

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 *As Engrossed: S3/5/07 S3/19/07 S3/23/07 S3/26/07 S3/27/07 S3/28/07*

2 86th General Assembly

# A Bill

3 Regular Session, 2007

SENATE BILL 218

4  
5 By: Joint Budget Committee

## 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 HEALTH AND HUMAN SERVICES -  
12 DIVISION OF BEHAVIORAL HEALTH FOR THE BIENNIAL  
13 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER  
14 PURPOSES.

## Subtitle

18 AN ACT FOR THE DEPARTMENT OF HEALTH AND  
19 HUMAN SERVICES - DIVISION OF BEHAVIORAL  
20 HEALTH APPROPRIATION FOR THE 2007-2009  
21 BIENNIUM.

22  
23  
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

25  
26 *SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for*  
27 *the Department of Health and Human Services - Division of Behavioral Health*  
28 *for the 2007-2009 biennium, the following maximum number of regular employees*  
29 *whose salaries shall be governed by the provisions of the Uniform*  
30 *Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or*  
31 *its successor, and all laws amendatory thereto. Provided, however, that any*  
32 *position to which a specific maximum annual salary is set out herein in*  
33 *dollars, shall be exempt from the provisions of said Uniform Classification*  
34 *and Compensation Act. All persons occupying positions authorized herein are*  
35 *hereby governed by the provisions of the Regular Salaries Procedures and*  
36 *Restrictions Act (Arkansas Code §21-5-101), or its successor.*



|    |             |              |                                     |                  | <i>Maximum Annual</i> |                  |
|----|-------------|--------------|-------------------------------------|------------------|-----------------------|------------------|
|    |             |              |                                     | <i>Maximum</i>   | <i>Salary Rate</i>    |                  |
|    | <i>Item</i> | <i>Class</i> |                                     | <i>No. of</i>    | <i>Fiscal Years</i>   |                  |
|    | <i>No.</i>  | <i>Code</i>  | <i>Title</i>                        | <i>Employees</i> | <i>2007-2008</i>      | <i>2008-2009</i> |
| 6  | (1)         | 6610         | PSYCHIATRIC SPECIALIST SUPERVISOR   | 2                | \$157,513             | \$160,663        |
| 7  | (2)         | 6617         | PSYCHIATRIC SPECIALIST              | 2                | \$149,932             | \$152,930        |
| 8  | (3)         | 6623         | REHAB MED DIR ALCOHOL REHAB CNT-BEN | 1                | \$142,822             | \$145,678        |
| 9  | (4)         | 6621         | PSYCHIATRIST                        | 3                | \$142,822             | \$145,678        |
| 10 | (5)         | 7162         | DHS ADMR AR BEHAVIORAL HLTH STATE H | 1                | \$135,997             | \$138,716        |
| 11 | (6)         | 6639         | BEHAVIORAL HEALTH GENERAL PHYSICIAN | 7                | \$131,742             | \$134,376        |
| 12 | (7)         |              | REGISTERED PHARMACIST III           | 1                | \$128,249             | \$130,804        |
| 13 | (8)         |              | REGISTERED PHARMACIST II            | 3                | \$107,234             | \$109,378        |
| 14 | (9)         | 9408         | DHS CHIEF INFORMATION OFFICER       | 1                | \$102,821             | \$104,877        |
| 15 | (10)        | 9970         | DHS DEP DIR BEHAVIORAL HEALTH SERVI | 1                | \$102,714             | \$104,768        |
| 16 | (11)        | 9701         | HEALTH DIR ALCOL & DRUG ABUSE PREV  | 1                | \$95,371              | \$97,278         |
| 17 | (12)        | 9476         | AHC DIRECTOR OF NURSING             | 1                | \$91,134              | \$92,956         |
| 18 | (13)        | 8964         | DHS BEHAVIORAL HEALTH CENTER DIRECT | 1                | \$87,612              | \$89,364         |
| 19 | (14)        | 6607         | BEHAVIORAL HLTH SVCS CHIEF PSYCHOL  | 1                | \$87,486              | \$89,235         |
| 20 | (15)        | 9475         | AHC CLINICAL DIRECTOR               | 1                | \$85,042              | \$86,742         |
| 21 | (16)        | 9474         | AHC NURSING HOME ADMINISTRATOR      | 1                | \$85,042              | \$86,742         |
| 22 | (17)        | 8932         | BEHAVIORAL HEALTH ASST. DEP. DIR. A | 1                | \$84,017              | \$85,697         |
| 23 | (18)        | 8033         | DHS BEHAV. HLT. ASST. DIR. MANAGED  | 1                | \$84,014              | \$85,694         |
| 24 | (19)        | 8032         | DHS/BH ASST. DIR. ADMIN. SVCS.      | 1                | \$84,014              | \$85,694         |
| 25 | (20)        | 9407         | DHS HIPPA PRIVACY OFFICER           | 1                | \$73,470              | \$74,939         |
| 26 | (21)        | 8933         | DHS/DBHS ASST. DEP. DIR. PROGRAM DE | 1                | \$67,669              | \$69,022         |
| 27 | (22)        | 8934         | DHS/DBHS DEP. DIR. PROG. DEV.       | 1                | \$61,723              | \$62,957         |
| 28 | (23)        | L134         | PSYCHOLOGIST SUPERVISOR             | 3                |                       | GRADE 26         |
| 29 | (24)        | 017Z         | DHS/DYS ADMIN PROG COMPLIANCE       | 1                |                       | GRADE 26         |
| 30 | (25)        | L124         | PSYCHOLOGIST                        | 6                |                       | GRADE 25         |
| 31 | (26)        | 118Z         | DHS NURSING SERVICES ADMINISTRATOR  | 1                |                       | GRADE 25         |
| 32 | (27)        | 180Z         | BEHAVIORAL HEALTH ASSOC. DIR., AHC  | 1                |                       | GRADE 25         |
| 33 | (28)        | 397Z         | DHS/DCFS ADMIN COMMUNITY SVCS       | 1                |                       | GRADE 25         |
| 34 | (29)        | 474Z         | BEHAVIORAL HEALTH PSYCHOLOGIST ADM. | 1                |                       | GRADE 25         |
| 35 | (30)        | 188Z         | A&D ABUSE PREV ASST DEP DIR/DIR SVC | 1                |                       | GRADE 24         |
| 36 | (31)        | 871Z         | BEHAVIORAL HLT SOCIAL WORK ADM.     | 1                |                       | GRADE 24         |

|    |      |      |                                     |    |          |
|----|------|------|-------------------------------------|----|----------|
| 1  | (32) | L005 | PHARMACIST I                        | 1  | GRADE 24 |
| 2  | (33) | L096 | SR PHARMACIST                       | 1  | GRADE 24 |
| 3  | (34) | L112 | PSYCH RESIDENT                      | 2  | GRADE 24 |
| 4  | (35) | 361Z | HLTH MEDICAL CARE SVCS ADMR         | 2  | GRADE 24 |
| 5  | (36) | 870Z | BEHAVIORAL HLTH. FACILITY ADMINISTR | 3  | GRADE 23 |
| 6  | (37) | 923Z | DHS PRGM ADMINISTRATOR              | 6  | GRADE 23 |
| 7  | (38) | B040 | HLTH PUB HLTH LAB SECTION DIRECTOR  | 1  | GRADE 23 |
| 8  | (39) | R184 | NURSING SERVICES UNIT MANAGER       | 9  | GRADE 23 |
| 9  | (40) | D066 | SYSTEMS COORDINATION ANALYST II     | 1  | GRADE 22 |
| 10 | (41) | A088 | DHS FINANCIAL SECTION MANAGER       | 1  | GRADE 22 |
| 11 | (42) | B006 | SR EPIDEMIOLOGIST                   | 1  | GRADE 22 |
| 12 | (43) | 909Z | PROGRAM SUPPORT MANAGER             | 3  | GRADE 22 |
| 13 | (44) | L078 | NURSE SUPERVISOR                    | 22 | GRADE 22 |
| 14 | (45) | L074 | REGISTERED NURSE PRACTITIONER II    | 1  | GRADE 22 |
| 15 | (46) | M118 | DHS/DBHS DIR. OF COMM. SUPPORT PROG | 1  | GRADE 22 |
| 16 | (47) | R055 | HLTH PUB HLTH NURSING PROGRAM COORD | 1  | GRADE 22 |
| 17 | (48) | 699Z | DHS/DCO FIELD MANAGER               | 1  | GRADE 22 |
| 18 | (49) | R074 | BEHAVIORAL HLTH. COMM. SVCS. COORD. | 1  | GRADE 21 |
| 19 | (50) | L122 | PSYCHOLOGICAL EXAMINER II           | 5  | GRADE 21 |
| 20 | (51) | M051 | BEHAVIORAL HLTH DIR. OF SOCIAL SERV | 1  | GRADE 21 |
| 21 | (52) | L082 | NURSING SERVICES SPECIALIST         | 11 | GRADE 21 |
| 22 | (53) | L090 | OCCUPATIONAL THERAPY SUPERVISOR     | 2  | GRADE 21 |
| 23 | (54) | L030 | DIETARY SERVICES DIRECTOR           | 1  | GRADE 21 |
| 24 | (55) | A008 | ACCOUNTING SUPERVISOR II            | 3  | GRADE 21 |
| 25 | (56) | 892Z | DHS INSTITUTION BUSINESS MANAGER    | 1  | GRADE 21 |
| 26 | (57) | 480Z | BEHAVIORAL HEALTH PERSONNEL MANAGER | 2  | GRADE 21 |
| 27 | (58) | 697Z | DHS PRGM MANAGER                    | 2  | GRADE 21 |
| 28 | (59) | R298 | AGENCY PROGRAM COORDINATOR          | 1  | GRADE 21 |
| 29 | (60) | R326 | QUALITY ASSURANCE COORDINATOR       | 2  | GRADE 21 |
| 30 | (61) | T004 | AR BEHAVIORAL HLTH PUBLIC SAFETY DI | 1  | GRADE 20 |
| 31 | (62) | R145 | DHS PROGRAM COORDINATOR             | 3  | GRADE 20 |
| 32 | (63) | R266 | MANAGEMENT PROJECT ANALYST II       | 6  | GRADE 20 |
| 33 | (64) | W006 | BEHAVIORAL HEALTH REGISTRAR         | 1  | GRADE 20 |
| 34 | (65) | Y116 | MAINTENANCE SYSTEMS SUPV            | 1  | GRADE 20 |
| 35 | (66) | A006 | ACCOUNTING SUPERVISOR I             | 2  | GRADE 20 |
| 36 | (67) | E038 | NURSE INSTRUCTOR                    | 1  | GRADE 20 |

|    |       |      |                                     |    |          |
|----|-------|------|-------------------------------------|----|----------|
| 1  | (68)  | G214 | DIRECTOR MAINTENANCE                | 1  | GRADE 20 |
| 2  | (69)  | L070 | NURSE II                            | 62 | GRADE 20 |
| 3  | (70)  | M028 | COUNSELOR II                        | 2  | GRADE 20 |
| 4  | (71)  | L140 | SPEECH PATHOLOGIST II               | 2  | GRADE 20 |
| 5  | (72)  | M088 | SOCIAL WORKER II                    | 30 | GRADE 20 |
| 6  | (73)  | M127 | SR REHABILITATION COUNSELOR         | 1  | GRADE 20 |
| 7  | (74)  | Q046 | MEDICARE/MEDICAID SURVEY SPECIALIST | 1  | GRADE 20 |
| 8  | (75)  | L156 | HLTH PUB HLTH NURSE II              | 1  | GRADE 20 |
| 9  | (76)  | M128 | DHS/DDS PRGM COORDINATOR            | 1  | GRADE 20 |
| 10 | (77)  | W014 | DIRECTOR MEDICAL RECORDS            | 1  | GRADE 20 |
| 11 | (78)  | M086 | SOCIAL WORKER I                     | 3  | GRADE 19 |
| 12 | (79)  | M097 | VOLUNTEER PROGRAM DEVELOPER II      | 1  | GRADE 19 |
| 13 | (80)  | R030 | ASST PERSONNEL MANAGER              | 2  | GRADE 19 |
| 14 | (81)  | R084 | DHS STAFF SUPERVISOR                | 1  | GRADE 19 |
| 15 | (82)  | M056 | REHAB COUNSELOR III                 | 1  | GRADE 19 |
| 16 | (83)  | M019 | CHAPLAIN                            | 1  | GRADE 19 |
| 17 | (84)  | L028 | DIETICIAN                           | 1  | GRADE 19 |
| 18 | (85)  | L032 | HEALTH PROGRAM CONSULTANT           | 4  | GRADE 19 |
| 19 | (86)  | G026 | BLDG AND GROUNDS COORDINATOR        | 2  | GRADE 19 |
| 20 | (87)  | E042 | PUB HLTH EDUCATOR                   | 1  | GRADE 19 |
| 21 | (88)  | E118 | HABILITATION/REHAB INSTRUCTOR SUPV  | 1  | GRADE 19 |
| 22 | (89)  | V008 | BUYER III                           | 1  | GRADE 19 |
| 23 | (90)  | R168 | GRANTS COORDINATOR II               | 3  | GRADE 19 |
| 24 | (91)  | T055 | UNIFORM COMMANDER                   | 4  | GRADE 19 |
| 25 | (92)  | T074 | PUBLIC SAFETY DIRECTOR              | 1  | GRADE 19 |
| 26 | (93)  | R150 | RESEARCH PROJECT ANALYST            | 1  | GRADE 19 |
| 27 | (94)  | R264 | MANAGEMENT PROJECT ANALYST I        | 2  | GRADE 18 |
| 28 | (95)  | V006 | BUYER II                            | 1  | GRADE 18 |
| 29 | (96)  | V040 | PURCHASE AGENT II/PURCHASE AGENT    | 1  | GRADE 18 |
| 30 | (97)  | Y022 | STATIONARY ENGINEER SUPERVISOR      | 1  | GRADE 18 |
| 31 | (98)  | Y027 | ELECTRICIAN SUPERVISOR              | 1  | GRADE 18 |
| 32 | (99)  | Y081 | PLUMBER SUPERVISOR                  | 1  | GRADE 18 |
| 33 | (100) | W030 | RECORDS MANAGEMENT ANALYST II       | 1  | GRADE 18 |
| 34 | (101) | Y005 | AUTO/DIESEL MECHANIC SUPERVISOR     | 1  | GRADE 18 |
| 35 | (102) | Y017 | CARPENTER SUPERVISOR                | 1  | GRADE 18 |
| 36 | (103) | E050 | STAFF DEVELOPMENT SPECIALIST II     | 2  | GRADE 18 |

|    |       |      |                                     |    |          |
|----|-------|------|-------------------------------------|----|----------|
| 1  | (104) | A111 | ACCOUNTANT                          | 1  | GRADE 18 |
| 2  | (105) | E024 | INSTITUTIONAL INSTRUCTOR II         | 7  | GRADE 18 |
| 3  | (106) | G031 | CONSTRUCTION/MAINTENANCE PROJ EST   | 4  | GRADE 18 |
| 4  | (107) | H032 | FOOD PRODUCTION MANAGER             | 2  | GRADE 18 |
| 5  | (108) | L036 | CERTIFIED RESPIRATORY THERAPY TECH  | 1  | GRADE 18 |
| 6  | (109) | R134 | PLANNING SPECIALIST II              | 2  | GRADE 18 |
| 7  | (110) | M050 | RECREATIONAL ACTIVITY LEADER SUPV   | 3  | GRADE 18 |
| 8  | (111) | M075 | SOCIAL SERVICE REPRESENTATIVE II    | 2  | GRADE 18 |
| 9  | (112) | M082 | SOCIAL SERVICE WORKER III           | 8  | GRADE 18 |
| 10 | (113) | E072 | TRAINING INSTRUCTOR                 | 1  | GRADE 18 |
| 11 | (114) | R010 | ADMINISTRATIVE ASSISTANT II         | 18 | GRADE 17 |
| 12 | (115) | L117 | LPN/LPTN SUPERVISOR                 | 20 | GRADE 17 |
| 13 | (116) | G141 | WATER FILTER/WASTE DISPOS PLNT SUPV | 1  | GRADE 17 |
| 14 | (117) | G161 | GENERAL MAINTENANCE REPAIRMAN       | 9  | GRADE 17 |
| 15 | (118) | E086 | HABILITATION/REHAB INSTRUCTOR II    | 13 | GRADE 17 |
| 16 | (119) | A034 | FIELD AUDITOR                       | 1  | GRADE 17 |
| 17 | (120) | Y021 | STATIONARY ENGINEER                 | 4  | GRADE 17 |
| 18 | (121) | Y039 | HEATING & A/C MECHANIC              | 4  | GRADE 17 |
| 19 | (122) | Y053 | JOURNEYMAN CARPENTER                | 4  | GRADE 17 |
| 20 | (123) | Y055 | JOURNEYMAN ELECTRICIAN              | 6  | GRADE 17 |
| 21 | (124) | Y057 | JOURNEYMAN PAINTER                  | 3  | GRADE 17 |
| 22 | (125) | Y061 | JOURNEYMAN PLUMBER                  | 4  | GRADE 17 |
| 23 | (126) | Y065 | JOURNEYMAN LOCKSMITH                | 1  | GRADE 17 |
| 24 | (127) | W028 | RECORDS MANAGEMENT ANALYST I        | 4  | GRADE 17 |
| 25 | (128) | T049 | SECURITY OFFICER SUPERVISOR         | 2  | GRADE 17 |
| 26 | (129) | R166 | GRANTS COORDINATOR I                | 1  | GRADE 17 |
| 27 | (130) | M080 | SOCIAL SERVICE WK II/SOC SVC WK     | 1  | GRADE 17 |
| 28 | (131) | V030 | INVENTORY CONTROL MANAGER           | 1  | GRADE 17 |
| 29 | (132) | T037 | PUB SAFETY OFFICER II               | 18 | GRADE 16 |
| 30 | (133) | A053 | INSURANCE SPECIALIST II             | 3  | GRADE 16 |
| 31 | (134) | G167 | EXECUTIVE HOUSEKEEPER I             | 2  | GRADE 16 |
| 32 | (135) | G215 | MAJOR APPLIANCE REPAIRMAN           | 1  | GRADE 16 |
| 33 | (136) | L126 | PSYCHOLOGICAL INTERN                | 2  | GRADE 16 |
| 34 | (137) | L153 | X-RAY TECH SUPV/X-RAY TECH II       | 2  | GRADE 16 |
| 35 | (138) | L116 | LPN III/LPTN III                    | 95 | GRADE 16 |
| 36 | (139) | L115 | LPN II/LPTN II                      | 84 | GRADE 15 |

|    |       |      |                                     |    |          |
|----|-------|------|-------------------------------------|----|----------|
| 1  | (140) | K011 | ADMINISTRATIVE OFFICE SUPERVISOR    | 2  | GRADE 15 |
| 2  | (141) | M002 | ADMISSIONS INTERVIEWER SUPV         | 1  | GRADE 15 |
| 3  | (142) | M073 | SOCIAL SERVICE REPRESENTATIVE I     | 1  | GRADE 15 |
| 4  | (143) | M048 | RECREATIONAL ACTIVITY LEADER II     | 25 | GRADE 15 |
| 5  | (144) | R009 | ADMINISTRATIVE ASSISTANT I          | 8  | GRADE 15 |
| 6  | (145) | A108 | ACCOUNTING TECHNICIAN II            | 5  | GRADE 15 |
| 7  | (146) | A063 | PAYROLL OFFICER                     | 1  | GRADE 15 |
| 8  | (147) | T047 | SECURITY OFFICER III                | 19 | GRADE 15 |
| 9  | (148) | V051 | STOREROOM SUPV/STORE SUPV           | 2  | GRADE 15 |
| 10 | (149) | E084 | HABILITATION/REHAB INSTRUCTOR I     | 1  | GRADE 15 |
| 11 | (150) | L183 | OCCUPATIONAL THERAPY ASSISTANT      | 4  | GRADE 15 |
| 12 | (151) | V011 | CENTRAL SUPPLY SUPV                 | 1  | GRADE 15 |
| 13 | (152) | L184 | DIETETIC TECHNICIAN                 | 5  | GRADE 14 |
| 14 | (153) | K041 | EXECUTIVE SECY/ADMINISTRATIVE SECY  | 5  | GRADE 14 |
| 15 | (154) | K117 | MEDICAL OR LEGAL SECRETARY          | 23 | GRADE 14 |
| 16 | (155) | L113 | LPN I/LPTN I                        | 12 | GRADE 14 |
| 17 | (156) | L107 | PHYSICAL THERAPY WORKER             | 1  | GRADE 13 |
| 18 | (157) | L091 | OCCUPATIONAL THERAPY WORKER         | 3  | GRADE 13 |
| 19 | (158) | H049 | SUPERVISOR OF COOKING               | 4  | GRADE 13 |
| 20 | (159) | K153 | SECRETARY II                        | 10 | GRADE 13 |
| 21 | (160) | E027 | INSTITUTIONAL TEACHER ASSISTANT     | 2  | GRADE 13 |
| 22 | (161) | B049 | LABORATORY TECHNICIAN II            | 2  | GRADE 13 |
| 23 | (162) | G115 | NURSERY ASST & GROUNDSKEEPER SUPV   | 1  | GRADE 13 |
| 24 | (163) | G139 | WATER FILTER/WASTE DISPOS PLNT OPER | 2  | GRADE 13 |
| 25 | (164) | M047 | RECREATIONAL ACTIVITY LEADER I      | 3  | GRADE 13 |
| 26 | (165) | C013 | SWITCHBOARD OPERATOR SUPERVISOR     | 1  | GRADE 12 |
| 27 | (166) | K115 | STATISTICIAN ASST II/STATISTICIAN I | 2  | GRADE 12 |
| 28 | (167) | L020 | CERTIFIED NURSING ASSISTANT II      | 90 | GRADE 12 |
| 29 | (168) | K039 | DOCUMENT EXAMINER II                | 2  | GRADE 12 |
| 30 | (169) | K145 | CASHIER/CASHIER II                  | 1  | GRADE 12 |
| 31 | (170) | T045 | SECURITY OFFICER II                 | 1  | GRADE 12 |
| 32 | (171) | T013 | FIRE & SAFETY COORD                 | 1  | GRADE 12 |
| 33 | (172) | K089 | PERSONNEL ASSISTANT                 | 1  | GRADE 12 |
| 34 | (173) | V043 | SHIPPING & RECEIVING CLERK          | 3  | GRADE 11 |
| 35 | (174) | L018 | CERTIFIED NURSING ASSISTANT I       | 82 | GRADE 11 |
| 36 | (175) | K155 | SECRETARY I                         | 2  | GRADE 11 |

|    |       |      |                               |          |          |
|----|-------|------|-------------------------------|----------|----------|
| 1  | (176) | L101 | PHARMACY TECH                 | 1        | GRADE 11 |
| 2  | (177) | M001 | ADMISSIONS INTERVIEWER        | 2        | GRADE 11 |
| 3  | (178) | L181 | BEHAVIORAL HEALTH AIDE        | 43       | GRADE 11 |
| 4  | (179) | L097 | PHARMACY ASST                 | 3        | GRADE 10 |
| 5  | (180) | G006 | MOTOR VEHICLE OPERATOR        | 9        | GRADE 10 |
| 6  | (181) | H005 | BAKER II                      | 2        | GRADE 10 |
| 7  | (182) | H027 | COOK II                       | 7        | GRADE 10 |
| 8  | (183) | V029 | INVENTORY CONTROL CLERK       | 3        | GRADE 10 |
| 9  | (184) | V015 | CENTRAL SUPPLY TECHNICIAN     | 1        | GRADE 09 |
| 10 | (185) | C011 | SWITCHBOARD OPERATOR II       | 9        | GRADE 09 |
| 11 | (186) | K065 | MAIL OFFICER                  | 2        | GRADE 09 |
| 12 | (187) | H053 | FOOD SERVICE WORKER III       | 14       | GRADE 08 |
| 13 | (188) | G010 | LAUNDRY SUPERVISOR            | 1        | GRADE 08 |
| 14 | (189) | G045 | EQUIPMENT OPERATOR            | 2        | GRADE 08 |
| 15 | (190) | H025 | COOK I                        | 6        | GRADE 08 |
| 16 | (191) | L055 | MENTAL HEALTH WORKER          | 9        | GRADE 08 |
| 17 | (192) | G191 | CLOTHING SHOP OPERATOR        | 1        | GRADE 07 |
| 18 | (193) | G169 | CUSTODIAL SUPV I              | 2        | GRADE 06 |
| 19 | (194) | H043 | FOOD SERVICE WORKER II        | 38       | GRADE 05 |
| 20 | (195) | V049 | STOCK CLERK II                | 4        | GRADE 05 |
| 21 | (196) | Y095 | SEAMSTRESS II                 | 3        | GRADE 05 |
| 22 | (197) | H017 | CANTEEN OPER II/SNACKBAR OPER | 1        | GRADE 05 |
| 23 | (198) | G035 | CUSTODIAL WRKR II             | 35       | GRADE 04 |
| 24 | (199) | G008 | LAUNDRY WORKER                | 13       | GRADE 04 |
| 25 | (200) | G171 | CUSTODIAL WRKR I              | <u>1</u> | GRADE 03 |
| 26 |       |      | MAX. NO. OF EMPLOYEES         | 1,172    |          |

27

28 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the  
 29 Department of Health and Human Services - Division of Behavioral Health for  
 30 the 2007-2009 biennium, the following maximum number of part-time or  
 31 temporary employees, to be known as "Extra Help", payable from funds  
 32 appropriated herein for such purposes: *one hundred twenty-three (123)*  
 33 temporary or part-time employees, when needed, at rates of pay not to exceed  
 34 those provided in the Uniform Classification and Compensation Act, or its  
 35 successor, or this act for the appropriate classification.

36

1       SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,  
 2 to the Department of Health and Human Services - Division of Behavioral  
 3 Health, to be payable from the Mental Health Services Fund Account, for  
 4 personal services and operating expenses of the Department of Health and  
 5 Human Services - Division of Behavioral Health - State Operations for the  
 6 biennial period ending June 30, 2009, the following:

| 8  | ITEM                            | FISCAL YEARS          |                       |
|----|---------------------------------|-----------------------|-----------------------|
| 9  | NO.                             | 2007-2008             | 2008-2009             |
| 10 | (01) REGULAR SALARIES           | \$ 39,478,870         | \$ 39,552,552         |
| 11 | (02) EXTRA HELP                 | 2,668,889             | 2,668,889             |
| 12 | (03) PERSONAL SERVICES MATCHING | 14,092,440            | 14,112,944            |
| 13 | (04) OVERTIME                   | 1,386,342             | 1,386,342             |
| 14 | (05) MAINT. & GEN. OPERATION    |                       |                       |
| 15 | (A) OPER. EXPENSE               | 31,566,875            | 33,125,479            |
| 16 | (B) CONF. & TRAVEL              | 243,040               | 243,040               |
| 17 | (C) PROF. FEES                  | 7,379,419             | 7,379,419             |
| 18 | (D) CAP. OUTLAY                 | 0                     | 0                     |
| 19 | (E) DATA PROC.                  | 0                     | 0                     |
| 20 | (06) GRANTS/PATIENT SERVICES    | 16,639,855            | 17,627,439            |
| 21 | (07) MENTAL HEALTH CTR TRANSFER | <u>2,653,236</u>      | <u>2,653,236</u>      |
| 22 | TOTAL AMOUNT APPROPRIATED       | <u>\$ 116,108,966</u> | <u>\$ 118,749,340</u> |

23  
 24       SECTION 4. APPROPRIATION - COMMUNITY ALCOHOL SAFETY OPERATIONS. There is  
 25 hereby appropriated, to the Department of Health and Human Services -  
 26 Division of Behavioral Health, to be payable from the Highway Safety Special  
 27 Fund, for personal services and operating expenses of the Department of  
 28 Health and Human Services - Division of Behavioral Health - Community Alcohol  
 29 Safety Operations for the biennial period ending June 30, 2009, the  
 30 following:

| 32 | ITEM                            | FISCAL YEARS |           |
|----|---------------------------------|--------------|-----------|
| 33 | NO.                             | 2007-2008    | 2008-2009 |
| 34 | (01) REGULAR SALARIES           | \$ 64,521    | \$ 65,811 |
| 35 | (02) PERSONAL SERVICES MATCHING | 21,601       | 21,866    |
| 36 | (03) MAINT. & GEN. OPERATION    |              |           |



|   |  |                     |                     |
|---|--|---------------------|---------------------|
| 1 | (A) OPER. EXPENSE                        | 45,195              | 45,195              |
| 2 | (B) CONF. & TRAVEL                       | 8,298               | 8,298               |
| 3 | (C) PROF. FEES                           | 0                   | 0                   |
| 4 | (D) CAP. OUTLAY                          | 0                   | 0                   |
| 5 | (E) DATA PROC.                           | 0                   | 0                   |
| 6 | (04) COMMUNITY ALCOHOL SAFETY GRANTS AND |                     |                     |
| 7 | AID                                      | <u>3,396,469</u>    | <u>3,396,469</u>    |
| 8 | TOTAL AMOUNT APPROPRIATED                | <u>\$ 3,536,084</u> | <u>\$ 3,537,639</u> |

9

10 SECTION 5. APPROPRIATION - CANTEENS - CASH. There is hereby appropriated,  
 11 to the Department of Health and Human Services - Division of Behavioral  
 12 Health, to be payable from the cash fund deposited in the State Treasury as  
 13 determined by the Chief Fiscal Officer of the State, for operating expenses  
 14 of the Department of Health and Human Services - Division of Behavioral  
 15 Health - Canteens - Cash for the biennial period ending June 30, 2009, the  
 16 following:

| 18 | ITEM                         | FISCAL YEARS      |                   |
|----|------------------------------|-------------------|-------------------|
| 19 | <u>NO.</u>                   | <u>2007-2008</u>  | <u>2008-2009</u>  |
| 20 | (01) MAINT. & GEN. OPERATION |                   |                   |
| 21 | (A) OPER. EXPENSE            | \$ 174,048        | \$ 174,048        |
| 22 | (B) CONF. & TRAVEL           | 0                 | 0                 |
| 23 | (C) PROF. FEES               | 0                 | 0                 |
| 24 | (D) CAP. OUTLAY              | 0                 | 0                 |
| 25 | (E) DATA PROC.               | <u>0</u>          | <u>0</u>          |
| 26 | TOTAL AMOUNT APPROPRIATED    | <u>\$ 174,048</u> | <u>\$ 174,048</u> |

27

28 SECTION 6. APPROPRIATION - PATIENT BENEFITS - CASH. There is hereby  
 29 appropriated, to the Department of Health and Human Services - Division of  
 30 Behavioral Health, to be payable from the cash fund deposited in the State  
 31 Treasury as determined by the Chief Fiscal Officer of the State, for benefits  
 32 of the patients of the Department of Health and Human Services - Division of  
 33 Behavioral Health for the biennial period ending June 30, 2009, the  
 34 following:

| 36 | ITEM | FISCAL YEARS |  |
|----|------|--------------|--|
|----|------|--------------|--|

| 1 | <u>NO.</u>                | <u>2007-2008</u> | <u>2008-2009</u> |
|---|---------------------------|------------------|------------------|
| 2 | (01) PATIENT BENEFIT FUND | <u>\$ 75,000</u> | <u>\$ 75,000</u> |

3

4 SECTION 7. APPROPRIATION - COMMUNITY MENTAL HEALTH CENTERS. There is  
 5 hereby appropriated, to the Department of Health and Human Services -  
 6 Division of Behavioral Health, to be payable from the Mental Health Services  
 7 Fund Account, for state assistance to the Community Mental Health Centers by  
 8 the Department of Health and Human Services - Division of Behavioral Health  
 9 for the biennial period ending June 30, 2009, the following:

10

| 11 | ITEM                  | FISCAL YEARS        |                     |
|----|-----------------------|---------------------|---------------------|
| 12 | <u>NO.</u>            | <u>2007-2008</u>    | <u>2008-2009</u>    |
| 13 | (01) STATE ASSISTANCE | <u>\$ 8,780,603</u> | <u>\$ 8,780,603</u> |

14

15 SECTION 8. APPROPRIATION - BLOCK GRANT - FEDERAL. There is hereby  
 16 appropriated, to the Department of Health and Human Services - Division of  
 17 Behavioral Health, to be payable from the federal funds as designated by the  
 18 Chief Fiscal Officer of the State, for grant payments of the Department of  
 19 Health and Human Services - Division of Behavioral Health for the biennial  
 20 period ending June 30, 2009, the following:

21

| 22 | ITEM                           | FISCAL YEARS        |                     |
|----|--------------------------------|---------------------|---------------------|
| 23 | <u>NO.</u>                     | <u>2007-2008</u>    | <u>2008-2009</u>    |
| 24 | (01) MENTAL HEALTH BLOCK GRANT | <u>\$ 6,068,799</u> | <u>\$ 6,068,799</u> |

25

26 SECTION 9. APPROPRIATION - ACUTE MENTAL HEALTH SERVICES - PER CAPITA.  
 27 There is hereby appropriated, to the Department of Health and Human Services  
 28 - Division of Behavioral Health, to be payable from the Mental Health  
 29 Services Fund Account, for acute mental health services within community-  
 30 based settings of the catchment areas served by Community Mental Health  
 31 Centers licensed and certified by the Division of Behavioral Health of the  
 32 Department of Health and Human Services for the biennial period ending June  
 33 30, 2009, the following:

34

| 35 | ITEM       | FISCAL YEARS     |                  |
|----|------------|------------------|------------------|
| 36 | <u>NO.</u> | <u>2007-2008</u> | <u>2008-2009</u> |

1 (01) ACUTE MENTAL HEALTH SERVICES-PER  
 2 CAPITA \$ 5,750,000 \$ 5,750,000  
 3

4 SECTION 10. APPROPRIATION - ALCOHOL AND DRUG ABUSE PREVENTION. There is  
 5 hereby appropriated, to the Department of Health and Human Services -  
 6 Division of Behavioral Health, to be payable from the Drug Abuse Prevention  
 7 and Treatment Fund, for education, drug abuse prevention and treatment  
 8 services of the Department of Health and Human Services - Division of  
 9 Behavioral Health - Alcohol and Drug Abuse Prevention for the biennial period  
 10 ending June 30, 2009, the following:

| ITEM                                | FISCAL YEARS         |                      |
|-------------------------------------|----------------------|----------------------|
| <u>NO.</u>                          | <u>2007-2008</u>     | <u>2008-2009</u>     |
| (01) EDUCATION/PREVENTION/TREATMENT | <u>\$ 21,324,072</u> | <u>\$ 21,324,072</u> |

11  
 12  
 13  
 14  
 15  
 16 SECTION 11. APPROPRIATION - DRUG COURT PROGRAMS. There is hereby  
 17 appropriated, to the Department of Health and Human Services - Division of  
 18 Behavioral Health, to be payable from the MAGNUM Drug Court Fund, for state  
 19 assistance, operation grants, treatment and other expenses for Drug Court  
 20 Programs for the biennial period ending June 30, 2009, the following:

| ITEM   | FISCAL YEARS        |                     |
|--|---------------------|---------------------|
| <u>NO.</u>   | <u>2007-2008</u>    | <u>2008-2009</u>    |
| (01) DRUG COURT PROGRAMS - STATE ASSISTANCE,<br>OPERATION GRANTS, TREATMENTS AND OTHER<br>EXPENSES | <u>\$ 1,000,000</u> | <u>\$ 1,000,000</u> |

21  
 22  
 23  
 24  
 25  
 26  
 27  
 28 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 30 BEHAVIORAL HEALTH SERVICES - ALLOCATION RESTRICTIONS. There is hereby  
 31 allocated to the Community Mental Health Centers, as set out herein, the  
 32 following amounts of the funds appropriated for State Assistance in the  
 33 Behavioral Health Services - Community Mental Health Centers appropriation,  
 34 to the Department of Health and Human Services - Behavioral Health Services  
 35 Division, there to be used as provided by law, for the biennial period ending  
 36 June 30, ~~2007~~ 2009, the following:

| Item NO. | Mental Health Center  | Maximum Allocation     |                  |                        |                  |
|----------|---|------------------------|------------------|------------------------|------------------|
|          |   | Fiscal Years           |                  |                        |                  |
|          |   | <del>2005-06</del>     | <u>2007-08</u>   | <del>2006-07</del>     | <u>2008-09</u>   |
| (01)     | OZARK GUIDANCE CENTER, INC.                                   | <del>\$1,151,206</del> | <u>1,151,920</u> | <del>\$1,151,206</del> | <u>1,151,920</u> |
| (02)     | OZARK COUNSELING SERVICES, INC.                               | <del>345,750</del>     | <u>345,992</u>   | <del>345,750</del>     | <u>345,992</u>   |
| (03)     | HEALTH RESOURCES OF<br>ARKANSAS, INC.                         | <del>729,750</del>     | <u>730,142</u>   | <del>729,750</del>     | <u>730,142</u>   |
| (04)     | COUNSELING SERVICES OF<br>EASTERN ARKANSAS                    | <del>488,940</del>     | <u>489,381</u>   | <del>488,940</del>     | <u>489,381</u>   |
| (05)     | DELTA COUNSELING ASSOCIATES,<br>INC.                          | <del>279,089</del>     | <u>279,144</u>   | <del>279,089</del>     | <u>279,144</u>   |
| (06)     | SOUTH ARKANSAS REGIONAL<br>HEALTH CENTER                      | <del>409,889</del>     | <u>410,327</u>   | <del>409,889</del>     | <u>410,327</u>   |
| (07)     | SOUTHEAST ARKANSAS BEHAVIORAL<br>HEALTHCARE SYS. INC.         | <del>477,735</del>     | <u>474,778</u>   | <del>477,735</del>     | <u>474,778</u>   |
| (08)     | SOUTHWEST ARKANSAS COUNSELING<br>& MENTAL HEALTH CENTER, INC. | <del>382,198</del>     | <u>381,894</u>   | <del>382,198</del>     | <u>381,894</u>   |
| (09)     | COMMUNITY COUNSELING<br>SERVICES, INC.                        | <del>532,976</del>     | <u>533,770</u>   | <del>532,976</del>     | <u>533,770</u>   |
| (10)     | WESTERN ARK. COUNSELING &<br>GUIDANCE CENTER                  | <del>787,788</del>     | <u>787,607</u>   | <del>787,788</del>     | <u>787,607</u>   |
| (11)     | COUNSELING ASSOCIATES, INC.                                   | <del>705,741</del>     | <u>705,982</u>   | <del>705,741</del>     | <u>705,982</u>   |
| (12)     | COUNSELING CLINIC, INCORPORATED                               | <del>274,799</del>     | <u>274,345</u>   | <del>274,799</del>     | <u>274,345</u>   |
| (13)     | PROFESSIONAL COUNSELING<br>ASSOCIATES                         | <del>797,898</del>     | <u>798,459</u>   | <del>797,898</del>     | <u>798,459</u>   |
| (14)     | LITTLE ROCK CMHC  | <del>593,855</del>     | <u>593,619</u>   | <del>593,855</del>     | <u>593,619</u>   |
| (15)     | MID-SOUTH HEALTH SYSTEMS                                      | <del>822,989</del>     | <u>823,243</u>   | <del>822,989</del>     | <u>823,243</u>   |
|          | TOTAL AMOUNT ALLOCATED  |                        | \$8,780,603      |                        | \$8,780,603      |

The additional funding provided by this provision shall supplement and not supplant any monies currently funding state assistance to Community Mental Health Centers.

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

1 funding provided for these purposes be insufficient to provide for the  
2 increases in full, the increases shall be provided to the extent that funding  
3 is made available.

4 The provisions of this section shall be in effect only from July 1, ~~2005~~  
5 2007 through June 30, ~~2007~~ 2009.

6

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

9 BEHAVIORAL HEALTH SERVICES - ALLOCATION RESTRICTION AND TRANSFER PROVISION.

10 Of the amounts allocated in the BEHAVIORAL HEALTH SERVICES - ALLOCATION  
11 RESTRICTIONS section above, it is the intent of the General Assembly that  
12 such amounts are to be the maximum expended in the applicable fiscal year  
13 from the funds as appropriated for State Assistance in the Behavioral Health  
14 Services - Community Mental Health Centers appropriation for the benefit of  
15 the appropriate program so enumerated. Provided, however, in the event that  
16 unforeseen circumstances occur in either fiscal year which would necessitate  
17 a transfer of the maximum allocation provided the BEHAVIORAL HEALTH SERVICES  
18 - ALLOCATION RESTRICTIONS section above from one or more programs to another  
19 program or programs as enumerated in the BEHAVIORAL HEALTH SERVICES -  
20 ALLOCATION RESTRICTIONS section above, the Behavioral Health Services  
21 Division with the approval of the Director of the Department of Health and  
22 Human Services shall make its request known, and the reasons thereof, to the  
23 Office of Budget, Department of Finance and Administration in such form and  
24 detail as may be required by the Chief Fiscal Officer of the State. If  
25 approved, such transfer approval shall be transmitted to the Bureau of  
26 Legislative Research who shall make a report of the transfer and the reasons  
27 thereof to the Arkansas Legislative Council at least quarterly.

28 The provisions of this section shall be in effect only from July 1, ~~2005~~  
29 2007 through June 30, ~~2007~~ 2009.

30

31 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

33 BEHAVIORAL HEALTH SERVICES - LEGISLATIVE AUDIT OF MENTAL HEALTH CENTERS.

34 Every Mental Health Center eligible to receive any of the funds appropriated  
35 for State Assistance in the Behavioral Health Services - Community Mental  
36 Health Centers appropriation in this Act shall, as a condition of receiving

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

10 The provisions of this section shall be in effect only from July 1, ~~2005~~  
11 2007 through June 30, ~~2007~~ 2009.

12  
13 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

15 BEHAVIORAL HEALTH SERVICES - APPORTIONMENT OF FUNDS. All funds appropriated  
16 under the provisions of the State Assistance line item in the Behavioral  
17 Health Services - Community Mental Health Centers appropriation in this Act  
18 shall be apportioned on the basis of three dollars and six cents (\$3.06) per  
19 capita for fiscal year ~~2005-2006~~ 2007-2008 and three dollars and six cents  
20 (\$3.06) per capita for fiscal year ~~2006-2007~~ 2008-2009 or so much thereof as  
21 funds shall become available. Additional funds shall be apportioned on the  
22 basis of fifty cents (\$.50) per capita or a one-to-one State/Local funds  
23 matching basis for both years of the biennial period ending June 30, ~~2007~~  
24 2009. The total \$8,780,603 allocated for FY ~~2005-2006~~ 2007-2008 and  
25 \$8,780,603 for FY ~~2006-2007~~ 2008-2009 shall be distributed to the community  
26 mental health centers as described in this section.

27 The provisions of this section shall be in effect only from July 1, ~~2005~~  
28 2007 through June 30, ~~2007~~ 2009.

29  
30 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

32 BEHAVIORAL HEALTH SERVICES - GRANTS-IN-AID CONDITIONS FOR RECEIVING FUNDS.

33 Only locally-operated Centers and Clinics licensed or certified by the  
34 Behavioral Health Services Division are eligible to receive funds  
35 appropriated for State Assistance in the Behavioral Health Services -  
36 Community Mental Health Centers appropriation in this Act, and as a condition

1 of receiving such funds they shall:

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

12 (2) Supply statistical data to the Department of Health and Human  
13 Services, Behavioral Health Services Division.

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

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

29 (5) The Board of Directors of each Center or Clinic licensed or certified  
30 by the Department of Health and Human Services, Behavioral Health Services  
31 Division, shall adopt and submit to the Director, Behavioral Health Services  
32 Division, in the form and according to the procedures specified by the  
33 Director, Behavioral Health Services Division, an annual plan for the  
34 delivery of community support services for persons with long-term, severe  
35 mental illness. Each Center's plan must be approved by the Director,  
36 Behavioral Health Services Division.

1 The provisions of this section shall be in effect only from July 1, 2005  
2 2007 through June 30, ~~2007~~ 2009.

3  
4 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
6 BEHAVIORAL HEALTH SERVICES - FEDERAL FUNDS. It is the specific intent of the  
7 General Assembly that in the event of the availability of federal funding for  
8 the Division of Behavioral Health Services during either year of the biennial  
9 period ending June 30, ~~2007~~ 2009, that such funding be utilized to conserve  
10 or reduce the expenditure of general revenue except where prohibited by law.

11 The provisions of this section shall be in effect only from July 1, 2005  
12 2007 through June 30, ~~2007~~ 2009.

13  
14 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
16 BEHAVIORAL HEALTH SERVICES. Pay rates for physicians and chief psychologists  
17 within the Division of Behavioral Health Services may include the special  
18 allowances available to UAMS physicians and professional faculty as described  
19 in the special language of the UAMS appropriation. Part of the salaries of  
20 such staff will come from the receipt of professional income in the care of  
21 patients and/or funds received from federal agencies, foundations and other  
22 private sponsors in the support of research. Provided that any such  
23 allowance shall not exceed, for any employee, an amount equal to two and one  
24 half times the salary authorized by the General Assembly. The specific  
25 Division of Behavioral Health classifications covered by this language are:

| 26 | Class Code | Title   |
|----|------------|---|
| 27 | 6610       | Psychiatric Specialist Supervisor             |
| 28 | 6617       | Psychiatric Specialist                        |
| 29 | 6621       | Psychiatrist                                  |
| 30 | 6639       | Behavioral Health General Physician           |
| 31 | 6607       | Behavioral Health Services Chief Psychologist |

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

36 The provisions of this section shall be in effect only from July 1, 2005



1 2007 through June 30, ~~2007~~ 2009.

2

3 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
5 BEHAVIORAL HEALTH SERVICES - VOCATIONAL TRAINEES. The Division of Behavioral  
6 Health Services of the Department of Health and Human Services is hereby  
7 authorized during the ~~2005-2007~~ 2007-2009 biennium to provide employment  
8 opportunities for some of the working residents who are separate from the  
9 currently authorized regular vocational trainee positions. The positions  
10 authorized herein shall not be incorporated into the present classification  
11 system but shall be provided for by each Community Mental Health Center, or  
12 State Hospital, on a cash account basis. It is the intent of the General  
13 Assembly that the authorization of these positions shall facilitate the  
14 Agency's ability to provide for residents who are not part of a regular  
15 vocational training program.

16 The provisions of this section shall be in effect only from July 1, ~~2005~~  
17 2007 through June 30, ~~2007~~ 2009.

18

19 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
21 BEHAVIORAL HEALTH SERVICES - JOB SHARE. The Division of Behavioral Health  
22 Services can utilize job share for positions within the nursing  
23 classification (RN, LPN/LPTN, MHW/CNA) for up to 24 hours per week per  
24 individual. This will allow the Division to offer weekend option shifts to  
25 nursing personnel without increasing the number of positions.

26 The provisions of this section shall be in effect only from July 1, ~~2005~~  
27 2007 through June 30, ~~2007~~ 2009.

28

29 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
31 BEHAVIORAL HEALTH SERVICES - STATE HOSPITAL CONTINGENCY POSITIONS. If the  
32 Department of Health and Human Services determines, and after prior review by  
33 the Legislative Council, it shall be determined that it is in the best  
34 interest of the State of Arkansas to discontinue a management contract with a  
35 private provider and it is deemed necessary to utilize Department staff to  
36 provide the required services, the Director of the Department of Health and

1 Human Services may request the Department of Finance and Administration to  
2 approve the establishment of one or more additional positions at salary rates  
3 not to exceed the maximum salaries established for comparable positions in  
4 the Uniform Classification and Compensation Act, the Department of Health and  
5 Human Services' Appropriation Act, and the University of Arkansas for Medical  
6 Sciences' Appropriation Act. Upon approval by the Department of Finance and  
7 Administration and after review by the Legislative Council, the Department of  
8 Health and Human Services, Division of Behavioral Health Services may  
9 establish such positions.

10 If the agency requests continuation of a "Growth Pool" position(s) as  
11 established herein during the next biennium, the position(s) must be  
12 requested as a new position(s) in the agencies biennial budget request.  
13 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007  
14 through June 30, ~~2007~~ 2009.

15

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

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

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

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

1 and appropriate that the General Assembly maintain oversight by requiring  
2 prior approval of the Legislative Council or Joint Budget Committee as  
3 provided by this section. The requirement of approval by the Legislative  
4 Council or Joint Budget Committee is not a severable part of this section.  
5 If the requirement of approval by the Legislative Council or Joint Budget  
6 Committee is ruled unconstitutional by a court of competent jurisdiction,  
7 this entire section is void.

8 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007  
9 through June 30, ~~2007~~ 2009.

10  
11 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
13 HELP – BEHAVIORAL HEALTH SERVICES. Employees in extra-help positions at the  
14 Department of Health and Human Services – Behavioral Health Division may  
15 receive an amount not to exceed eighty-five percent (85%) of the maximum  
16 annual salary for a comparable position as authorized under § 21-5-201 et  
17 seq. during any fiscal year, nor shall such an employee be employed for a  
18 period of time to exceed one thousand eight hundred (1800) hours in any  
19 single fiscal year.

20 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007  
21 through June 30, ~~2007~~ 2009.

22  
23 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL  
25 PROVISIONS FOR SHIFT DIFFERENTIAL AND WEEKEND PAY FOR ~~PERSONNEL AT HUMAN~~  
26 ~~DEVELOPMENT CENTERS.~~ BEHAVIORAL HEALTH SHIFT DIFFERENTIAL. Personnel employed  
27 in areas providing critical support and care to Patient Units at the Arkansas  
28 State Hospital and Arkansas Health Center during evening and night shifts  
29 shall be eligible to receive up to twenty percent (20%) of the hourly rate  
30 paid as a shift differential. Personnel required to provide critical and  
31 support care to client units during weekend hours shall be eligible to  
32 receive up to twenty percent (20%) of the hourly rate paid as a weekend  
33 differential. When facilities use shifts other than traditional eight-hour  
34 shifts, shift differential may be paid for those shifts exceeding the normal  
35 day shift of the facility. When shift and weekend differentials are provided  
36 to employees as herein described, the total compensation may exceed the

1 maximum annual rate for the assigned pay grade for those positions included  
2 in this Act.

3  
4 The Agency shall identify the shift(s) and job classifications applicable for  
5 the differential and the shift differential percentage for which each  
6 classification is eligible within each shift. The shift schedule, job  
7 classification listing ~~the job titles~~ and the percentage of shift  
8 differential for which the job titles will be eligible shall be submitted to  
9 the Office of Personnel Management for approval by the Chief Fiscal Officer  
10 of the State. Subsequent changes to the shift schedule, job classifications  
11 and shift differential percentages must receive prior approval by the Chief  
12 Fiscal Officer of the State.

13  
14 The provisions of this section shall be in effect only from July 1, 2007  
15 through June 30, 2009.

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

19 BEHAVIORAL HEALTH SERVICES - APPORTIONMENT OF FUNDS. Each Community Mental  
20 Health Center shall contract with one or more facilities of its choice  
21 (excluding Arkansas State Hospital) to provide the inpatient care for  
22 indigent patients which the Community Mental Health Center has determined to  
23 be necessary after prompt screening by the Community Mental Health Center.  
24 Payment for patients screened and approved by the Community Mental Health  
25 Center who receive care at these inpatient facilities shall be provided to  
26 the inpatient facilities at the contract rate unless the funds available for  
27 this purpose have been exhausted. Available funding as determined by the  
28 Director of the Department of Health and Human Services shall be apportioned  
29 on a per capita basis up to a maximum of three dollars and forty-eight cents  
30 (\$3.48) per capita for fiscal year ~~2005-2006~~ 2007-2008 and three dollars and  
31 forty-eight cents (\$3.48) per capita for fiscal year ~~2006-2007~~ 2008-2009.  
32 The 2000 federal population census shall be used in determining the  
33 population of each catchment area of the fifteen Community Mental Health  
34 Centers. All amounts appropriated under this section shall be used by  
35 Community Mental Health Centers for residents of each center's catchment area  
36 and such funds shall only be accessed as the payment of last resort.

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

REPORTING. The Division of Behavioral Health Services shall develop an evaluation and monitoring program that will assure all expenditures are made consistent with the intent of these appropriations. As a condition for receiving funds under this Act, Community Mental Health Centers (CMHCs) shall report quarterly to the Division of Behavioral Health Services the following data:

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

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

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

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

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

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

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

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

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

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SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ACUTE MENTAL HEALTH SERVICES – PER CAPITA - LEGISLATIVE FINDINGS AND INTENT. The General Assembly recognizes that the state encouraged the treatment of mentally ill residents within community-based settings over two decades ago

1 and has taken various approaches to funding since then. The General Assembly  
2 also recognizes that there are inherent problems within the current public  
3 mental health system that create disincentives for proper treatment and care.  
4 The purpose of the Acute Mental Health Services – Per Capita appropriation is  
5 to provide an appropriation for acute mental health services to be utilized  
6 within community-based settings for the treatment and care of medically  
7 indigent persons 18 years of age and older and involuntary commitments to the  
8 public mental health system. The appropriation for acute mental health  
9 services provided in this Act shall only be used for Community Mental Health  
10 Centers licensed and certified by the Division of Behavioral Health of the  
11 Department of Health and Human Services for use within community-based  
12 settings and facilities.  
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14 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY  
16 ALCOHOL SAFETY CARRY FORWARD. Such Community Alcohol Safety appropriation as  
17 is authorized in this Act which remains at the end of the first fiscal year  
18 of the biennium may be carried forward into the second fiscal year of the  
19 biennium there to be used for the same purposes.  
20

21 Any carry forward of unexpended balance of appropriation and/or funding as  
22 authorized herein, may be carried forward under the following conditions:  
23

24 (1) Prior to June 30, 2008 the Agency shall by written statement set forth  
25 its reason(s) for the need to carry forward said appropriation and/or funding  
26 to the Department of Finance and Administration Office of Budget;  
27

28 (2) The Department of Finance and Administration Office of Budget shall  
29 report to the Arkansas Legislative Council all amounts carried forward from  
30 the first fiscal year of the biennium to the second fiscal year of the  
31 biennium by the September Arkansas Legislative Council or Joint Budget  
32 Committee meeting in the second fiscal year of the biennial period which  
33 report shall include the name of the Agency, Board, Commission or Institution  
34 and the amount of the appropriation and/or funding carried forward from the  
35 first fiscal year to the second fiscal year, the program name or line item,  
36 the funding source of that appropriation and a copy of the written request

1 set forth in (1) above;

2  
3 (3) Each Agency, Board, Commission or Institution shall provide a written  
4 report to the Arkansas Legislative Council or Joint Budget Committee  
5 containing all information set forth in item (2) above, along with a written  
6 statement as to the current status of the project, contract, purpose etc. for  
7 which the carry forward was originally requested no later than thirty (30)  
8 days prior to the time the Agency, Board, Commission or Institution presents  
9 its budget request to the Arkansas Legislative Council/Joint Budget  
10 Committee; and

11  
12 (4) Thereupon, the Department of Finance and Administration shall include all  
13 information obtained in item (3) above in the biennial budget manuals and/or  
14 a statement of non-compliance by the Agency, Board, Commission or  
15 Institution.

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17 The provisions of this section shall be in effect only from July 1, 2005  
18 2007 through June 30, ~~2007~~ 2009.

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20 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
22 BEHAVIORAL HEALTH SERVICES - PROCEEDS FOR SALES OF TIMBER AND HAY - CAPITAL  
23 IMPROVEMENTS AND EQUIPMENT. The Division of Behavioral Health Services is  
24 authorized to use administrative operating account for capital improvements  
25 to the physical plant, and for the purchase of capital equipment, and for the  
26 operation of the Arkansas Health Center, operated by the Department of Health  
27 and Human Services, Division of Behavioral Health Services. The funds shall  
28 be held by the Department of Health and Human Services, Division of  
29 Behavioral Health Services, from the proceeds of the sale of timber and hay  
30 that may be harvested from land owned by the Division of Behavioral Health  
31 Services. All funds deposited and all expenses shall be tracked separately.  
32 The harvesting of timber and hay is specifically authorized to provide funds  
33 to finance capital improvements to the physical plant, for the purchase of  
34 major capital equipment, and for the operation of the Arkansas Health Center.  
35 The Division of Behavioral Health Services shall report all income derived  
36 from the sale of timber and hay to the Chief Fiscal Officer of the State and

1 the Legislative Council. Any contracts initiated for the harvesting of  
2 timber and hay shall be submitted to the Review Subcommittee of the Arkansas  
3 Legislative Council for prior review. All expenditures of funds derived from  
4 the sale of timber and hay will be expended in accordance with relevant state  
5 purchasing laws.

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7 The provisions of this section shall be in effect only from July 1, 2007  
8 through June 30, 2009.

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10 *SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*  
11 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ACUTE*  
12 *MENTAL HEALTH SERVICES EMERGENCY RESERVE FUND. Of the total amount*  
13 *appropriated each fiscal year in Section 9 of this Act for Acute Mental*  
14 *Health Services - Per Capita, two hundred fifty thousand dollars (\$250,000)*  
15 *each fiscal year shall first be allocated and made available to the Little*  
16 *Rock Community Mental Health Center for Acute Mental Health Services. The*  
17 *remaining five million five hundred thousand dollars (\$5,500,000)*  
18 *appropriated each fiscal year shall be allocated and made available to the*  
19 *community mental health centers within community-based settings on a per-*  
20 *capita basis. The Division of Behavioral Health shall work with the community*  
21 *mental health centers to develop an equitable acute care distribution plan*  
22 *which considers utilization of State Hospital beds, clarifying target*  
23 *population, and other pertinent demographic factors to ensure maximum*  
24 *equitable utilization of public funds. The Division of Behavioral Health*  
25 *shall report this distribution plan to the Arkansas Legislative Council or*  
26 *Joint Budget Committee by July 1, 2008.*

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



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2 SECTION 32. LEGISLATIVE INTENT. It is the intent of the General Assembly  
3 that any funds disbursed under the authority of the appropriations contained  
4 in this act shall be in compliance with the stated reasons for which this act  
5 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
6 and Legislative Recommendations contained in the budget manuals prepared by  
7 the Department of Finance and Administration, letters, or summarized oral  
8 testimony in the official minutes of the Arkansas Legislative Council or  
9 Joint Budget Committee which relate to its passage and adoption.

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11 SECTION 33. EMERGENCY CLAUSE. It is found and determined by the General  
12 Assembly, that the Constitution of the State of Arkansas prohibits the  
13 appropriation of funds for more than a two (2) year period; that the  
14 effectiveness of this Act on July 1, 2007 is essential to the operation of  
15 the agency for which the appropriations in this Act are provided, and that in  
16 the event of an extension of the Regular Session, the delay in the effective  
17 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
18 proper administration and provision of essential governmental programs.  
19 Therefore, an emergency is hereby declared to exist and this Act being  
20 necessary for the immediate preservation of the public peace, health and  
21 safety shall be in full force and effect from and after July 1, 2007.

22  
23 */s/ Joint Budget Committee*  
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