13  
14 *SECTION 20. The operation of the community based ICF/MR program will be*  
15 *subject to the oversight of a five member sub-committee comprised of three*  
16 *House members to be appointed by the Speaker of the House of Representatives*  
17 *and two Senate members to be appointed by the President Pro Tem of the Senate.*  
18 *The committee shall provide oversight for the operation of the small ICF/MR*  
19 *program and make recommendations, within the appropriate Federal Regulations*  
20 *and Guidelines, to DDS and OLTC to establish and clarify the mission, goals,*  
21 *levels of services and scope of the program and to provide consistency in*  
22 *state regulations, guidelines, standards and policies. The sub-committee*  
23 *shall also make recommendations for adequate funding to insure the fiscal*  
24 *integrity of the program to allow it to be operated pursuant to the state and*  
25 *federal regulations, guidelines, standards, and policies.*

26  
27 *SECTION 21. The provisions of ACT 457 of 1991 shall not apply to*  
28 *existing nonprofit volunteer ambulance services that provide ambulance and*  
29 *para-medical services in a general, but undefined area of the state and which*  
30 *have been in existence for more than five (5) years.*

31  
32 *SECTION 22. 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 Purchasing 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 control  
3 laws of this State, where applicable, and regulations promulgated by the  
4 Department of Finance and Administration, as authorized by law, shall be  
5 strictly complied with in disbursement of said funds.

6  
7 SECTION 23. 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 which  
10 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 24. CODE. All provisions of this Act of a general and  
17 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and  
18 the Arkansas Code Revision Commission shall incorporate the same in the Code.

19  
20 SECTION 25. SEVERABILITY. If any provision of this Act or the  
21 application thereof to any person or circumstance is held invalid, such  
22 invalidity shall not affect other provisions or applications of the Act which  
23 can be given effect without the invalid provision or application, and to this  
24 end the provisions of this Act are declared to be severable.

25  
26 SECTION 26. GENERAL REPEALER. All laws and parts of laws in conflict  
27 with this Act are hereby repealed.

28  
29 SECTION 27. HEALTH PREMIUMS. The Department of Human Services -  
30 Division of Economic and Medical Services shall not, during the 1992-93 fiscal  
31 year, spend more for health insurance per employee than the amount being  
32 contributed to the State Employees Health Insurance Program.

33  
34 SECTION 28. EMERGENCY CLAUSE. It is hereby found and determined by the  
35 Seventy-Eighth General Assembly, that the Constitution of the State of

1 Arkansas prohibits the appropriation of funds for more than a two (2) year  
2 period; that the effectiveness of this Act on July 1, 1991 is essential to the  
3 operation of the agency for which the appropriations in this Act are provided,  
4 and that in the event of an extension of the Regular Session, the delay in the  
5 effective date of this Act beyond July 1, 1991 could work irreparable harm  
6 upon the proper administration and provision of essential governmental  
7 programs. Therefore, an emergency is hereby declared to exist and this Act  
8 being necessary for the immediate preservation of the public peace, health and  
9 safety shall be in full force and effect from and after July 1, 1991.

10  
11

*/s/John E. Miller*