

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

A Bill

SENATE BILL 305

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 DEPARTMENT OF HUMAN SERVICES - DIVISION OF
12 BEHAVIORAL HEALTH FOR THE BIENNIAL PERIOD ENDING
13 JUNE 30, 2007; AND FOR OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF HUMAN
17 SERVICES - DIVISION OF BEHAVIORAL HEALTH
18 APPROPRIATION FOR THE 2005-2007
19 BIENNIUM.
20
21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Human Services - Division of Behavioral Health for the 2005-
27 2007 biennium, the following maximum number of regular employees whose
28 salaries shall be governed by the provisions of the Uniform Classification
29 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
30 and all laws amendatory thereto. Provided, however, that any position to
31 which a specific maximum annual salary is set out herein in dollars, shall be
32 exempt from the provisions of said Uniform Classification and Compensation
33 Act. All persons occupying positions authorized herein are hereby governed
34 by the provisions of the Regular Salaries Procedures and Restrictions Act
35 (Arkansas Code §21-5-101), or its successor.
36



Item	Class		Maximum	Maximum Annual	
No.	Code	Title	No. of	Salary Rate	Fiscal Years
			Employees	2005-2006	2006-2007
5	(1) 6610	PSYCHIATRIC SPECIALIST SUPERVISOR	2	\$151,247	\$154,425
6	(2) 6617	PSYCHIATRIC SPECIALIST	3	\$143,925	\$146,993
7	(3) 6623	REHAB MED DIR ALCOHOL REHAB CNT-BEN	1	\$137,057	\$140,022
8	(4) 6621	PSYCHIATRIST	2	\$137,057	\$140,022
9	(5) 7162	DHS ADMR AR BEHAVIORAL HLTH STATE H	1	\$130,465	\$133,331
10	(6) 6639	BEHAVIORAL HEALTH GENERAL PHYSICIAN	9	\$126,354	\$129,159
11	(7) 9233	DHS DEPUTY DIRECTOR	1	\$106,157	\$108,659
12	(8) 9408	DHS CHIEF INFORMATION OFFICER	1	\$98,419	\$100,805
13	(9) 9970	DHS DEP DIR BEHAVIORAL HEALTH SERVI	1	\$98,316	\$100,700
14	(10) 9701	HEALTH DIR ALCOL & DRUG ABUSE PREV	1	\$91,223	\$93,501
15	(11) 9411	DHS/DMS ASSISTANT DIRECTOR - FISCAL	1	\$90,686	\$93,873
16	(12) 8964	DHS BEHAVIORAL HEALTH CENTER DIRECT	1	\$83,754	\$85,895
17	(13) 6607	BEHAVIORAL HEALTH SERVICES CHIEF PS	1	\$83,632	\$85,771
18	(14) 8932	BEHAVIORAL HEALTH ASST. DEP. DIR. A	1	\$80,295	\$82,370
19	(15) 8033	DHS BEHAV. HLT. ASST. DIR. MANAGED	1	\$80,292	\$82,367
20	(16) 8032	DHS/BH ASST. DIR. ADMIN. SVCS.	1	\$80,292	\$82,367
21	(17) 9407	DHS HIPPA PRIVACY OFFICER	1	\$70,148	\$72,030
22	(18) 8933	DHS/DBHS ASST. DEP. DIR. PROGRAM DE	1	\$64,567	\$66,343
23	(19) 8934	DHS/DBHS DEP. DIR. PROG. DEV.	1	\$58,845	\$60,513
24	(20) L014	DIRECTOR OF PHARMACY SERVICES	2	GRADE	26
25	(21) L134	PSYCHOLOGIST SUPERVISOR	3	GRADE	26
26	(22) L124	PSYCHOLOGIST	6	GRADE	25
27	(23) L011	DIRECTOR PHARMACY	2	GRADE	25
28	(24) 118Z	DHS NURSING SERVICES ADMINISTRATOR	2	GRADE	25
29	(25) 180Z	BEHAVIORAL HEALTH ASSOC. DIR., AHC	1	GRADE	25
30	(26) 397Z	DHS/DCFS ADMIN COMMUNITY SVCS	1	GRADE	25
31	(27) 474Z	BEHAVIORAL HEALTH PSYCHOLOGIST ADM.	1	GRADE	25
32	(28) 188Z	A&D ABUSE PREV ASST DEP DIR/DIR SVC	1	GRADE	24
33	(29) 871Z	BEHAVIORAL HLT SOCIAL WORK ADM.	1	GRADE	24
34	(30) L005	PHARMACIST I	1	GRADE	24
35	(31) L096	SR PHARMACIST	2	GRADE	24
36	(32) L112	PSYCH RESIDENT	2	GRADE	24

1	(33)	870Z	BEHAVIORAL HLTH. FACILITY ADMINISTR	3	GRADE 23
2	(34)	923Z	DHS PRGM ADMINISTRATOR	6	GRADE 23
3	(35)	B040	HLTH PUB HLTH LAB SECTION DIRECTOR	1	GRADE 23
4	(36)	R184	NURSING SERVICES UNIT MANAGER	9	GRADE 23
5	(37)	D066	SYSTEMS COORDINATION ANALYST II	1	GRADE 22
6	(38)	A088	DHS FINANCIAL SECTION MANAGER	1	GRADE 22
7	(39)	B006	SR EPIDEMIOLOGIST	1	GRADE 22
8	(40)	909Z	PROGRAM SUPPORT MANAGER	3	GRADE 22
9	(41)	L074	REGISTERED NURSE PRACTITIONER II	1	GRADE 22
10	(42)	L078	NURSE SUPERVISOR	22	GRADE 22
11	(43)	M118	DHS/DBHS DIR. OF COMM. SUPPORT PROG	1	GRADE 22
12	(44)	R055	HLTH PUB HLTH NURSING PROGRAM COORD	1	GRADE 22
13	(45)	R074	BEHAVIORAL HLTH. COMM. SVCS. COORD.	1	GRADE 21
14	(46)	M051	BEHAVIORAL HLTH DIR. OF SOCIAL SERV	1	GRADE 21
15	(47)	L122	PSYCHOLOGICAL EXAMINER II	6	GRADE 21
16	(48)	L082	NURSING SERVICES SPECIALIST	11	GRADE 21
17	(49)	L090	OCCUPATIONAL THERAPY SUPERVISOR	2	GRADE 21
18	(50)	L030	DIETARY SERVICES DIRECTOR	1	GRADE 21
19	(51)	A008	ACCOUNTING SUPERVISOR II	3	GRADE 21
20	(52)	892Z	DHS INSTITUTION BUSINESS MANAGER	1	GRADE 21
21	(53)	480Z	BEHAVIORAL HEALTH PERSONNEL MANAGER	2	GRADE 21
22	(54)	697Z	DHS PRGM MANAGER	2	GRADE 21
23	(55)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE 21
24	(56)	R326	QUALITY ASSURANCE COORDINATOR	2	GRADE 21
25	(57)	T004	AR BEHAVIORAL HLTH PUBLIC SAFETY DI	1	GRADE 20
26	(58)	R266	MANAGEMENT PROJECT ANALYST II	6	GRADE 20
27	(59)	R145	DHS PROGRAM COORDINATOR	3	GRADE 20
28	(60)	W006	BEHAVIORAL HEALTH REGISTRAR	1	GRADE 20
29	(61)	W014	DIRECTOR MEDICAL RECORDS	1	GRADE 20
30	(62)	Y116	MAINTENANCE SYSTEMS SUPV	1	GRADE 20
31	(63)	A006	ACCOUNTING SUPERVISOR I	2	GRADE 20
32	(64)	E038	NURSE INSTRUCTOR	1	GRADE 20
33	(65)	G214	DIRECTOR MAINTENANCE	1	GRADE 20
34	(66)	L070	NURSE II	59	GRADE 20
35	(67)	M028	COUNSELOR II	2	GRADE 20
36	(68)	L156	HLTH PUB HLTH NURSE II	1	GRADE 20

1	(69)	L140	SPEECH PATHOLOGIST II	2	GRADE 20
2	(70)	M088	SOCIAL WORKER II	31	GRADE 20
3	(71)	M127	SR REHABILITATION COUNSELOR	1	GRADE 20
4	(72)	M128	DHS/DDS PRGM COORDINATOR	1	GRADE 20
5	(73)	Q046	MEDICARE/MEDICAID SURVEY SPECIALIST	1	GRADE 20
6	(74)	R084	DHS STAFF SUPERVISOR	1	GRADE 19
7	(75)	M097	VOLUNTEER PROGRAM DEVELOPER II	1	GRADE 19
8	(76)	M056	REHAB COUNSELOR III	1	GRADE 19
9	(77)	M019	CHAPLAIN	1	GRADE 19
10	(78)	L032	HEALTH PROGRAM CONSULTANT	4	GRADE 19
11	(79)	L028	DIETICIAN	1	GRADE 19
12	(80)	G026	BLDG AND GROUNDS COORDINATOR	2	GRADE 19
13	(81)	E042	PUB HLTH EDUCATOR	1	GRADE 19
14	(82)	E118	HABILITATION/REHAB INSTRUCTOR SUPV	1	GRADE 19
15	(83)	T055	UNIFORM COMMANDER	4	GRADE 19
16	(84)	T074	PUBLIC SAFETY DIRECTOR	1	GRADE 19
17	(85)	V008	BUYER III	1	GRADE 19
18	(86)	R150	RESEARCH PROJECT ANALYST	1	GRADE 19
19	(87)	M086	SOCIAL WORKER I	3	GRADE 19
20	(88)	R030	ASST PERSONNEL MANAGER	2	GRADE 19
21	(89)	R168	GRANTS COORDINATOR II	3	GRADE 19
22	(90)	R264	MANAGEMENT PROJECT ANALYST I	2	GRADE 18
23	(91)	V006	BUYER II	1	GRADE 18
24	(92)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
25	(93)	W030	RECORDS MANAGEMENT ANALYST II	1	GRADE 18
26	(94)	Y005	AUTO/DIESEL MECHANIC SUPERVISOR	1	GRADE 18
27	(95)	Y017	CARPENTER SUPERVISOR	1	GRADE 18
28	(96)	Y081	PLUMBER SUPERVISOR	1	GRADE 18
29	(97)	Y022	STATIONARY ENGINEER SUPERVISOR	1	GRADE 18
30	(98)	Y027	ELECTRICIAN SUPERVISOR	1	GRADE 18
31	(99)	E050	STAFF DEVELOPMENT SPECIALIST II	2	GRADE 18
32	(100)	E072	TRAINING INSTRUCTOR	1	GRADE 18
33	(101)	A111	ACCOUNTANT	1	GRADE 18
34	(102)	E024	INSTITUTIONAL INSTRUCTOR II	6	GRADE 18
35	(103)	G031	CONSTRUCTION/MAINTENANCE PROJ EST	4	GRADE 18
36	(104)	L036	CERTIFIED RESPIRATORY THERAPY TECH	1	GRADE 18

1	(105)	H032	FOOD PRODUCTION MANAGER	2	GRADE 18
2	(106)	M050	RECREATIONAL ACTIVITY LEADER SUPV	1	GRADE 18
3	(107)	M075	SOCIAL SERVICE REPRESENTATIVE II	3	GRADE 18
4	(108)	M082	SOCIAL SERVICE WORKER III	8	GRADE 18
5	(109)	R134	PLANNING SPECIALIST II	2	GRADE 18
6	(110)	L117	LPN/LPTN SUPERVISOR	20	GRADE 17
7	(111)	G141	WATER FILTER/WASTE DISPOS PLNT SUPV	1	GRADE 17
8	(112)	G161	GENERAL MAINTENANCE REPAIRMAN	9	GRADE 17
9	(113)	E086	HABILITATION/REHAB INSTRUCTOR II	13	GRADE 17
10	(114)	A034	FIELD AUDITOR	1	GRADE 17
11	(115)	Y039	HEATING & A/C MECHANIC	4	GRADE 17
12	(116)	Y053	JOURNEYMAN CARPENTER	4	GRADE 17
13	(117)	Y055	JOURNEYMAN ELECTRICIAN	6	GRADE 17
14	(118)	Y057	JOURNEYMAN PAINTER	3	GRADE 17
15	(119)	Y061	JOURNEYMAN PLUMBER	4	GRADE 17
16	(120)	Y065	JOURNEYMAN LOCKSMITH	1	GRADE 17
17	(121)	Y021	STATIONARY ENGINEER	4	GRADE 17
18	(122)	W028	RECORDS MANAGEMENT ANALYST I	4	GRADE 17
19	(123)	V030	INVENTORY CONTROL MANAGER	2	GRADE 17
20	(124)	T049	SECURITY OFFICER SUPERVISOR	2	GRADE 17
21	(125)	R010	ADMINISTRATIVE ASSISTANT II	18	GRADE 17
22	(126)	R166	GRANTS COORDINATOR I	1	GRADE 17
23	(127)	T037	PUB SAFETY OFFICER II	13	GRADE 16
24	(128)	A053	INSURANCE SPECIALIST II	3	GRADE 16
25	(129)	G167	EXECUTIVE HOUSEKEEPER I	2	GRADE 16
26	(130)	G215	MAJOR APPLIANCE REPAIRMAN	1	GRADE 16
27	(131)	L116	LPN III/LPTN III	95	GRADE 16
28	(132)	L153	X-RAY TECH SUPV/X-RAY TECH II	2	GRADE 16
29	(133)	L126	PSYCHOLOGICAL INTERN	2	GRADE 16
30	(134)	L115	LPN II/LPTN II	84	GRADE 15
31	(135)	M048	RECREATIONAL ACTIVITY LEADER II	25	GRADE 15
32	(136)	M002	ADMISSIONS INTERVIEWER SUPV	1	GRADE 15
33	(137)	R009	ADMINISTRATIVE ASSISTANT I	8	GRADE 15
34	(138)	M073	SOCIAL SERVICE REPRESENTATIVE I	1	GRADE 15
35	(139)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	2	GRADE 15
36	(140)	A108	ACCOUNTING TECHNICIAN II	5	GRADE 15

1	(141)	A063	PAYROLL OFFICER	1	GRADE 15
2	(142)	T047	SECURITY OFFICER III	19	GRADE 15
3	(143)	V011	CENTRAL SUPPLY SUPV	1	GRADE 15
4	(144)	V051	STOREROOM SUPV/STORE SUPV	2	GRADE 15
5	(145)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	5	GRADE 14
6	(146)	K117	MEDICAL OR LEGAL SECRETARY	23	GRADE 14
7	(147)	L113	LPN I/LPTN I	8	GRADE 14
8	(148)	L184	DIETETIC TECHNICIAN	5	GRADE 14
9	(149)	L107	PHYSICAL THERAPY WORKER	1	GRADE 13
10	(150)	L091	OCCUPATIONAL THERAPY WORKER	3	GRADE 13
11	(151)	K153	SECRETARY II	10	GRADE 13
12	(152)	H049	SUPERVISOR OF COOKING	4	GRADE 13
13	(153)	E027	INSTITUTIONAL TEACHER ASSISTANT	2	GRADE 13
14	(154)	B049	LABORATORY TECHNICIAN II	2	GRADE 13
15	(155)	G115	NURSERY ASST & GROUNDSKEEPER SUPV	1	GRADE 13
16	(156)	G139	WATER FILTER/WASTE DISPOS PLNT OPER	2	GRADE 13
17	(157)	C013	SWITCHBOARD OPERATOR SUPERVISOR	1	GRADE 12
18	(158)	K039	DOCUMENT EXAMINER II	2	GRADE 12
19	(159)	K145	CASHIER/CASHIER II	1	GRADE 12
20	(160)	K089	PERSONNEL ASSISTANT	1	GRADE 12
21	(161)	K115	STATISTICIAN ASST II/STATISTICIAN I	2	GRADE 12
22	(162)	L020	CERTIFIED NURSING ASSISTANT II	90	GRADE 12
23	(163)	T045	SECURITY OFFICER II	1	GRADE 12
24	(164)	T013	FIRE & SAFETY COORD	1	GRADE 12
25	(165)	V043	SHIPPING & RECEIVING CLERK	3	GRADE 11
26	(166)	L018	CERTIFIED NURSING ASSISTANT I	82	GRADE 11
27	(167)	L101	PHARMACY TECH	1	GRADE 11
28	(168)	K155	SECRETARY I	2	GRADE 11
29	(169)	M001	ADMISSIONS INTERVIEWER	2	GRADE 11
30	(170)	L181	BEHAVIORAL HEALTH AIDE	43	GRADE 11
31	(171)	L097	PHARMACY ASST	3	GRADE 10
32	(172)	G006	MOTOR VEHICLE OPERATOR	9	GRADE 10
33	(173)	H005	BAKER II	2	GRADE 10
34	(174)	H027	COOK II	7	GRADE 10
35	(175)	V029	INVENTORY CONTROL CLERK	3	GRADE 10
36	(176)	V015	CENTRAL SUPPLY TECHNICIAN	1	GRADE 09

1	(177)	C011	SWITCHBOARD OPERATOR II	9	GRADE 09
2	(178)	K065	MAIL OFFICER	2	GRADE 09
3	(179)	H053	FOOD SERVICE WORKER III	14	GRADE 08
4	(180)	G010	LAUNDRY SUPERVISOR	1	GRADE 08
5	(181)	H025	COOK I	6	GRADE 08
6	(182)	G045	EQUIPMENT OPERATOR	2	GRADE 08
7	(183)	G191	CLOTHING SHOP OPERATOR	1	GRADE 07
8	(184)	G169	CUSTODIAL SUPV I	2	GRADE 06
9	(185)	H017	CANTEEN OPERATOR II/SNACKBAR OPER	1	GRADE 05
10	(186)	H043	FOOD SERVICE WORKER II	38	GRADE 05
11	(187)	V049	STOCK CLERK II	4	GRADE 05
12	(188)	Y095	SEAMSTRESS II	3	GRADE 05
13	(189)	G035	CUSTODIAL WRKR II	35	GRADE 04
14	(190)	G008	LAUNDRY WORKER	13	GRADE 04
15	(191)	G171	CUSTODIAL WRKR I	<u>1</u>	GRADE 03
16			MAX. NO. OF EMPLOYEES	1,142	

17

18 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of
 19 Human Services - Division of Behavioral Health for the 2005-2007 biennium,
 20 the following maximum number of part-time or temporary employees, to be known
 21 as "Extra Help", payable from funds appropriated herein for such purposes:
 22 one hundred three (103) temporary or part-time employees, when needed, at
 23 rates of pay not to exceed those provided in the Uniform Classification and
 24 Compensation Act, or its successor, or this act for the appropriate
 25 classification.

26

27 SECTION 3. APPROPRIATION - CANTEENS - CASH. There is hereby appropriated,
 28 to the Department of Human Services - Division of Behavioral Health, to be
 29 payable from the cash fund deposited in the State Treasury as determined by
 30 the Chief Fiscal Officer of the State, for operating expenses of the
 31 Department of Human Services - Division of Behavioral Health - Canteens -
 32 Cash for the biennial period ending June 30, 2007, the following:

33

34	ITEM	FISCAL YEARS	
35	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
36	(01) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE	\$	74,048	\$	74,048
2	(B) CONF. & TRAVEL		0		0
3	(C) PROF. FEES		0		0
4	(D) CAP. OUTLAY		0		0
5	(E) DATA PROC.		<u>0</u>		<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	\$	<u>74,048</u>	\$	<u>74,048</u>

7
 8 SECTION 4. APPROPRIATION - PATIENT BENEFITS - CASH. There is hereby
 9 appropriated, to the Department of Human Services - Division of Behavioral
 10 Health, to be payable from the cash fund deposited in the State Treasury as
 11 determined by the Chief Fiscal Officer of the State, for benefits of the
 12 patients of the Department of Human Services - Division of Behavioral Health
 13 for the biennial period ending June 30, 2007, the following:
 14

15	ITEM	FISCAL YEARS	
16	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
17	(01) PATIENT BENEFIT FUND	\$ <u>75,000</u>	\$ <u>75,000</u>

18
 19 SECTION 5. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
 20 to the Department of Human Services - Division of Behavioral Health, to be
 21 payable from the Mental Health Services Fund Account, for personal services
 22 and operating expenses of the Department of Human Services - Division of
 23 Behavioral Health - State Operations for the biennial period ending June 30,
 24 2007, the following:
 25

26	ITEM	FISCAL YEARS	
27	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
28	(01) REGULAR SALARIES	\$ 38,529,099	\$ 39,670,293
29	(02) EXTRA HELP	1,838,889	1,838,889
30	(03) PERSONAL SERVICES MATCHING	12,233,518	12,456,724
31	(04) OVERTIME	820,692	820,692
32	(05) MAINT. & GEN. OPERATION		
33	(A) OPER. EXPENSE	12,291,239	12,085,739
34	(B) CONF. & TRAVEL	243,040	243,040
35	(C) PROF. FEES	7,134,874	7,084,874
36	(D) CAP. OUTLAY	160,000	50,000

1	(E) DATA PROC.	0	0
2	(06) GRANTS/PATIENT SERVICES	16,053,714	16,053,714
3	(07) MENTAL HEALTH CTR TRANSFER	<u>2,653,236</u>	<u>2,653,236</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 91,958,301</u>	<u>\$ 92,957,201</u>

5

6 SECTION 6. APPROPRIATION - COMMUNITY MENTAL HEALTH CENTERS. There is

7 hereby appropriated, to the Department of Human Services - Division of

8 Behavioral Health, to be payable from the Mental Health Services Fund

9 Account, for state assistance to the community mental health centers of the

10 Department of Human Services - Division of Behavioral Health for the biennial

11 period ending June 30, 2007, the following:

12			
13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
15	(01) STATE ASSISTANCE	<u>\$ 8,180,603</u>	<u>\$ 8,180,603</u>

16

17 SECTION 7. APPROPRIATION - BLOCK GRANT - FEDERAL. There is hereby

18 appropriated, to the Department of Human Services - Division of Behavioral

19 Health, to be payable from the federal funds as designated by the Chief

20 Fiscal Officer of the State, for grant payments of the Department of Human

21 Services - Division of Behavioral Health for the biennial period ending June

22 30, 2007, the following:

23			
24	ITEM	FISCAL YEARS	
25	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
26	(01) MENTAL HEALTH BLOCK GRANT	<u>\$ 5,068,799</u>	<u>\$ 5,068,799</u>

27

28 SECTION 8. APPROPRIATION - TRACKING AND TREATMENT PROGRAM. There is hereby

29 appropriated, to the Department of Human Services - Division of Behavioral

30 Health, to be payable from the Mental Health Services Fund Account, for

31 tracking and treatment of persons suffering from mental illness and substance

32 abuse by the Department of Human Services - Division of Behavioral Health for

33 the biennial period ending June 30, 2007, the following:

34			
35	ITEM	FISCAL YEARS	
36	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>

1 (01) TRACKING & TREATMENT PROGRAM \$ 2,024,000 \$ 2,024,000

2

3 SECTION 9. APPROPRIATION - ACUTE MENTAL HEALTH SERVICES - PER CAPITA.

4 There is hereby appropriated, to the Department of Human Services - Division
 5 of Behavioral Health, to be payable from the Mental Health Services Fund
 6 Account, for acute mental health services within community-based settings of
 7 the catchment areas served by Community Mental Health Centers licensed and
 8 certified by the Division of Behavioral Health of the Department of Human
 9 Services for the biennial period ending June 30, 2007, the following:

10

11 ITEM	FISCAL YEARS	
12 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
13 (01) ACUTE MENTAL HEALTH SERVICES-PER		
14 CAPITA	\$ <u>3,500,000</u>	\$ <u>3,500,000</u>

15

16 SECTION 10. APPROPRIATION - DRUG COURT PROGRAMS. There is hereby
 17 appropriated, to the Department of Human Services - Division of Behavioral
 18 Health, to be payable from the MAGNUM Drug Court Fund, for State assistance
 19 and operation grants to Drug Court Programs for the biennial period ending
 20 June 30, 2007, the following:

21

22 ITEM	FISCAL YEARS	
23 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
24 (01) DRUG COURT PROGRAM - STATE ASSISTANCE		
25 AND OPERATION GRANTS	\$ <u>250,000</u>	\$ <u>250,000</u>

26

27 SECTION 11. APPROPRIATION - ALCOHOL AND DRUG ABUSE PREVENTION. There is
 28 hereby appropriated, to the Department of Human Services - Division of
 29 Behavioral Health, to be payable from the Drug Abuse Prevention and Treatment
 30 Fund, for education, drug abuse prevention and treatment services of the
 31 Department of Human Services - Division of Behavioral Health - Alcohol and
 32 Drug Abuse Prevention for the biennial period ending June 30, 2007, the
 33 following:

34

35 ITEM	FISCAL YEARS	
36 <u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>

1 (01) EDUCATION/PREVENTION/TREATMENT \$ 16,925,530 \$ 16,925,530

2

3 SECTION 12. APPROPRIATION - COMMUNITY ALCOHOL SAFETY. There is hereby
 4 appropriated, to the Department of Human Services - Division of Behavioral
 5 Health, to be payable from the Highway Safety Special Fund, for personal
 6 services and operating expenses of the Department of Human Services -
 7 Division of Behavioral Health - Community Alcohol Safety for the biennial
 8 period ending June 30, 2007, the following:

9

10 ITEM	FISCAL YEARS	
11 NO.	2005-2006	2006-2007
12 (01) REGULAR SALARIES	\$ 63,796	\$ 65,757
13 (02) PERSONAL SERVICES MATCHING	20,254	20,640
14 (03) MAINT. & GEN. OPERATION		
15 (A) OPER. EXPENSE	45,195	45,195
16 (B) CONF. & TRAVEL	8,298	8,298
17 (C) PROF. FEES	0	0
18 (D) CAP. OUTLAY	0	0
19 (E) DATA PROC.	0	0
20 (04) COMMUNITY ALCOHOL SAFETY GRANTS		
21 AND AID	<u>1,596,469</u>	<u>1,596,469</u>
22 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,734,012</u>	<u>\$ 1,736,359</u>

23

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

26 BEHAVIORAL MENTAL HEALTH SERVICES - ALLOCATION RESTRICTIONS. There is hereby
 27 allocated to the Community Mental Health Centers, as set out herein, the
 28 following amounts of the funds appropriated for State Assistance in the
 29 Behavioral Mental Health Services - Community Mental Health Centers
 30 appropriation, to the Department of Human Services - Behavioral Mental Health
 31 Services Division, there to be used as provided by law, for the biennial
 32 period ending June 30, ~~2005~~ 2007, the following:

33		Maximum Allocation	
34		Fiscal Years	
35 Item		2003-04	2004-05
36 NO.	Mental Health Center	<u>2005-06</u>	<u>2006-07</u>

1	(01) OZARK GUIDANCE CENTER, INC.	859,964	859,964
2		<u>\$1,073,206</u>	<u>\$1,073,206</u>
3	(02) OZARK COUNSELING SERVICES, INC.	310,180	310,180
4		<u>322,350</u>	<u>322,350</u>
5	(03) HEALTH RESOURCES OF ARKANSAS, INC. NORTH ARKANSAS		
6	HUMAN SERVICES SYSTEM, INC.	688,300	688,300
7		<u>680,250</u>	<u>680,250</u>
8	(04) COUNSELING SERVICES OF EASTERN		
9	ARKANSAS	538,004	538,004
10		<u>455,940</u>	<u>455,940</u>
11	(05) DELTA COUNSELING ASSOCIATES, INC.	306,618	306,618
12		<u>260,069</u>	<u>260,069</u>
13	(06) SOUTH ARKANSAS REGIONAL HEALTH		
14	CENTER	458,276	458,276
15		<u>382,289</u>	<u>382,289</u>
16	(07) SOUTHEAST ARKANSAS BEHAVIORAL		
17	HEALTHCARE SYS. INC.	508,316	508,316
18		<u>442,335</u>	<u>442,335</u>
19	(08) SOUTHWEST ARKANSAS COUNSELING &		
20	MENTAL HEALTH CENTER, INC.	395,442	395,442
21		<u>355,798</u>	<u>355,798</u>
22	(09) COMMUNITY COUNSELING SERVICES, INC.	495,184	495,184
23		<u>497,296</u>	<u>497,296</u>
24	(10) WESTERN ARK. COUNSELING &		
25	GUIDANCE CENTER	731,276	731,276
26		<u>733,788</u>	<u>733,788</u>
27	(11) COUNSELING ASSOCIATES, INC.	602,556	602,556
28		<u>657,741</u>	<u>657,741</u>
29	(12) COUNSELING CLINIC, INCORPORATED	228,861	228,861
30		<u>255,599</u>	<u>255,599</u>
31	(13) PROFESSIONAL COUNSELING ASSOCIATES	797,337	797,337
32		<u>743,898</u>	<u>743,898</u>
33	(14) LITTLE ROCK CMHC ASSOCIATES	623,384	623,384
34		<u>553,055</u>	<u>553,055</u>
35	(15) MID-SOUTH HEALTH SYSTEMS	838,183	838,183
36		<u>766,989</u>	<u>766,989</u>

1	TOTAL AMOUNT ALLOCATED	8,381,881	8,381,881
2		<u>\$8,180,603</u>	<u>\$8,180,603</u>

3 The provisions of this section shall be in effect only from July 1, 2003
 4 2005 through June 30, ~~2005~~ 2007.

5
 6 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 8 ~~BEHAVIORAL MENTAL~~ HEALTH SERVICES - ALLOCATION RESTRICTION AND TRANSFER
 9 PROVISION. Of the amounts allocated in the ~~BEHAVIORAL MENTAL~~ HEALTH SERVICES
 10 - ALLOCATION RESTRICTIONS section above, it is the intent of the General
 11 Assembly that such amounts are to be the maximum expended in the applicable
 12 fiscal year from the funds as appropriated for State Assistance in the
 13 ~~Behavioral Mental~~ Health Services - Community Mental Health Centers
 14 appropriation for the benefit of the appropriate program so enumerated.
 15 Provided, however, in the event that unforeseen circumstances occur in either
 16 fiscal year which would necessitate a transfer of the maximum allocation
 17 provided the ~~BEHAVIORAL MENTAL~~ HEALTH SERVICES - ALLOCATION RESTRICTIONS
 18 section above from one or more programs to another program or programs as
 19 enumerated in the ~~BEHAVIORAL MENTAL~~ HEALTH SERVICES - ALLOCATION RESTRICTIONS
 20 section above, the ~~Behavioral Mental~~ Health Services Division with the
 21 approval of the Director of the Department of Human Services shall make its
 22 request known, and the reasons thereof, to the Office of Budget, Department
 23 of Finance and Administration in such form and detail as may be required by
 24 the Chief Fiscal Officer of the State. If approved, such transfer approval
 25 shall be transmitted to the Bureau of Legislative Research who shall make a
 26 report of the transfer and the reasons thereof to the Arkansas Legislative
 27 Council at least quarterly.

28 The provisions of this section shall be in effect only from July 1, 2003
 29 2005 through June 30, ~~2005~~ 2007.

30
 31 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 33 ~~BEHAVIORAL MENTAL~~ HEALTH SERVICES - LEGISLATIVE AUDIT OF MENTAL HEALTH
 34 CENTERS. Every Mental Health Center eligible to receive any of the funds
 35 appropriated for State Assistance in the ~~Behavioral Mental~~ Health Services -
 36 Community Mental Health Centers appropriation in this Act shall, as a

1 condition of receiving any such funds, be subject to an annual audit of the
 2 overall operation of such Mental Health Center by the Division of Legislative
 3 Audit. The Mental Health Centers shall submit a budget to the Behavioral
 4 ~~Mental~~ Health Services Division, Department of Human Services, and the
 5 Arkansas Legislative Council and go through the budget procedures process in
 6 the same manner as State departments, agencies, institutions, boards and
 7 commissions. Budgets shall be submitted based on operating revenues and
 8 expenses of each Center and each Center shall provide information related to
 9 financial status requested by the Legislative Council and/or Joint Budget
 10 Committee.

11 The provisions of this section shall be in effect only from July 1, ~~2003~~
 12 2005 through June 30, ~~2005~~ 2007.

13
 14 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 16 BEHAVIORAL ~~MENTAL~~ HEALTH SERVICES - APPORTIONMENT OF FUNDS. All funds
 17 appropriated under the provisions of the State Assistance line item in the
 18 Behavioral ~~Mental~~ Health Services - Community Mental Health Centers
 19 appropriation in this Act shall be apportioned on the basis of three dollars
 20 and six cents (\$3.06) per capita for fiscal year ~~2003-2004~~ 2005-2006 and
 21 three dollars and six cents (\$3.06) per capita for fiscal year ~~2004-2005~~
 22 2006-2007 or so much thereof as funds shall become available. Additional
 23 funds shall be apportioned on the basis of fifty cents (\$.50) per capita or a
 24 one-to-one State/Local funds matching basis for both years of the biennial
 25 period ending June 30, ~~2005~~ 2007. The total \$8,180,603 ~~8,381,880~~ allocated
 26 for FY ~~2003-2004~~ 2005-2006 and \$8,180,603 ~~8,381,880~~ for FY ~~2004-2005~~ 2006-
 27 2007 shall be distributed to the community mental health centers as described
 28 in this section.

29 The provisions of this section shall be in effect only from July 1, ~~2003~~
 30 2005 through June 30, ~~2005~~ 2007.

31
 32 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 34 BEHAVIORAL ~~MENTAL~~ HEALTH SERVICES - GRANTS-IN-AID CONDITIONS FOR RECEIVING
 35 FUNDS. Only locally-operated Centers and Clinics licensed or certified by
 36 the Behavioral ~~Mental~~ Health Services Division are eligible to receive funds

1 appropriated for State Assistance in the Behavioral Mental Health Services -
2 Community Mental Health Centers appropriation in this Act, and as a condition
3 of receiving such funds they shall:

4 (1) Meet minimum standards of performance in the delivery of Mental Health
5 Services as defined by the Department of Human Services, Behavioral Mental
6 Health Services Division. Such standards will identify priority and/or
7 target populations to be served. The standards shall describe procedures for
8 assuring timely service delivery to clients who are within the custody of the
9 Department of Human Services when such clients are referred to a duly
10 certified center or clinic. Provided further, all such priorities, policies
11 and procedures shall be reviewed by the House Aging, Children & Youth,
12 Legislative and Military Affairs Committee and the Senate Children and Youth
13 Committee.

14 (2) Supply statistical data to the Department of Human Services,
15 Behavioral Mental Health Services Division.

16 (3) Establish and maintain a sound financial management system in
17 accordance with guidelines as set forth by the Department of Human Services,
18 Behavioral Mental Health Services Division.

19 (4) Establish and maintain community support programs designed to provide
20 coordinated care and treatment to ensure ongoing therapeutic involvement and
21 individualized treatment for persons with long-term, severe mental illness.
22 Every community support program shall use a coordinated case management
23 system and shall provide or assure access to services for persons with long-
24 term, severe mental illness who reside within the respective catchment area
25 of the Center. At a minimum, each community support program shall provide
26 assessment, diagnosis, identification of persons in need of services, case
27 management, crisis intervention, psychiatric treatment including medication
28 services and supervision, counseling and psychotherapy, activities of daily
29 living, housing, protection and advocacy, and psychosocial rehabilitation
30 which may include services provided by day treatment programs.

31 (5) The Board of Directors of each Center or Clinic licensed or certified
32 by the Department of Human Services, Behavioral Mental Health Services
33 Division, shall adopt and submit to the ~~Deputy~~ Director, Behavioral Mental
34 Health Services Division, in the form and according to the procedures
35 specified by the ~~Deputy~~ Director, Behavioral Mental Health Services Division,
36 an annual plan for the delivery of community support services for persons

1 with long-term, severe mental illness. Each Center's plan must be approved
2 by the ~~Deputy~~ Director, Behavioral Mental Health Services Division.

3 The provisions of this section shall be in effect only from July 1, 2003
4 2005 through June 30, ~~2005~~ 2007.

5

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

8 BEHAVIORAL MENTAL HEALTH SERVICES - FEDERAL FUNDS. It is the specific intent
9 of the General Assembly that in the event of the availability of federal
10 funding for the Division of Behavioral Mental Health Services during either
11 year of the biennial period ending June 30, ~~2005~~ 2007, that such funding be
12 utilized to conserve or reduce the expenditure of general revenue except
13 where prohibited by law.

14 The provisions of this section shall be in effect only from July 1, 2003
15 2005 through June 30, ~~2005~~ 2007.

16

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

19 BEHAVIORAL MENTAL HEALTH SERVICES. Pay rates for physicians and chief
20 psychologists within the Division of Behavioral Mental Health Services may
21 include the special allowances available to UAMS physicians and professional
22 faculty as described in the special language of the UAMS appropriation. Part
23 of the salaries of such staff will come from the receipt of professional
24 income in the care of patients and/or funds received from federal agencies,
25 foundations and other private sponsors in the support of research. Provided
26 that any such allowance shall not exceed, for any employee, an amount equal
27 to two and one half times the salary authorized by the General assembly. The
28 specific Division of Behavioral Mental Health classifications covered by this
29 language are:

30	Class Code	Title
31	6610	Psychiatric Specialist Supervisor
32	6617	Psychiatric Specialist
33	6621	Psychiatrist
34	6639	<u>Behavioral Mental</u> Health General Physician
35	6607	<u>Behavioral Mental</u> Health Services Chief Psychologist
36	Prior to these allowances being made available for an individual, they will	

1 be approved by the Chief Fiscal Officer of the State and reviewed by the
2 Personnel Committee of the Arkansas Legislative Council or the Joint Budget
3 Committee.

4 The provisions of this section shall be in effect only from July 1, ~~2003~~
5 2005 through June 30, ~~2005~~ 2007.

6
7 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

9 ~~BEHAVIORAL MENTAL~~ HEALTH SERVICES - VOCATIONAL TRAINEES. The Division of
10 Behavioral Mental Health Services of the Department of Human Services is
11 hereby authorized during the ~~2003-2005~~ 2005-2007 biennium to provide
12 employment opportunities for some of the working residents who are separate
13 from the currently authorized regular vocational trainee positions. The
14 positions authorized herein shall not be incorporated into the present
15 classification system but shall be provided for by each Community Mental
16 Health Center, or State Hospital, on a cash account basis. It is the intent
17 of the General Assembly that the authorization of these positions shall
18 facilitate the Agency's ability to provide for residents who are not part of
19 a regular vocational training program.

20 The provisions of this section shall be in effect only from July 1, ~~2003~~
21 2005 through June 30, ~~2005~~ 2007.

22
23 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

25 ~~BEHAVIORAL MENTAL~~ HEALTH SERVICES - JOB SHARE. The Division of Behavioral
26 ~~Mental~~ Health Services can utilize job share for positions within the nursing
27 classification (RN,LPN/LPTN,MHW/CNA) for up to 24 hours per week per
28 individual. This will allow the Division to offer weekend option shifts to
29 nursing personnel without increasing the number of positions.

30 The provisions of this section shall be in effect only from July 1, ~~2003~~
31 2005 through June 30, ~~2005~~ 2007.

32
33 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

35 ~~BEHAVIORAL-MENTAL~~ HEALTH SERVICES - STATE HOSPITAL CONTINGENCY POSITIONS. If
36 the Department of Human Services determines, and after prior review by the

1 Legislative Council, it shall be determined that it is in the best interest
2 of the State of Arkansas to discontinue a management contract with a private
3 provider and it is deemed necessary to utilize Department staff to provide
4 the required services, the Director of the Department of Human Services may
5 request the Department of Finance and Administration to approve the
6 establishment of one or more additional positions at salary rates not to
7 exceed the maximum salaries established for comparable positions in the
8 Uniform Classification and Compensation Act, the Department of Human
9 Services' Appropriation Act, and the University of Arkansas for Medical
10 Sciences' Appropriation Act. Upon approval by the Department of Finance and
11 Administration and after review by the Legislative Council, the Department of
12 Human Services, Division of Behavioral Mental Health Services may establish
13 such positions.

14 If the agency requests continuation of a "Growth Pool" position(s) as
15 established herein during the next biennium, the position(s) must be
16 requested as a new position(s) in the agencies biennial budget request.
17 The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005
18 through June 30, ~~2005~~ 2007.

19

20 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
22 HEALTH CENTER. (A) The Department of Human Services shall not close the
23 Arkansas Health Center that provides skilled nursing through specialized
24 services and programs.

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

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

32 (D) Determining the maximum amount of appropriation and general revenue
33 funding for a state agency each fiscal year is the prerogative of the General
34 Assembly. This is usually accomplished by delineating such maximums in the
35 appropriation act(s) for a state agency and the general revenue allocations
36 authorized for each fund and fund account by amendment to the Revenue

1 Stabilization law. Further, the General Assembly has determined that the
 2 Department of Human Services may operate more efficiently if some flexibility
 3 is provided to the Department of Human Services authorizing broad powers
 4 under this Section. Therefore, it is both necessary and appropriate that the
 5 General Assembly maintain oversight by requiring prior approval of the
 6 Legislative Council or Joint Budget Committee as provided by this section.
 7 The requirement of approval by the Legislative Council or Joint Budget
 8 Committee is not a severable part of this section. If the requirement of
 9 approval by the Legislative Council or Joint Budget Committee is ruled
 10 unconstitutional by a court of competent jurisdiction, this entire section is
 11 void.

12 The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005
 13 through June 30, ~~2005~~ 2007.

14
 15 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
 17 HELP – BEHAVIORAL HEALTH SERVICES. Employees in extra-help positions at the
 18 Department of Human Services – Behavioral Health Division may receive an
 19 amount not to exceed eighty-five percent (85%) of the maximum annual salary
 20 for a comparable position as authorized under § 21-5-201 et seq. during any
 21 fiscal year, nor shall such an employee be employed for a period of time to
 22 exceed one thousand eight hundred (1800) hours in any single fiscal year.
 23 The provisions of this section shall be in effect only from July 1, 2005
 24 through June 30, 2007.

25
 26 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
 28 PROVISIONS FOR SHIFT DIFFERENTIAL WEEKEND PAY, ANNUAL SALARY SURVEYS AND
 29 EXPERIENCE ADJUSTMENT FOR REGISTERED AND LICENSED PRACTICAL NURSES, MENTAL
 30 HEALTH WORKERS AND CERTIFIED NURSING ASSISTANTS WORKING. All Registered
 31 Nurse, Licensed Practical Nurse and Certified Nursing Assistant
 32 classifications employed in areas providing critical support and care to
 33 Patient Units at Arkansas State Hospital and Arkansas Health Center during
 34 evening and night shifts shall be eligible to receive up to twenty (20)
 35 percent of the hourly rate paid as a shift differential. All Registered
 36 Nurse, Licensed Practical Nurse and Certified Nursing Assistant

1 classifications required to provide critical and support care to Patient
 2 Units during weekend hours shall be eligible to receive up to twenty (20)
 3 percent of the hourly rate paid as a weekend differential. When facilities
 4 use shifts other than traditional eight-hour shifts, shift differential may
 5 be paid for those positions for shifts exceeding the normal day shift of the
 6 facility. When shift and weekend differentials are provided to employees as
 7 herein described, the total compensation may exceed the line item maximum
 8 salaries for those positions as included in this Act. The provisions of this
 9 section shall be in effect only from July 1, 2005 through June 30, 2007.

10
 11 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

13 ~~BEHAVIORAL MENTAL~~ HEALTH SERVICES - APPORTIONMENT OF FUNDS. Each Community
 14 Mental Health Center shall contract with one or more facilities of its choice
 15 (excluding Arkansas State Hospital) to provide the inpatient care for
 16 indigent patients which the Community Mental Health Center has determined to
 17 be necessary after prompt screening by the Community Mental Health Center.
 18 Payment for patients screened and approved by the Community Mental Health
 19 Center who receive care at these inpatient facilities shall be provided to
 20 the inpatient facilities at the contract rate unless the funds available for
 21 this purpose have been exhausted. Available funding as determined by the
 22 Director of the Department of Human Services shall be apportioned on a per
 23 capita basis up to a maximum of three dollars and forty-eight cents (\$3.48)
 24 per capita for fiscal year ~~2003-2004~~ 2005-2006 and three dollars and forty-
 25 eight cents (\$3.48) per capita for fiscal year ~~2004-2005~~ 2006-2007. The 2000
 26 federal population census shall be used in determining the population of each
 27 catchment area of the fifteen Community Mental Health Centers. All amounts
 28 appropriated under this section shall be used by Community Mental Health
 29 Centers for residents of each center's catchment area and such funds shall
 30 only be accessed as the payment of last resort.

31
 32 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

34 REPORTING. The Division of ~~Behavioral Mental~~ Health Services shall develop an
 35 evaluation and monitoring program that will assure all expenditures are made
 36 consistent with the intent of these appropriations. As a condition for

1 receiving funds under this Act, Community Mental Health Centers (CMHCs) shall
 2 report quarterly to the Division of Behavioral Mental Health Services the
 3 following data:

4 (1) the number of involuntary commitments and medically indigent admissions
 5 referred by CMHCs to community-based settings;

6 (2) the number of involuntary commitments and medically indigent admissions
 7 to community-based settings receiving assistance from the acute mental health
 8 services funds;

9 (3) the total number of acute bed days utilized by these involuntary
 10 commitments;

11 (4) the total number of bed days utilized by these medically indigent
 12 admissions;

13 (5) the average length of stay of admissions for these involuntary
 14 commitments per catchment area;

15 (6) the average length of stay of admissions for these medically indigent
 16 admissions per catchment area;

17 (7) the number of medically indigent admissions per catchment area unable to
 18 receive assistance from the acute mental health services funds due to such
 19 funds being depleted by prior admissions;

20 (8) the number of re-admissions per catchment area for involuntary
 21 commitments and medically indigent admissions to community-based settings
 22 receiving assistance from the acute mental health services; and

23 (9) identify any steps taken by CMHCs to improve access to acute mental
 24 health services.

25
 26 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ACUTE
 28 MENTAL HEALTH SERVICES – PER CAPITA – LEGISLATIVE FINDINGS AND INTENT. The
 29 General Assembly recognizes that the state encouraged the treatment of
 30 mentally ill residents within community-based settings over two decades ago
 31 and has taken various approaches to funding since then. The General Assembly
 32 also recognizes that there are inherent problems within the current public
 33 mental health system that create disincentives for proper treatment and care.
 34 The purpose of ~~this Act~~ the Acute Mental Health Services – Per Capita
 35 appropriation is to provide an appropriation for acute mental health services
 36 to be utilized within community-based settings for the treatment and care of

1 medically indigent persons 18 years of age and older and involuntary
 2 commitments to the public mental health system. The appropriation for acute
 3 mental health services provided in this Act shall only be used for Community
 4 Mental Health Centers licensed and certified by the Division of Behavioral
 5 ~~Mental Health Services~~ of the Department of Human Services for use within
 6 community-based settings and facilities.

7
 8 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DRUG
 10 COURT RULES AND REGULATIONS. The Department of Human Services - Division of
 11 Behavioral ~~Mental~~ Health Services shall develop administrative rules and
 12 regulations regarding the distribution of monies from the Magnum Drug Court
 13 Fund and shall submit such rules and regulations to the Arkansas Legislative
 14 Council or Joint Budget Committee for review.

15
 16 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY
 18 ALCOHOL SAFETY CARRY FORWARD. Such Community Alcohol Safety appropriation as
 19 is authorized in this Act which remains at the end of the first fiscal year
 20 of the biennium may be carried forward into the second fiscal year of the
 21 biennium there to be used for the same purposes.

22 The provisions of this section shall be in effect only from ~~July 1, 2003~~
 23 July 1, 2005 through ~~June 30, 2005~~ June 30, 2007.

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

34
 35 SECTION 32. LEGISLATIVE INTENT. It is the intent of the General Assembly
 36 that any funds disbursed under the authority of the appropriations contained

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

7
8 SECTION 33. EMERGENCY CLAUSE. It is found and determined by the General
9 Assembly, that the Constitution of the State of Arkansas prohibits the
10 appropriation of funds for more than a two (2) year period; that the
11 effectiveness of this Act on July 1, 2005 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 Regular Session, the delay in the effective
14 date of this Act beyond July 1, 2005 could work irreparable harm upon the
15 proper administration and provision of essential governmental programs.
16 Therefore, an emergency is hereby declared to exist and this Act being
17 necessary for the immediate preservation of the public peace, health and
18 safety shall be in full force and effect from and after July 1, 2005.

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