

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

As Engrossed: H3/24/11 H3/29/11

# A Bill

HOUSE BILL 1263

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE  
10 DEPARTMENT OF HEALTH FOR THE FISCAL YEAR ENDING  
11 JUNE 30, 2012; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE DEPARTMENT OF HEALTH  
15 APPROPRIATION FOR THE 2011-2012 FISCAL  
16 YEAR.  
17  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
21

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
23 for the Department of Health - Operations for the 2011-2012 fiscal year, the  
24 following maximum number of regular employees.  
25

26				Maximum Annual	
27			Maximum	Salary Rate	
28	Item	Class	No. of	Fiscal Year	
29	No.	Code	Title	Employees	2011-2012
30	(1)	U026U	ADH DIRECTOR	1	\$208,575
31	(2)	U119U	DEPUTY DIRECTOR-PUBLIC HEALTH PROG	1	\$192,021
32	(3)	L003N	CHIEF PHYSICIAN SPECIALIST	1	GRADE N921
33	(4)	L002N	DEPUTY STATE HEALTH OFFICER	1	GRADE N921
34	(5)	L025N	SENIOR PHYSICIAN SPECIALIST	5	GRADE N920
35	(6)	L008N	PHYSICIAN SPECIALIST	3	GRADE N917
36	(7)	B017N	ADH CHIEF SCIENTIST	1	GRADE N916



1	(8)	L011N	DENTIST	1	GRADE N916
2	(9)	L014N	DIRECTOR OF PHARMACY	1	GRADE N914
3	(10)	N007N	ADH DEPUTY DIRECTOR ADMIN	1	GRADE N912
4	(11)	B001N	ADH SENIOR SCIENTIST	3	GRADE N912
5	(12)	L016N	REGISTERED PHARMACIST	6	GRADE N911
6	(13)	N017N	ADH CHIEF INFORMATION OFFICER	1	GRADE N910
7	(14)	N064N	ADH CENTER DIR-LOCAL PUBLIC HEALTH	2	GRADE N908
8	(15)	N065N	ADH CENTER DIRECTOR-HLTH PROTECTION	1	GRADE N908
9	(16)	N063N	ADH EPIDEMIOLOGY OFFICER	2	GRADE N908
10	(17)	B005N	VETERINARIAN	1	GRADE N907
11	(18)	N097N	ADH CHIEF FINANCIAL OFFICER	1	GRADE N906
12	(19)	G009N	ADH CHIEF LEGAL COUNSEL	1	GRADE N906
13	(20)	R001N	ADH CHIEF HUMAN RESOURCES OFFICER	1	GRADE N905
14	(21)	N104N	ADH DIRECTOR STAT & VITAL RECORDS	1	GRADE N905
15	(22)	B011N	ADH DIR ENGINEERING	1	GRADE N904
16	(23)	N118N	ADH DIR IN-HOME SERVICES	1	GRADE N904
17	(24)	L018N	NURSE PRACTITIONER	40	GRADE N904
18	(25)	L019N	ADH CHIEF EPIDEMIOLOGIST	2	GRADE N903
19	(26)	P002N	ADH DIRECTOR OF COMMUNICATIONS	1	GRADE N903
20	(27)	N148N	ADH GOVERNMENTAL AFFAIRS POLICY DIR	1	GRADE N902
21	(28)	N139N	MINORITY HLTH & HLTH DISPAR DIR	1	GRADE N902
22	(29)	G004C	MANAGING ATTORNEY	1	GRADE C129
23	(30)	A010C	AGENCY CONTROLLER II	1	GRADE C128
24	(31)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
25	(32)	L002C	NURSING DIRECTOR	2	GRADE C128
26	(33)	G026C	ADH ASSOC CENTER DIR-MGMT & OPS	4	GRADE C127
27	(34)	B011C	ADH CHIEF ENGINEER	2	GRADE C127
28	(35)	A014C	FISCAL DIVISION MANAGER	1	GRADE C127
29	(36)	L095C	ADH HOSPITAL & REGULATORY MANAGER	1	GRADE C126
30	(37)	G049C	ADH REGIONAL DIRECTOR	5	GRADE C126
31	(38)	G047C	ATTORNEY SPECIALIST	3	GRADE C126
32	(39)	B015C	ENGINEER SUPERVISOR	8	GRADE C126
33	(40)	L013C	ADH BRANCH MANAGER	1	GRADE C125
34	(41)	X013C	ENVIRONMENTAL HEALTH MANAGER	2	GRADE C125
35	(42)	L009C	NURSE MANAGER	3	GRADE C125
36	(43)	L017C	ADH AREA NURSING DIRECTOR	11	GRADE C124

1	(44)	L016C	ADH PUBLIC HEALTH ADMINISTRATOR	19	GRADE C124
2	(45)	D035C	COMPUTER SUPPORT MANAGER	1	GRADE C124
3	(46)	B023C	ENGINEER, P.E.	12	GRADE C124
4	(47)	L014C	HIPAA PROGRAM CONSULTANT	1	GRADE C124
5	(48)	D030C	INFORMATION SYSTEMS COORDINATOR	5	GRADE C124
6	(49)	L026C	ADH NURSING PROGRAM COORDINATOR	21	GRADE C123
7	(50)	L025C	ADH PUBLIC HEALTH SECTION CHIEF III	14	GRADE C123
8	(51)	M006C	ADH SOC SVC PROGRAM DIRECTOR	1	GRADE C123
9	(52)	R013C	AGENCY HUMAN RESOURCES MANAGER	2	GRADE C123
10	(53)	D040C	GIS ANALYST	1	GRADE C123
11	(54)	L023C	HEALTH FACILITIES SUPERVISOR	2	GRADE C123
12	(55)	G238C	LOCAL HEALTH UNIT ADMINISTRATOR III	3	GRADE C123
13	(56)	D039C	NETWORK SUPPORT SPECIALIST	6	GRADE C123
14	(57)	L022C	NURSING CLINIC COORDINATOR	65	GRADE C123
15	(58)	P004C	PUBLIC INFORMATION MANAGER	1	GRADE C123
16	(59)	L019C	REGISTERED NURSE COORDINATOR	7	GRADE C123
17	(60)	L030C	ADH DISTRICT MANAGER	16	GRADE C122
18	(61)	L029C	ADH PUBLIC HEALTH SECTION CHIEF II	6	GRADE C122
19	(62)	A044C	AUDIT COORDINATOR	1	GRADE C122
20	(63)	L028C	EPIDEMIOLOGIST	19	GRADE C122
21	(64)	B035C	GEOLOGY SUPERVISOR	1	GRADE C122
22	(65)	A052C	ACCOUNTING COORDINATOR	7	GRADE C121
23	(66)	X044C	ADH DIR PLUMBING INSPECTIONS	1	GRADE C121
24	(67)	X043C	ADH ENVIRONMENTAL SUPV	11	GRADE C121
25	(68)	B047C	ADH LABORATORY MANAGER	14	GRADE C121
26	(69)	L091C	ADH PUBLIC HEALTH SECTION CHIEF I	11	GRADE C121
27	(70)	D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE C121
28	(71)	X039C	DIRECTOR OF COSMETOLOGY BOARD	1	GRADE C121
29	(72)	B042C	ENGINEER	7	GRADE C121
30	(73)	B044C	HEALTH PHYSICIST SUPERVISOR	2	GRADE C121
31	(74)	M009C	LICENSED CERTIFIED SOCIAL WORKER	6	GRADE C121
32	(75)	G116C	LOCAL HEALTH UNIT ADMINISTRATOR II	21	GRADE C121
33	(76)	L035C	NUTRITIONIST CONSULTANT	12	GRADE C121
34	(77)	L034C	NUTRITIONIST SUPERVISOR	7	GRADE C121
35	(78)	V004C	PROCUREMENT MANAGER	2	GRADE C121
36	(79)	D052C	SOFTWARE SUPPORT ANALYST	29	GRADE C121

1	(80)	R019C	BUDGET MANAGER	1	GRADE C120
2	(81)	B051C	GEOLOGIST	2	GRADE C120
3	(82)	G143C	LOCAL HEALTH UNIT ADMINISTRATOR I	55	GRADE C120
4	(83)	L039C	NUTRITIONIST	37	GRADE C120
5	(84)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
6	(85)	L038C	REGISTERED NURSE	618	GRADE C120
7	(86)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
8	(87)	R021C	BUDGET ANALYST	24	GRADE C119
9	(88)	D063C	COMPUTER SUPPORT SPECIALIST	3	GRADE C119
10	(89)	S007C	DIRECTOR HVACR SECTION	1	GRADE C119
11	(90)	G147C	GRANTS COORDINATOR	2	GRADE C119
12	(91)	X067C	HEALTH FACILITIES SURVEYOR	8	GRADE C119
13	(92)	B063C	HEALTH PHYSICIST	14	GRADE C119
14	(93)	L043C	HEALTH PROGRAM SPECIALIST III	52	GRADE C119
15	(94)	A065C	PAYROLL SERVICES COORDINATOR	1	GRADE C119
16	(95)	X062C	QUALITY ASSURANCE COORDINATOR	4	GRADE C119
17	(96)	A060C	SENIOR AUDITOR	2	GRADE C119
18	(97)	B126C	SENIOR CHEMIST	15	GRADE C119
19	(98)	X060C	SENIOR ENVIRONMENTAL HEALTH SPECIAL	18	GRADE C119
20	(99)	B127C	SENIOR MICROBIOLOGIST	20	GRADE C119
21	(100)	L049C	DISEASE INTERVENTION SPEC SUPV	5	GRADE C118
22	(101)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
23	(102)	A074C	FISCAL SUPPORT SUPERVISOR	14	GRADE C118
24	(103)	L048C	HEALTH PROGRAM SPECIALIST II	44	GRADE C118
25	(104)	M026C	LICENSED SOCIAL WORKER	9	GRADE C118
26	(105)	D065C	NETWORK SUPPORT ANALYST	1	GRADE C118
27	(106)	X081C	PLUMBING/HVACR INSPECTOR SUPERVISOR	2	GRADE C118
28	(107)	D064C	WEBSITE DEVELOPER	1	GRADE C118
29	(108)	A082C	ACCOUNTANT II	3	GRADE C117
30	(109)	A081C	AUDITOR	1	GRADE C117
31	(110)	R027C	BUDGET SPECIALIST	10	GRADE C117
32	(111)	V013C	CENTRAL WAREHOUSE OPERATIONS MGR	2	GRADE C117
33	(112)	B081C	CHEMIST	15	GRADE C117
34	(113)	D071C	COMPUTER SUPPORT ANALYST	13	GRADE C117
35	(114)	L054C	EMERGENCY MEDICAL SERVICES SUPV	2	GRADE C117
36	(115)	X102C	ENVIRONMENTAL HEALTH SPECIALIST	125	GRADE C117

1	(116)	G180C	GRANTS ANALYST	8	GRADE C117
2	(117)	C017C	HEALTH ADMINISTRATIVE COORDINATOR	4	GRADE C117
3	(118)	B079C	HEALTH FACILITY LABORATORY SURVEYOR	3	GRADE C117
4	(119)	L053C	HEALTH PROGRAM SPECIALIST I	100	GRADE C117
5	(120)	R025C	HUMAN RESOURCES ANALYST	9	GRADE C117
6	(121)	S018C	HVACR MECHANICAL INSPECTOR	11	GRADE C117
7	(122)	B077C	MICROBIOLOGIST	24	GRADE C117
8	(123)	X096C	PLUMBING INSPECTOR	11	GRADE C117
9	(124)	E042C	PUBLIC HEALTH EDUCATOR SUPERVISOR	4	GRADE C117
10	(125)	B076C	RESEARCH PROJECT ANALYST	7	GRADE C117
11	(126)	E040C	STAFF DEVELOPMENT COORDINATOR	2	GRADE C117
12	(127)	C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
13	(128)	V014C	BUYER	1	GRADE C116
14	(129)	L058C	DISEASE INTERVENTION SPECIALIST	17	GRADE C116
15	(130)	E048C	EDUCATION & INSTRUCTION SPECIALIST	1	GRADE C116
16	(131)	B090C	ENGINEER TECHNICIAN	6	GRADE C116
17	(132)	R029C	HUMAN RESOURCES RECRUITER	1	GRADE C116
18	(133)	P031C	MEDIA SPECIALIST	1	GRADE C116
19	(134)	A084C	PROGRAM/FIELD AUDIT SPECIALIST	1	GRADE C116
20	(135)	E047C	PUBLIC HEALTH EDUCATOR	16	GRADE C116
21	(136)	P027C	PUBLIC INFORMATION SPECIALIST	15	GRADE C116
22	(137)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
23	(138)	C037C	ADMINISTRATIVE ANALYST	18	GRADE C115
24	(139)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
25	(140)	L063C	FAMILY CONSUMER SCIENCE SPECIALIST	33	GRADE C115
26	(141)	A091C	FISCAL SUPPORT ANALYST	14	GRADE C115
27	(142)	C030C	HEALTH RECORDS SPECIALIST	7	GRADE C115
28	(143)	R032C	HUMAN RESOURCES PROGRAM REPRESENTAT	6	GRADE C115
29	(144)	S033C	MAINTENANCE SUPERVISOR	1	GRADE C115
30	(145)	A090C	PAYROLL SERVICES SPECIALIST	4	GRADE C115
31	(146)	V015C	PURCHASING SPECIALIST	7	GRADE C115
32	(147)	S031C	SKILLED TRADESMAN	3	GRADE C115
33	(148)	M054C	SOCIAL SERVICE WORKER	1	GRADE C115
34	(149)	G202C	VOLUNTEER PROGRAM COORDINATOR	2	GRADE C115
35	(150)	S041C	BOILER OPERATOR	6	GRADE C114
36	(151)	S040C	CALIBRATION TECHNICIAN	3	GRADE C114

1	(152)	L065C	EMERGENCY MEDICAL SERVICES SPEC	6	GRADE C114
2	(153)	R036C	HUMAN RESOURCES SPECIALIST	3	GRADE C113
3	(154)	V020C	INVENTORY CONTROL MANAGER	6	GRADE C113
4	(155)	L069C	LICENSED PRACTICAL NURSE	192	GRADE C113
5	(156)	S046C	MAINTENANCE TECHNICIAN	3	GRADE C113
6	(157)	C044C	MEDICAL BILLING SPECIALIST	8	GRADE C113
7	(158)	C043C	RECORDS MANAGEMENT ANALYST	2	GRADE C113
8	(159)	C056C	ADMINISTRATIVE SPECIALIST III	155	GRADE C112
9	(160)	R037C	BENEFITS TECHNICIAN	2	GRADE C112
10	(161)	X174C	COSMETOLOGY INSPECTOR	5	GRADE C112
11	(162)	D088C	EMERGENCY COMMUNICATION SPECIALIST	7	GRADE C112
12	(163)	A098C	FISCAL SUPPORT SPECIALIST	16	GRADE C112
13	(164)	L073C	LACTATION CONSULTANT	7	GRADE C111
14	(165)	M078C	VOLUNTEER SERVICES COORDINATOR	6	GRADE C111
15	(166)	L077C	HEALTH SERVICES SPECIALIST II	504	GRADE C110
16	(167)	B111C	LABORATORY TECHNICIAN	20	GRADE C110
17	(168)	A100C	PAYROLL OFFICER	4	GRADE C110
18	(169)	V025C	WAREHOUSE SPECIALIST	3	GRADE C110
19	(170)	C073C	ADMINISTRATIVE SPECIALIST II	77	GRADE C109
20	(171)	C070C	DUPLICATION ASSISTANT	3	GRADE C109
21	(172)	C066C	PATIENT ACCOUNT SPECIALIST	15	GRADE C109
22	(173)	A102C	FISCAL SUPPORT TECHNICIAN	1	GRADE C108
23	(174)	L083C	HEALTH SERVICES SPECIALIST I	43	GRADE C108
24	(175)	S065C	MAINTENANCE ASSISTANT	2	GRADE C108
25	(176)	C087C	ADMINISTRATIVE SPECIALIST I	29	GRADE C106
26	(177)	V028C	WAREHOUSE WORKER	8	GRADE C106
27	(178)	L088C	NURSING AIDE/NURSING ASST I	28	GRADE C105
28	(179)	V030C	SHIPPING & RECEIVING CLERK	<u>1</u>	GRADE C105
29			MAX. NO. OF EMPLOYEES	3,100	

30

31 SECTION 2. REGULAR SALARIES - TRAUMA SYSTEM. There is hereby  
 32 established for the Department of Health - Trauma System for the 2011-2012  
 33 fiscal year, the following maximum number of regular employees.

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35

36

Maximum	Maximum Annual Salary Rate
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Item	Class	No. of	Fiscal Year	
No.	Code	Title	Employees	2011-2012
3	(1) L003N	CHIEF PHYSICIAN SPECIALIST	1	GRADE N921
4	(2) L013C	ADH BRANCH MANAGER	1	GRADE C125
5	(3) D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
6	(4) L025C	ADH PUBLIC HEALTH SECTION CHIEF III	2	GRADE C123
7	(5) L028C	EPIDEMIOLOGIST	1	GRADE C122
8	(6) L038C	REGISTERED NURSE	3	GRADE C120
9	(7) R021C	BUDGET ANALYST	1	GRADE C119
10	(8) L043C	HEALTH PROGRAM SPECIALIST III	2	GRADE C119
11	(9) L048C	HEALTH PROGRAM SPECIALIST II	2	GRADE C118
12	(10) E047C	PUBLIC HEALTH EDUCATOR	1	GRADE C116
13	(11) C056C	ADMINISTRATIVE SPECIALIST III	1	GRADE C112
14	(12) C073C	ADMINISTRATIVE SPECIALIST II	<u>2</u>	GRADE C109
15		MAX. NO. OF EMPLOYEES	18	

16

17 SECTION 3. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
18 the Department of Health for the 2011-2012 fiscal year, the following maximum  
19 number of part-time or temporary employees, to be known as "Extra Help",  
20 payable from funds appropriated herein for such purposes: two hundred  
21 twenty-nine (229) temporary or part-time employees, when needed, at rates of  
22 pay not to exceed those provided in the Uniform Classification and  
23 Compensation Act, or its successor, or this act for the appropriate  
24 classification.

25

26 SECTION 4. EXTRA HELP - TRAUMA SYSTEM. There is hereby authorized, for  
27 the Department of Health for the 2011-2012 fiscal year, the following maximum  
28 number of part-time or temporary employees, to be known as "Extra Help",  
29 payable from funds appropriated herein for such purposes: two (2) temporary  
30 or part-time employees, when needed, at rates of pay not to exceed those  
31 provided in the Uniform Classification and Compensation Act, or its  
32 successor, or this act for the appropriate classification.

33

34 SECTION 5. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
35 to the Department of Health, to be payable from the paying account as  
36 determined by the Chief Fiscal Officer of the State, for personal services

1 and operating expenses of the Department of Health - Operations for the  
2 fiscal year ending June 30, 2012, the following:

3	4 ITEM	FISCAL YEAR
5	<u>NO.</u>	<u>2011-2012</u>
6	(01) REGULAR SALARIES	\$131,373,924
7	(02) EXTRA HELP	1,546,737
8	(03) PERSONAL SERVICES MATCHING	42,056,353
9	(04) OVERTIME	250,000
10	(05) MAINT. & GEN. OPERATION	
11	(A) OPER. EXPENSE	82,289,627
12	(B) CONF. & TRAVEL	1,504,285
13	(C) PROF. FEES	57,070,160
14	(D) CAP. OUTLAY	1,500,000
15	(E) DATA PROC.	0
16	(06) ADH GRANTS & AID	27,791,897
17	(07) REFUNDS/REIMBURSEMENTS	11,613
18	(08) ARRA 2009	<u>7,261,248</u>
19	TOTAL AMOUNT APPROPRIATED	<u>\$352,655,844</u>

20

21 SECTION 6. APPROPRIATION - TRAUMA SYSTEM. There is hereby  
22 appropriated, to the Department of Health, to be payable from the Public  
23 Health Fund, for personal services and operating expenses of the Department  
24 of Health - Trauma System for the fiscal year ending June 30, 2012, the  
25 following:

26

27	ITEM	FISCAL YEAR
28	<u>NO.</u>	<u>2011-2012</u>
29	(01) REGULAR SALARIES	\$989,174
30	(02) EXTRA HELP	75,000
31	(03) PERSONAL SERVICES MATCHING	295,258
32	(04) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	355,545
34	(B) CONF. & TRAVEL	50,000
35	(C) PROF. FEES	0
36	(D) CAP. OUTLAY	0



1	(E) DATA PROC.	0
2	(05) TRAUMA SYSTEM EXPENSES	<u>31,368,258</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$33,133,235</u>

4

5 SECTION 7. APPROPRIATION - HEALTH BUILDING AND LOCAL HEALTH GRANT

6 TRUST. There is hereby appropriated, to the Department of Health, to be

7 payable from the State Health Building and Local Grant Trust Fund, for

8 acquisition, construction, and improvement of the State Health Building and

9 grants to local health units for construction, expansion, and renovation by

10 the Department of Health - Health Building and Local Health Grant Trust for

11 the fiscal year ending June 30, 2012, the following:

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2011-2012</u>
15	(01) HEALTH BUILDING ACQUISITION,	
16	CONSTRUCTION & RENOVATION &	
17	GRANTS TO LOCAL HEALTH UNITS	<u>\$2,318,000</u>

18

19 SECTION 8. APPROPRIATION - EMERGENCY MEDICAL SERVICES AND TRAUMA.

20 There is hereby appropriated, to the Department of Health, to be payable from

21 the EMS Enhancement Revolving Fund, for grants to licensed Emergency Medical

22 Services, administrative costs of administering the grant program, staff

23 training, education, equipment and supplies, upgrading and instituting

24 educational EMS training programs, special projects, instituting and

25 maintaining a Trauma System and Registry, inspection and licensure of

26 ambulance services, registering EMS vehicles and for other purposes as

27 provided by law of the Department of Health - Emergency Medical Services and

28 Trauma for the fiscal year ending June 30, 2012, the following:

30	ITEM	FISCAL YEAR
31	<u>NO.</u>	<u>2011-2012</u>
32	(01) EMERG MEDICAL SRVS/TRAUMA SYS EXP	<u>\$9,728</u>

33

34 SECTION 9. APPROPRIATION - INFORMATION TECHNOLOGY INITIATIVES. There

35 is hereby appropriated, to the Department of Health, to be payable from the

36 Health Department Technology Fund, for Information Technology Initiative

1 activities of the Department of Health - Information Technology Initiatives  
 2 for the fiscal year ending June 30, 2012, the following:

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2011-2012</u>
6 (01) INFORMATION TECHNOLOGY INITIATIVES	<u>\$984,287</u>

7  
 8 SECTION 10. APPROPRIATION - NUCLEAR PLANNING GRANTS. There is hereby  
 9 appropriated, to the Department of Health, to be payable from the Arkansas  
 10 Nuclear Planning and Response Fund, for grants and aid for Nuclear Planning  
 11 by the Department of Health - Nuclear Planning Grants for the fiscal year  
 12 ending June 30, 2012, the following:

14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2011-2012</u>
16 (01) GRANTS FOR NUCLEAR PLANNING	<u>\$375,000</u>

17  
 18 SECTION 11. APPROPRIATION - RURAL HEALTH FACILITIES. There is hereby  
 19 appropriated, to the Department of Health, to be payable from the Rural  
 20 Health Services Revolving Fund, for grants and aid for Rural Health  
 21 Facilities by the Department of Health - Rural Health Facilities for the  
 22 fiscal year ending June 30, 2012, the following:

24 ITEM	FISCAL YEAR
25 <u>NO.</u>	<u>2011-2012</u>
26 (01) RURAL HEALTH FACILITIES GRANTS & AID	<u>\$1,087,000</u>

27  
 28 SECTION 12. APPROPRIATION - EMERGENCY MEDICAL SERVICES. There is  
 29 hereby appropriated, to the Department of Health, to be payable from the  
 30 Emergency Medical Services Revolving Fund, for Emergency Medical Services  
 31 operating expenses of the Department of Health - Emergency Medical Services  
 32 for the fiscal year ending June 30, 2012, the following:

34 ITEM	FISCAL YEAR
35 <u>NO.</u>	<u>2011-2012</u>
36 (01) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	\$42,000
2	(B) CONF. & TRAVEL	0
3	(C) PROF. FEES	0
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u><u>\$42,000</u></u>

7

8 SECTION 13. APPROPRIATION - RURAL PHYSICIAN INCENTIVES. There is  
 9 hereby appropriated, to the Department of Health, to be payable from the  
 10 Rural Physician Incentive Revolving Fund, for grants and aid for Rural  
 11 Physician Incentives by the Department of Health - Rural Physician Incentives  
 12 for the fiscal year ending June 30, 2012, the following:

13

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2011-2012</u>
16	(01) RURAL PHYSICIAN INCENTIVE GRANTS AND	
17	AID	<u><u>\$990,000</u></u>

18

19 SECTION 14. APPROPRIATION - WIC FOOD INSTRUMENTS - CASH. There is  
 20 hereby appropriated, to the Department of Health, to be payable from cash  
 21 funds as defined by Arkansas Code 19-4-801 of the Department of Health, for  
 22 Women, Infant, Children's Food Instruments of the Department of Health - WIC  
 23 Food Instruments - Cash for the fiscal year ending June 30, 2012, the  
 24 following:

25

26	ITEM	FISCAL YEAR
27	<u>NO.</u>	<u>2011-2012</u>
28	(01) WIC FOOD INSTRUMENTS	<u><u>\$100,774,497</u></u>

29

30 SECTION 15. APPROPRIATION - BREAST CANCER - CASH. There is hereby  
 31 appropriated, to the Department of Health, to be payable from cash funds as  
 32 defined by Arkansas Code 19-4-801 of the Department of Health, for the Breast  
 33 Care Program of the Department of Health - Breast Cancer - Cash for the  
 34 fiscal year ending June 30, 2012, the following:

35

36	ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2011-2012</u>
2	(01) ADH BREAST CANCER	<u>\$25,000</u>

3

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

6 TECHNOLOGY REVIEW. The Arkansas Department of Health shall seek approval of  
7 the state Chief Information Officer and the review and advice of the Joint  
8 Committee on Advanced Communications and Information Technology prior to  
9 entering into any technology contract or technology project regarding the  
10 appropriation for Information Technology Initiatives.

11 The provisions of this section shall be in effect only from July 1,  
12 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

13

14 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PATIENT  
16 CARE PROVIDERS - COMPENSATION, REQUIRED WITHHOLDING, FRINGE BENEFITS. The  
17 Arkansas Department of Health, at its discretion, is authorized to contract  
18 with intermittent Patient Care Providers in order to provide services in the  
19 home. For all purposes, these Patient Care Providers shall be considered  
20 independent contractors. The Department is authorized to pay compensation  
21 which may include state withholding, federal withholding, required matching,  
22 and other fringe benefits to contract Patient Care Providers. However,  
23 compensation shall not include state retirement or health benefits. The  
24 compensation shall be made from the appropriation for Professional Fees and  
25 Services.

26 The provisions of this section shall be in effect only from July 1,  
27 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

28

29 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
31 OF FUNDS - HOME HEALTH. The Disbursing Officer for the Arkansas Department of  
32 Health is hereby authorized to transfer all unexpended funds relative to the  
33 Home Health Services that pertain to reimbursement, as certified by the Chief  
34 Fiscal Officer of the State, to be carried forward and made available for  
35 expenditures for the same purpose for the fiscal ~~years~~ year ending June 30,  
36 ~~2010 2012, and June 30, 2011 2013~~. It is the intent of the General Assembly

1 that with approval of the Arkansas Legislative Council or Joint Budget  
2 Committee that the Arkansas Department of Health shall have the authority to  
3 transfer funds from the fund balance of the Home Health appropriation.

4 Any carry forward of unexpended balance of funding as authorized herein, may  
5 be carried forward under the following conditions:

6 (1) Prior to June 30, ~~2010~~ 2012 the Agency shall by written statement set  
7 forth its reason(s) for the need to carry forward said funding to the  
8 Department of Finance and Administration Office of Budget;

9 (2) The Department of Finance and Administration Office of Budget shall  
10 report to the Arkansas Legislative Council all amounts carried forward by the  
11 September Arkansas Legislative Council or Joint Budget Committee meeting  
12 which report shall include the name of the Agency, Board, Commission or  
13 Institution and the amount of the funding carried forward, the program name  
14 or line item, the funding source and a copy of the written request set forth  
15 in (1) above;

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

24 (4) Thereupon, the Department of Finance and Administration shall include all  
25 information obtained in item (3) above in the budget manuals and/or a  
26 statement of non-compliance by the Agency, Board, Commission or Institution.

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

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

7  
8 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOME  
10 HEALTH POSITION POOL. As need for services increase and additional services  
11 are implemented to better provide for the in-home health care needs of the  
12 citizens of the State of Arkansas, the Director of the Arkansas Department of  
13 Health may request the Department of Finance and Administration to approve  
14 the establishment of additional positions at salary rates not to exceed the  
15 maximum salaries established for comparable positions in the Uniform  
16 Classification and Compensation Act. Upon approval of the Legislative  
17 Council, the Arkansas Department of Health - Section of In-Home Services may  
18 establish such positions.

19 (a) The following maximum number of such additional positions are hereby  
20 established for the Section of In-Home Services:

21 Maximum number of positions: 250

22 (b) In the event that new classifications are deemed necessary for any of  
23 these additional positions, the Department of Finance and Administration -  
24 Office of Personnel Management shall assign the appropriate title and grade  
25 after review by the Arkansas Legislative Council.

26 (c) If the agency requests continuation of a "Growth Pool" position(s) as  
27 established herein, the position(s) must be requested as a new position(s) in  
28 the agency's budget request.

29 The provisions of this section shall be in effect only from July 1,  
30 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

31  
32 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOME  
34 HEALTH ON-CALL AND VISIT PAY. The Arkansas Department of Health is hereby  
35 authorized to compensate the following personnel responsible for providing  
36 in-home health care as necessary to maintain continuity of care outside

1 routine working hours on weekdays and on weekends or holidays:  
2 Area Nursing Director  
3 Nursing Program Coordinator  
4 ~~Nursing Services Specialist~~  
5 Registered Nurse  
6 Speech Pathologist  
7 Physical Therapist  
8 Licensed Social Worker  
9 Occupational Therapist  
10 ~~Nursing Manager~~  
11 Nurse Manager  
12 Licensed Practical Nurse  
13 ~~Public Health Technician~~  
14 Nursing Aide  
15 Licensed Certified Social Worker

16 Visit pay shall not exceed \$75 per visit. Employees requested to be on-call  
17 and/or on standby for visiting on nights, weekends, and/or holidays will be  
18 eligible to receive on-call pay not to exceed \$60 per day. Provided however,  
19 no compensation shall be paid to any employee required to be on-call and/or  
20 standby who fails to respond after the second notification that their  
21 services are needed. In the event of equipment or paging device malfunction,  
22 such penalty shall not apply. All compensated services shall be provided as  
23 directed by the Arkansas Department of Health. All visit and on-call pay  
24 shall be paid from funds as appropriated in this Act. Such compensation for  
25 visit and on-call pay, when added to the employee's regular salary and  
26 benefits, shall not be construed as exceeding the maximum annual salary as  
27 described in the General Accounting and Budgetary Procedures Act.

28 The provisions of this section shall be in effect only from July 1,  
29 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

30

31 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NUCLEAR  
33 DISASTER PLANNING GRANTS. The funds appropriated for Grants for Nuclear  
34 Planning shall be disbursed to those counties in this State which are  
35 required by state or federal regulation to maintain a Radiological Response  
36 Plan because of their close proximity to a nuclear electricity generating

1 facility, and shall be issued solely for the purpose of defraying the cost of  
2 preparing for and participating in actual nuclear disaster incidents or  
3 practice nuclear disaster exercises. Each county shall be eligible for that  
4 proportion of these funds as is determined fair and necessary under  
5 guidelines to be developed by the Arkansas Department of Health. However, a  
6 minimum of \$5,000 per county of said funds shall be utilized to support and  
7 operate a County Emergency Management Office. These county offices shall be  
8 prepared to respond to any Arkansas Nuclear I emergency. These funds shall be  
9 equally distributed to each Emergency Management Office in the following  
10 counties: Pope County, Johnson County, Yell County, Conway County and Logan  
11 County.

12 The funds appropriated for Grants for Nuclear Planning shall be  
13 distributed in quarterly installments by the Arkansas Department of Health to  
14 the Arkansas Department of Emergency Management for the sole purpose of  
15 defraying costs associated with preparing for and participating in actual  
16 nuclear disaster incidents or practice nuclear disaster emergency exercises  
17 involving nuclear electricity generating facilities in this State.

18 The provisions of this section shall be in effect only from July 1,  
19 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

20

21 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PARKING  
23 FEES. On July 1 of each year the Arkansas Department of Health shall pay  
24 \$50,000 from the Operations appropriation provided herein from non-general  
25 revenue to the War Memorial Stadium Commission.

26 The provisions of this section shall be in effect only from July 1,  
27 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

28

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

31 INFORMATION TECHNOLOGY INITIATIVES. The Department of Health shall not  
32 transfer any general revenue funds for expenditures payable for Information  
33 System Projects.

34 The provisions of this section shall be in effect only from July 1,  
35 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

36



1 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDIRECT  
3 COST ALLOCATION FUND TRANSFERS. Subject to such procedures as may be  
4 implemented by the Chief Fiscal Officer of the State, the disbursing officer  
5 for the Arkansas Department of Health is hereby authorized to transfer funds  
6 to the Public Health Fund from other program funds of the agency in order to  
7 reimburse for expenditures incurred for those programs.

8 The provisions of this section shall be in effect only from July 1,  
9 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

10  
11 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
13 DEVELOPMENT RESTRICTIONS. In reviewing the impact on public health and  
14 safety of a plan for improvements to a public water system or public sewer  
15 system through the addition of distribution lines to a subdivision or  
16 commercial development, the Division of Engineering of the Department of  
17 Health shall consider the effect of the plan on future development or zoning  
18 of adjoining properties.

19 The provisions of this section shall be in effect only from July 1,  
20 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

21  
22 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
24 NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM. Special provision for a  
25 Nursing/Direct Care Education Stipend Program for the Arkansas Department of  
26 Health (ADH) is hereby authorized to pay from funds appropriated in this Act.  
27 This program is for eligible nursing students who are attending accredited  
28 nursing institutions to become Registered or Licensed Practical Nurses.

29 The stipend is five thousand dollars (\$5,000) per person per year. Any  
30 student who is awarded and accepts a stipend is under an employment  
31 commitment to the ADH and is required to work in a full-time employee status  
32 effective immediately upon graduation. The student employment commitment is  
33 equal to the number of years the stipend was awarded and accepted. In the  
34 event of Employee/Student default of the employment commitment, the  
35 Employee/Student will be considered in breach of contract and repayment of  
36 the stipend will be required as specified in the Stipend Contract.

1 The ADH shall determine, on an annual basis, the number of student stipends  
2 available due to the availability of funds and the need for direct care  
3 services.

4 The provisions of this section shall be in effect only from July 1,  
5 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

6  
7 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
9 FORWARD OF FUNDS. The Arkansas Department of Health is authorized to carry  
10 forward any unspent funds remaining in the Public Health Fund on June 30,  
11 ~~2011~~ 2012 allocated for the support of the Trauma System to be used for the  
12 same purposes in the next fiscal year.

13 Any carry forward of unexpended balance of funding as authorized herein, may  
14 be carried forward under the following conditions:

15 (1) Prior to June 30, 2012 the Agency shall by written statement set forth  
16 its reason(s) for the need to carry forward said funding to the Department of  
17 Finance and Administration Office of Budget;

18 (2) The Department of Finance and Administration Office of Budget shall  
19 report to the Arkansas Legislative Council all amounts carried forward by the  
20 September Arkansas Legislative Council or Joint Budget Committee meeting  
21 which report shall include the name of the Agency, Board, Commission or  
22 Institution and the amount of funding carried forward, the program name or  
23 line item, the funding source and a copy of the written request set forth in  
24 (1) above;

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

33 (4) Thereupon, the Department of Finance and Administration shall include  
34 all information obtained in item (3) above in the budget manuals and/or a  
35 statement of non-compliance by the Agency, Board, Commission or Institution.

36

1 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY  
3 HEALTH CENTERS. Allocation of state funding to Community Health Centers  
4 shall be prioritized to ensure that uninsured, under-insured, and underserved  
5 Arkansans' receive needed services in order to improve their health, with  
6 this funding to preserve and strengthen Community Health Centers and increase  
7 Arkansans access to quality primary and preventive health care. The  
8 Department of Health shall ensure that any Community Health Center that  
9 receives funding through this Act shall first seek to include, in accordance  
10 with federal rule and guidance, as many local providers of health care  
11 services as possible, such as dental, pharmacy, mental health, and other  
12 ancillary services, within each Community Health Center's service area, to  
13 participate in the provision of such services as a contractor at a fair,  
14 reasonable prevailing rate. Community Health Centers will seek local  
15 providers, community, city, county, and state partners to participate in the  
16 planning for the development, and, as an employee or contractor, in the  
17 implementation of a new Community Health Center in an area of documented  
18 unmet need. In addition to reasonable prices, the availability and service  
19 quality levels provided by the private provider must meet or exceed the level  
20 of service quality provided, as established by the respective governing  
21 board, at similarly situated Community Health Centers through the state and  
22 at all times meet professional standards of competence and quality.  
23 Annually, the Department of Health shall require from the Community Health  
24 Centers the submission of performance indicators, to be determined by the  
25 Department of Health, reflecting, at a minimum, a listing of all services  
26 provided, fee schedules based on local prevailing rates and actual costs,  
27 sliding fee scales, and uniform data sets which identify the number of  
28 uninsured, Medicaid and Medicare patients and those patients which are below  
29 and above 200% of the federal poverty level. Local private providers within  
30 the service area that may have been significantly impacted by these services  
31 will be determined by the Department of Health. The Department of Health  
32 shall institute a procurement process for the allocation of funding provided  
33 through this Act, detailing that these and other requirements are factored  
34 into the allocation of any funding provided to Community Health Centers. In  
35 the implementation of this special language, the Department of Health is  
36 permitted, at its discretion, to allow individual applicants an

1 implementation period of up to 90 days from the effective date of individual  
2 agreements to satisfy the requirements for private provider collaboration as  
3 specified above.

4  
5 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE  
7 FUND RESTRICTIONS. No state funds shall be used for abortion referral in  
8 public schools, or for abortion services. Funds shall be expended in  
9 accordance with Arkansas Code Annotated § 6-18-703.

10 The provisions of this section shall be in effect only from July 1,  
11 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

12  
13 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
15 HELP. The Arkansas Department of Health may utilize ten (10) of their  
16 authorized extra-help positions for up to one thousand five hundred (1,500)  
17 hours when specific expertise is required to work on disaster drills,  
18 exercises, preparedness plans, public health emergencies, disasters and other  
19 events. The rates of pay may not exceed those provided in the Uniform  
20 Classification Act, or its successor, for the appropriate classification.

21 The provisions of this section shall be in effect from July 1, 2011  
22 through June 30, 2012.

23  
24 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDS  
26 TRANSFER. Effective July 1, 2011, the Arkansas Department of Health shall  
27 transfer the balance of funds remaining in the Trauma System Cash Fund to the  
28 Public Health Fund to be used for support of the Trauma System.

29  
30 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BREAST  
32 CARE PROGRAM. The Arkansas Department of Health shall annually budget,  
33 allocate, and expend for the Breast Care Program as appropriated in Section  
34 5, the sum of at least four million seven hundred fifty-five thousand dollars  
35 (\$4,755,000) for Breast Cancer screening, diagnosis, treatment and outreach  
36 expenses of the Breast Care Program.

1 The Arkansas Department of Health shall file an annual progress report  
2 by each January 1 preceding a session of the General Assembly to the Co-  
3 Chairs of the Legislative Women's Caucus. This report shall include amounts  
4 budgeted, allocated and expended for the Breast Care Program for testing,  
5 diagnosis, treatment and outreach expenses.

6 The provisions of this section shall be in effect only from July 1,  
7 2011 through June 30, 2012.

8  
9 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY. PATIENT CARE  
11 PROVIDERS – COMPENSATION, REQUIRED WITHHOLDING, FRINGE BENEFITS. The  
12 Arkansas Department of Health, at its discretion, is authorized to contract  
13 with intermittent Patient Care Providers in order to provide services in the  
14 home. ~~For all purposes, these Patient Care Providers shall be considered~~  
15 ~~independent contractors.~~ The Department is authorized to pay compensation  
16 which may include state withholding, federal withholding, required matching,  
17 and other fringe benefits to contract Patient Care Providers. However,  
18 compensation shall not include state retirement or health benefits. As  
19 funding allows, the Department shall make efforts to provide mileage  
20 reimbursement to a level comparable to rates authorized for its regular  
21 salaried employees. Beginning July 1, 2011, the Department will review the  
22 cost of increasing mileage reimbursement by 10% to intermittent Patient Care  
23 Providers paid at a level less than regular salaried Department employees.  
24 The All compensation to intermittent Patient Care Providers shall be made  
25 from the appropriation for Professional Fees and Services.

26 The provisions of this section shall be in effect only from July 1,  
27 ~~2010~~ 2011 through June 30, ~~2011~~ 2012.

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

1 strictly complied with in disbursement of said funds.

2  
3 *SECTION 35. LEGISLATIVE INTENT.* It is the intent of the General  
4 Assembly that any funds disbursed under the authority of the appropriations  
5 contained in this act shall be in compliance with the stated reasons for  
6 which this act was adopted, as evidenced by the Agency Requests, Executive  
7 Recommendations and Legislative Recommendations contained in the budget  
8 manuals prepared by the Department of Finance and Administration, letters, or  
9 summarized oral testimony in the official minutes of the Arkansas Legislative  
10 Council or Joint Budget Committee which relate to its passage and adoption.  
11

12 *SECTION 36. EMERGENCY CLAUSE.* It is found and determined by the  
13 General Assembly, that the Constitution of the State of Arkansas prohibits  
14 the appropriation of funds for more than a one (1) year period; that the  
15 effectiveness of this Act on July 1, 2011 is essential to the operation of  
16 the agency for which the appropriations in this Act are provided, and that in  
17 the event of an extension of the legislative session, the delay in the  
18 effective date of this Act beyond July 1, 2011 could work irreparable harm  
19 upon the proper administration and provision of essential governmental  
20 programs. Therefore, an emergency is hereby declared to exist and this Act  
21 being necessary for the immediate preservation of the public peace, health  
22 and safety shall be in full force and effect from and after July 1, 2011.  
23

24 */s/Joint Budget Committee*