

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

A Bill

SENATE BILL 189

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 HUMAN SERVICES - DIVISION OF
11 DEVELOPMENTAL DISABILITIES SERVICES FOR THE
12 FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES
17 - DIVISION OF DEVELOPMENTAL DISABILITIES
18 SERVICES APPROPRIATION FOR THE 2011-2012
19 FISCAL YEAR.
20
21
22

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

25 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
26 for the Department of Human Services - Division of Developmental Disabilities
27 Services for the 2011-2012 fiscal year, the following maximum number of
28 regular employees.
29

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2011-2012
34	(1) L008N	PHYSICIAN SPECIALIST	6	GRADE N917
35	(2) L011N	DENTIST	3	GRADE N916
36	(3) N020N	DHS DDS COMMISSIONER	1	GRADE N910



1	(4)	N081N	DHS DDS SUPT HDC/CONWAY	1	GRADE N907
2	(5)	N086N	DHS DDS DIR EVAL PLAN & MGMT SYSTEM	1	GRADE N906
3	(6)	L017N	DHS ALEXANDER CHIEF PSYCHOLOGIST	2	GRADE N905
4	(7)	N126N	DHS DDS SUPT HDC	5	GRADE N904
5	(8)	N145N	DHS ASSISTANT DIRECTOR CMS	1	GRADE N902
6	(9)	N144N	DHS DDS DIR CLIENT SERVICES	1	GRADE N902
7	(10)	N143N	DHS DDS DIVISION MANAGER	2	GRADE N902
8	(11)	L001C	PSYCHOLOGIST SUPERVISOR	1	GRADE C129
9	(12)	L003C	PSYCHOLOGIST	2	GRADE C127
10	(13)	M005C	DHS ASSISTANT SUPERINTENDENT-CONWAY	1	GRADE C125
11	(14)	L009C	NURSE MANAGER	6	GRADE C125
12	(15)	L015C	CLINICAL SPEECH PATHOLOGIST	10	GRADE C124
13	(16)	L019C	REGISTERED NURSE COORDINATOR	6	GRADE C123
14	(17)	G099C	DHS PROGRAM ADMINISTRATOR	10	GRADE C122
15	(18)	L027C	REGISTERED NURSE SUPERVISOR	16	GRADE C122
16	(19)	A050C	AGENCY FISCAL MANAGER	1	GRADE C121
17	(20)	M009C	LICENSED CERTIFIED SOCIAL WORKER	2	GRADE C121
18	(21)	L036C	NURSE INSTRUCTOR	1	GRADE C121
19	(22)	R014C	PERSONNEL MANAGER	1	GRADE C121
20	(23)	V004C	PROCUREMENT MANAGER	1	GRADE C121
21	(24)	L033C	PSYCHOLOGICAL EXAMINER	21	GRADE C121
22	(25)	A055C	DHS INSTITUTION BUSINESS MANAGER	6	GRADE C120
23	(26)	L040C	DIETARY SERVICES DIRECTOR	1	GRADE C120
24	(27)	E026C	EDUCATION & INSTRUCTION COORDINATOR	3	GRADE C120
25	(28)	L038C	REGISTERED NURSE	32	GRADE C120
26	(29)	E024C	TEACHER SUPERVISOR	1	GRADE C120
27	(30)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
28	(31)	L045C	AUDIOLOGIST	1	GRADE C119
29	(32)	R021C	BUDGET ANALYST	1	GRADE C119
30	(33)	G152C	DHS PROGRAM MANAGER	20	GRADE C119
31	(34)	G147C	GRANTS COORDINATOR	1	GRADE C119
32	(35)	A065C	PAYROLL SERVICES COORDINATOR	1	GRADE C119
33	(36)	X062C	QUALITY ASSURANCE COORDINATOR	3	GRADE C119
34	(37)	A060C	SENIOR AUDITOR	1	GRADE C119
35	(38)	E038C	EDUCATION & INSTRUCTION ANALYST	1	GRADE C118
36	(39)	M026C	LICENSED SOCIAL WORKER	5	GRADE C118

1	(40)	L047C	MEDICAL TECHNOLOGIST SUPERVISOR	1	GRADE C118
2	(41)	M025C	PROGRAM ELIGIBILITY COORDINATOR I	3	GRADE C118
3	(42)	M024C	RESIDENTIAL SERVICES MANAGER	16	GRADE C118
4	(43)	V013C	CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE C117
5	(44)	E044C	CERTIFIED BACHELORS TEACHER	11	GRADE C117
6	(45)	M043C	DDS PROGRAM COORDINATOR	3	GRADE C117
7	(46)	G183C	DHS PROGRAM COORDINATOR	70	GRADE C117
8	(47)	M042C	DHS STAFF SUPERVISOR	1	GRADE C117
9	(48)	G182C	DHS/DDS PROGRAM COORDINATOR	38	GRADE C117
10	(49)	L055C	DIETICIAN	1	GRADE C117
11	(50)	S019C	DIRECTOR MAINTENANCE	1	GRADE C117
12	(51)	G180C	GRANTS ANALYST	5	GRADE C117
13	(52)	R025C	HUMAN RESOURCES ANALYST	2	GRADE C117
14	(53)	S017C	MAINTENANCE COORDINATOR	3	GRADE C117
15	(54)	X095C	QUALITY ASSURANCE ANALYST	1	GRADE C117
16	(55)	E041C	SENIOR LIBRARIAN	2	GRADE C117
17	(56)	X094C	SERVICES & PROGRAM LICENSING SPECIAL	17	GRADE C117
18	(57)	E040C	STAFF DEVELOPMENT COORDINATOR	5	GRADE C117
19	(58)	V014C	BUYER	2	GRADE C116
20	(59)	E048C	EDUCATION & INSTRUCTION SPECIALIST	3	GRADE C116
21	(60)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
22	(61)	S021C	WATER FILTER/WASTE DISPOSAL PLNT SUPV	1	GRADE C116
23	(62)	C037C	ADMINISTRATIVE ANALYST	4	GRADE C115
24	(63)	R033C	BENEFITS ANALYST	1	GRADE C115
25	(64)	M057C	CHAPLAIN	1	GRADE C115
26	(65)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
27	(66)	G210C	DHS PROGRAM SPECIALIST	26	GRADE C115
28	(67)	S033C	MAINTENANCE SUPERVISOR	3	GRADE C115
29	(68)	C028C	MEDICAL RECORDS SUPERVISOR	1	GRADE C115
30	(69)	L061C	MEDICAL TECHNOLOGIST	2	GRADE C115
31	(70)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
32	(71)	V015C	PURCHASING SPECIALIST	4	GRADE C115
33	(72)	L060C	REHAB INSTRUCTOR SUPERVISOR	27	GRADE C115
34	(73)	S031C	SKILLED TRADESMAN	27	GRADE C115
35	(74)	M054C	SOCIAL SERVICE WORKER	1	GRADE C115
36	(75)	S030C	WATER FILTER/WASTE DISPOSAL PLNT OPER	2	GRADE C115

1	(76)	S041C	BOILER OPERATOR	4	GRADE C114
2	(77)	S044C	FOOD PREPARATION MANAGER	6	GRADE C114
3	(78)	M066C	PROGRAM ELIGIBILITY SPECIALIST	4	GRADE C114
4	(79)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	3	GRADE C114
5	(80)	M063C	RESIDENTIAL CARE PROGRAM COORDINATOR	17	GRADE C114
6	(81)	E051C	STAFF DEVELOPMENT SPECIALIST	5	GRADE C114
7	(82)	S099C	STATIONARY ENGINEER	1	GRADE C114
8	(83)	L071C	DENTAL HYGIENIST	1	GRADE C113
9	(84)	R036C	HUMAN RESOURCES SPECIALIST	8	GRADE C113
10	(85)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
11	(86)	S047C	LANDSCAPE SUPERVISOR	1	GRADE C113
12	(87)	L069C	LICENSED PRACTICAL NURSE	142	GRADE C113
13	(88)	S046C	MAINTENANCE TECHNICIAN	4	GRADE C113
14	(89)	L066C	REHABILITATION INSTRUCTOR	127	GRADE C113
15	(90)	C056C	ADMINISTRATIVE SPECIALIST III	50	GRADE C112
16	(91)	S053C	AUTO/DIESEL MECHANIC	1	GRADE C112
17	(92)	A098C	FISCAL SUPPORT SPECIALIST	4	GRADE C112
18	(93)	S050C	MAINTENANCE SPECIALIST	6	GRADE C112
19	(94)	V022C	PURCHASING TECHNICIAN	1	GRADE C112
20	(95)	M071C	RESIDENTIAL CARE SHIFT COORDINATOR	18	GRADE C112
21	(96)	S056C	FOOD PREPARATION SUPERVISOR	5	GRADE C111
22	(97)	M076C	RECREATIONAL ACTIVITY LEADER II	26	GRADE C111
23	(98)	M073C	RESIDENTIAL CARE SUPERVISOR	71	GRADE C111
24	(99)	V023C	STOREROOM SUPERVISOR	6	GRADE C111
25	(100)	M078C	VOLUNTEER SERVICES COORDINATOR	1	GRADE C111
26	(101)	M090C	DHS PROGRAM ASSISTANT	4	GRADE C110
27	(102)	L078C	FAMILY SERVICES ASSISTANT	1	GRADE C110
28	(103)	R038C	HUMAN RESOURCES ASSISTANT	6	GRADE C110
29	(104)	L075C	ORTHOTIST AIDE	5	GRADE C110
30	(105)	L074C	THERAPY ASSISTANT	1	GRADE C110
31	(106)	V025C	WAREHOUSE SPECIALIST	6	GRADE C110
32	(107)	C073C	ADMINISTRATIVE SPECIALIST II	98	GRADE C109
33	(108)	S061C	CHDC LAUNDRY OPERATIONS MANAGER	1	GRADE C109
34	(109)	L081C	DENTAL ASSISTANT	1	GRADE C109
35	(110)	L080C	DIETETIC TECHNICIAN	1	GRADE C109
36	(111)	C066C	PATIENT ACCOUNT SPECIALIST	7	GRADE C109

1	(112)	M082C	RECREATIONAL ACTIVITY LEADER I	1	GRADE C109
2	(113)	M081C	RESIDENTIAL CARE SHIFT SUPERVISOR	105	GRADE C109
3	(114)	E056C	TEACHER ASSISTANT	104	GRADE C109
4	(115)	A102C	FISCAL SUPPORT TECHNICIAN	3	GRADE C108
5	(116)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
6	(117)	S065C	MAINTENANCE ASSISTANT	25	GRADE C108
7	(118)	M083C	RESIDENTIAL CARE TECHNICIAN	761	GRADE C108
8	(119)	S070C	EQUIPMENT TECHNICIAN	3	GRADE C107
9	(120)	C087C	ADMINISTRATIVE SPECIALIST I	61	GRADE C106
10	(121)	S076C	INSTITUTIONAL BEAUTICIAN	3	GRADE C106
11	(122)	L086C	PHARMACY ASSISTANT	2	GRADE C106
12	(123)	L085C	PHYSICAL THERAPY AIDE	5	GRADE C106
13	(124)	V029C	PURCHASING ASSISTANT	1	GRADE C106
14	(125)	M089C	RESIDENTIAL CARE ASSISTANT	288	GRADE C106
15	(126)	L084C	THERAPY AIDE	4	GRADE C106
16	(127)	V028C	WAREHOUSE WORKER	1	GRADE C106
17	(128)	S081C	APPRENTICE TRADESMAN	7	GRADE C105
18	(129)	S082C	CANTEEN SUPERVISOR	2	GRADE C105
19	(130)	S080C	EQUIPMENT OPERATOR	9	GRADE C105
20	(131)	S083C	BAKER	6	GRADE C104
21	(132)	S086C	COOK	41	GRADE C104
22	(133)	S085C	FOOD PREPARATION SPECIALIST	11	GRADE C104
23	(134)	S084C	INSTITUTIONAL SERVICES SUPERVISOR	7	GRADE C104
24	(135)	S087C	INSTITUTIONAL SERVICES ASSISTANT	109	GRADE C103
25	(136)	S089C	FOOD PREPARATION TECHNICIAN	46	GRADE C102
26	(137)	V031C	STOCK CLERK	<u>4</u>	GRADE C102
27			MAX. NO. OF EMPLOYEES	2,725	

28

29 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
 30 the Department of Human Services - Division of Developmental Disabilities
 31 Services for the 2011-2012 fiscal year, the following maximum number of part-
 32 time or temporary employees, to be known as "Extra Help", payable from funds
 33 appropriated herein for such purposes: two hundred (200) temporary or part-
 34 time employees, when needed, at rates of pay not to exceed those provided in
 35 the Uniform Classification and Compensation Act, or its successor, or this
 36 act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2012, the following:

ITEM NO.	FISCAL YEAR
	2011-2012
(01) REGULAR SALARIES	\$81,682,658
(02) EXTRA HELP	1,889,645
(03) PERSONAL SERVICES MATCHING	30,519,067
(04) OVERTIME	2,310,000
(05) EXTRA SALARIES	27,000
(06) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	25,248,474
(B) CONF. & TRAVEL	103,253
(C) PROF. FEES	918,147
(D) CAP. OUTLAY	419,985
(E) DATA PROC.	0
(07) GRANTS/PATIENT SERVICES	6,752,051
(08) FOSTER GRANDPARENTS STIPENDS	280,000
(09) DATA PROCESSING SERVICES	719,883
(10) VOCATIONAL TRAINEES	315,000
(11) CHILDREN AND ADOLESCENT SERVICES	67,191
(12) PURCHASE OF SERVICES	9,378,892
(13) AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009	1,791,117
(14) GRANTS/PATIENT SERVICES - ARRA OF 2009	<u>2,228,761</u>
TOTAL AMOUNT APPROPRIATED	<u>\$164,651,124</u>

SECTION 4. APPROPRIATION - SPECIAL OLYMPICS. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services Fund Account, for grants to the Arkansas Special Olympics for the fiscal year ending June 30, 2012, the following:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2011-2012</u>
(01) GRANTS-SPECIAL OLYMPICS	<u>\$178,768</u>

SECTION 5. APPROPRIATION - COMMUNITY PROGRAMS. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services-Dog Track Special Revenue Fund, for expenses of the private non-profit community based programs licensed by the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2012, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2011-2012</u>
(01) COMMUNITY PROGRAMS	<u>\$50,000</u>

SECTION 6. APPROPRIATION - GRANTS-IN-AID. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the Developmental Disabilities Services Fund Account, for grants-in-aid to the community providers of services to the developmentally disabled by the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2012, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2011-2012</u>
(01) GRANTS TO COMMUNITY PROVIDERS	<u>\$16,971,245</u>

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

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

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2011-2012</u>
5 (01) INTER-DIVISIONAL PROGRAMS	<u>\$108,644</u>

6

7 SECTION 8. APPROPRIATION - GRANTS - STATE. There is hereby
 8 appropriated, to the Department of Human Services - Division of Developmental
 9 Disabilities Services, to be payable from the Department of Human Services
 10 Grants Fund Account, for grant payments of the Department of Human Services -
 11 Division of Developmental Disabilities Services for the fiscal year ending
 12 June 30, 2012, the following:

13

14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2011-2012</u>
16 (01) CHILDREN'S MEDICAL SERVICES	<u>\$1,729,279</u>

17

18 SECTION 9. APPROPRIATION - GRANTS - FEDERAL. There is hereby
 19 appropriated, to the Department of Human Services - Division of Developmental
 20 Disabilities Services, to be payable from the federal funds as designated by
 21 the Chief Fiscal Officer of the State, for federally funded grants of the
 22 Department of Human Services - Division of Developmental Disabilities
 23 Services for the fiscal year ending June 30, 2012, the following:

24

25 ITEM	FISCAL YEAR
26 <u>NO.</u>	<u>2011-2012</u>
27 (01) CHILDREN'S MEDICAL SERVICES-FEDERAL	<u>\$1,446,205</u>

28

29 SECTION 10. APPROPRIATION - AUTISM TREATMENT AND COORDINATION. There
 30 is hereby appropriated, to the Department of Human Services - Division of
 31 Developmental Disabilities Services, to be payable from the Developmental
 32 Disabilities Services Fund Account, for grant payments of the Department of
 33 Human Services - Division of Developmental Disabilities Services for the
 34 fiscal year ending June 30, 2012, the following:

35

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

1	NO.	2011-2012
2	(01) AUTISM TREATMENT AND COORDINATION GRANTS AND AID	<u>\$1,492,500</u>

3

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

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

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

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

1 Arkansas Medicaid Program or the ACS Waiver.

2 Nothing in this Act shall prevent the Division or any provider from
 3 extending emergency services when appropriate measures have been taken in a
 4 timely manner to secure Medicaid eligibility.

5 The provisions of this section shall be in effect only from July 1, ~~2010~~
 6 2011 through June 30, ~~2011~~ 2012.

7
 8 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 DEVELOPMENTAL DISABILITIES - VOCATIONAL TRAINEES. The Division of
 11 Developmental Disabilities Services of the Department of Human Services is
 12 hereby authorized to provide employment opportunities for people with
 13 developmental disabilities residing at the Human Development Centers who work
 14 less than a competitive employment level.

15 The provisions of this section shall be in effect only from July 1, ~~2010~~
 16 2011 through June 30, ~~2011~~ 2012.

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

26 1. Meet minimum standards of performance in the delivery of services to
 27 people with disabilities as defined by the Department of Human Services,
 28 Developmental Disabilities Services.

29 2. Supply statistical and financial data to the Department of Human
 30 Services, Developmental Disabilities Services.

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

33 4. Establish and maintain community support programs designed to provide
 34 coordinated care and treatment to ensure ongoing involvement and
 35 individualized services for persons with disabilities. Every community
 36 support program shall provide services for persons with disabilities who

1 reside within the respective area of the program.

2 The provisions of this section shall be in effect only from July 1, 2010
3 2011 through June 30, ~~2011~~ 2012.

4
5 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

7 DEVELOPMENTAL DISABILITIES – TIMBER SALES PROCEEDS - CAPITAL IMPROVEMENTS AND
8 EQUIPMENT. The Division of Developmental Disabilities Services is authorized
9 to use the administrative operating accounts for capital improvements to
10 physical plants and for the purchase of capital equipment. The funds shall be
11 held by the Department of Human Services, Division of Developmental
12 Disabilities Services from the proceeds of the sale of timber that may be
13 harvested from land owned by the Division of Developmental Disabilities
14 Services. All funds deposited and all expenses shall be tracked separately.
15 The harvesting of timber is specifically authorized to provide funds to
16 finance capital improvements to the physical plants and for the purchase of
17 major capital equipment.

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

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

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

31 (A) The Developmental Disabilities Services Board or the Department of
32 Human Services shall not close any of the state administered Human
33 Development Centers ~~that provide therapy and residential services, which are~~
34 located at Conway, Arkadelphia, Jonesboro, Booneville, and Warren.

35 (B) The Department of Human Services shall continue to accept clients
36 for whom it has determined that therapy and residential services are needed

1 at state administered Human Development Centers and Community Programs
 2 licensed by DDS shall continue to accept clients for whom it has been
 3 determined in accordance with federal law that are in need of services in the
 4 community.

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

12 (D) Nor shall any general revenue funding as of ~~March 1, 2007~~ July 1,
 13 2011 from the Grants to Community Providers line item of the Developmental
 14 Disabilities Services - Grants-in-Aid appropriation for persons with
 15 developmental disabilities or from any other general revenues as of ~~March 1,~~
 16 ~~2007~~ July 1, 2011, applied as federal matching funds for community based
 17 services licensed by DDS on ~~March 1, 2007~~ July 1, 2011 be reduced below the
 18 approved funding level on ~~March 1, 2007~~ July 1, 2011; nor shall the general
 19 revenues applied as federal matching funds for the Human Development Centers
 20 be reduced below the approved funding level on ~~March 1, 2007~~ July 1, 2011.

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

31
 32 SECTION 17. LEGISLATIVE INTENT. It is the intent of the General
 33 Assembly that any funds disbursed under the authority of the appropriations
 34 contained in this act shall be in compliance with the stated reasons for
 35 which this act was adopted, as evidenced by the Agency Requests, Executive
 36 Recommendations and Legislative Recommendations contained in the budget

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

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

16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36