

1 State of Arkansas
2 91st General Assembly
3 Fiscal Session, 2018
4

As Engrossed: S2/14/18

A Bill

SENATE BILL 66

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN
10 SERVICES - DIVISION OF AGING, ADULT AND BEHAVIORAL
11 HEALTH SERVICES FOR THE FISCAL YEAR ENDING JUNE 30,
12 2019; AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF AGING, ADULT AND
17 BEHAVIORAL HEALTH SERVICES APPROPRIATION
18 FOR THE 2018-2019 FISCAL YEAR.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby
25 established for the Department of Human Services - Division of Aging, Adult
26 and Behavioral Health Services for the 2018-2019 fiscal year, the following
27 maximum number of regular employees.
28

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2018-2019
33	(1)	N221N ARKANSAS STATE HOSPITAL COO	1	GRADE SE03
34	(2)	N220N DHS CHIEF ATTORNEY	1	GRADE SE02
35	(3)	N019N DHS DEP DIR BEHAV HLTH SERVICES	1	GRADE SE01
36	(4)	N027N DHS DEPUTY DIRECTOR ADULT SERVICES	1	GRADE SE01



1	(5)	L005N PSYCHIATRIC SPECIALIST	1	GRADE MP08
2	(6)	L011N DENTIST	1	GRADE MP06
3	(7)	L009N DHS BEHAV HLTH GENERAL PHYSICIAN	5	GRADE MP06
4	(8)	L014N DIRECTOR OF PHARMACY	1	GRADE MP06
5	(9)	L016N REGISTERED PHARMACIST	2	GRADE MP05
6	(10)	L105C AHC NURSING DIRECTOR	1	GRADE MP04
7	(11)	L001C PSYCHOLOGIST SUPERVISOR	2	GRADE MP04
8	(12)	L006C ASSOCIATE DIRECTOR OF NURSING	3	GRADE MP03
9	(13)	L009C NURSE MANAGER	9	GRADE MP03
10	(14)	L003C PSYCHOLOGIST	4	GRADE MP03
11	(15)	L015C CLINICAL SPEECH PATHOLOGIST	1	GRADE MP02
12	(16)	L036C NURSE INSTRUCTOR	1	GRADE MP02
13	(17)	L022N OCCUPATIONAL THERAPIST	2	GRADE MP02
14	(18)	L027C REGISTERED NURSE SUPERVISOR	29	GRADE MP02
15	(19)	L038C REGISTERED NURSE	83	GRADE MP01
16	(20)	L032C REGISTERED NURSE - HOSPITAL	61	GRADE MP01
17	(21)	D057C INFORMATION TECHNOLOGY MANAGER	1	GRADE IT05
18	(22)	D062C DATABASE ANALYST	2	GRADE IT04
19	(23)	D079C COMPUTER SUPPORT TECHNICIAN	2	GRADE IT02
20	(24)	G286C DMS DEPUTY DIRECTOR	1	GRADE GS15
21	(25)	N135N DHS AHC NURSING HOME ADMINISTRATOR	1	GRADE GS14
22	(26)	N103N DHS MENTAL HEALTH CENTER DIRECTOR	1	GRADE GS14
23	(27)	N128N DHS ASST DIR QUALITY ASSURANCE	1	GRADE GS13
24	(28)	M002C DHS BEHAV HLTH ASSOC DIR, AHC	1	GRADE GS13
25	(29)	M003C DHS BEHAV HLTH CHILDRENS SYS CARE DIR	1	GRADE GS13
26	(30)	G277C DHS PROCESS IMPROVEMENT DIRECTOR	1	GRADE GS13
27	(31)	N147N DHS/DAAS ASST DEP DIR	1	GRADE GS13
28	(32)	N127N DHS/DBHS DIR ALCOHOL & DRUG ABUSE PREV	1	GRADE GS13
29	(33)	G101C DHS AREA MANAGER	1	GRADE GS12
30	(34)	A016C DHS DMS BUSINESS OPERATIONS MANAGER	1	GRADE GS12
31	(35)	N167N DHS POLICY & RESEARCH DIRECTOR	1	GRADE GS12
32	(36)	N162N STATE DRUG PREVENTION DIRECTOR	1	GRADE GS12
33	(37)	G047C ATTORNEY SPECIALIST	1	GRADE GS11
34	(38)	L011C DHS ALCOHOL/DRUG ABUSE PREV AST DP DIR	2	GRADE GS11
35	(39)	G027N DHS RESEARCH ANALYSIS MANAGER	1	GRADE GS11
36	(40)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10

1	(41)	L024C	DHS BEHAV HLTH FACILITY ADMIN	1	GRADE	GS09
2	(42)	G099C	DHS PROGRAM ADMINISTRATOR	10	GRADE	GS09
3	(43)	L040C	DIETARY SERVICES DIRECTOR	1	GRADE	GS09
4	(44)	A038C	FISCAL SUPPORT MANAGER	1	GRADE	GS09
5	(45)	M009C	LICENSED CERTIFIED SOCIAL WORKER	29	GRADE	GS09
6	(46)	L033C	PSYCHOLOGICAL EXAMINER	3	GRADE	GS09
7	(47)	E035C	CERTIFIED MASTERS TEACHER	1	GRADE	GS08
8	(48)	L050C	CERTIFIED RESPIRATORY THERAPY TECH	4	GRADE	GS08
9	(49)	T031C	DHS BEHAV HLTH PUBLIC SAFETY DIR	2	GRADE	GS08
10	(50)	M016C	DHS FIELD MANAGER	4	GRADE	GS08
11	(51)	G152C	DHS PROGRAM MANAGER	4	GRADE	GS08
12	(52)	G083C	DHS/DAAS DIVISION MANAGER	1	GRADE	GS08
13	(53)	E026C	EDUCATION & INSTRUCTION COORDINATOR	1	GRADE	GS08
14	(54)	M010C	FAMILY SERVICE WORKER CLINICAL SPEC	2	GRADE	GS08
15	(55)	S004C	MAINTENANCE MANAGER	2	GRADE	GS08
16	(56)	A041C	PROGRAM FISCAL MANAGER	1	GRADE	GS08
17	(57)	X062C	QUALITY ASSURANCE COORDINATOR	1	GRADE	GS08
18	(58)	A060C	SENIOR AUDITOR	1	GRADE	GS08
19	(59)	E023C	TRAINING PROJECT MANAGER	1	GRADE	GS08
20	(60)	G183C	DHS PROGRAM COORDINATOR	21	GRADE	GS07
21	(61)	G153C	DHS/DAAS PROGRAM SUPERVISOR	3	GRADE	GS07
22	(62)	L055C	DIETICIAN	1	GRADE	GS07
23	(63)	L062C	LICENSED PRACTICAL NURSE SUPERVISOR	12	GRADE	GS07
24	(64)	M026C	LICENSED SOCIAL WORKER	5	GRADE	GS07
25	(65)	M025C	PROGRAM ELIGIBILITY COORDINATOR I	1	GRADE	GS07
26	(66)	L052C	REHAB FACILITY SUPERVISOR	2	GRADE	GS07
27	(67)	A063C	RESEARCH & STATISTICS SUPERVISOR	1	GRADE	GS07
28	(68)	M049C	SENIOR CHAPLAIN	1	GRADE	GS07
29	(69)	C037C	ADMINISTRATIVE ANALYST	10	GRADE	GS06
30	(70)	M045C	ADULT PROTECTIVE SERVICES WORKER	36	GRADE	GS06
31	(71)	E044C	CERTIFIED BACHELORS TEACHER	3	GRADE	GS06
32	(72)	L044C	DHS BEHAV HLTH CASE REVIEW ANALYST	1	GRADE	GS06
33	(73)	G184C	DHS PROGRAM CONSULTANT	3	GRADE	GS06
34	(74)	G210C	DHS PROGRAM SPECIALIST	6	GRADE	GS06
35	(75)	G198C	DHS/DAAS PROGRAM SPECIALIST	3	GRADE	GS06
36	(76)	T052C	DHS/DBHS PUBLIC SAFETY SUPERVISOR	8	GRADE	GS06

1	(77)	A074C FISCAL SUPPORT SUPERVISOR	3	GRADE GS06
2	(78)	G180C GRANTS ANALYST	4	GRADE GS06
3	(79)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
4	(80)	X101C INTERNAL AFFAIRS INVESTIGATOR	1	GRADE GS06
5	(81)	L069C LICENSED PRACTICAL NURSE	121	GRADE GS06
6	(82)	G124C OMBUDSMAN	1	GRADE GS06
7	(83)	G204C PLANNING SPECIALIST	1	GRADE GS06
8	(84)	M066C PROGRAM ELIGIBILITY SPECIALIST	10	GRADE GS06
9	(85)	L103C PSYCHOLOGICAL EVALUATOR	3	GRADE GS06
10	(86)	X136C QUALITY ASSURANCE REVIEWER	2	GRADE GS06
11	(87)	C026C RECORDS/INTAKE SUPERVISOR	1	GRADE GS06
12	(88)	L051C REHABILITATION COUNSELOR	1	GRADE GS06
13	(89)	B076C RESEARCH PROJECT ANALYST	3	GRADE GS06
14	(90)	S021C WATER FILTER/WASTE DISPOSAL PLNT SUPV	1	GRADE GS06
15	(91)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE GS05
16	(92)	S041C BOILER OPERATOR	3	GRADE GS05
17	(93)	C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
18	(94)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
19	(95)	D077C HELP DESK SPECIALIST	3	GRADE GS05
20	(96)	R032C HUMAN RESOURCES PROGRAM REPRESENTATIVE	1	GRADE GS05
21	(97)	S033C MAINTENANCE SUPERVISOR	2	GRADE GS05
22	(98)	A090C PAYROLL SERVICES SPECIALIST	2	GRADE GS05
23	(99)	T055C PUBLIC SAFETY OFFICER	24	GRADE GS05
24	(100)	M065C RECREATIONAL ACTIVITY SUPERVISOR	3	GRADE GS05
25	(101)	L066C REHABILITATION INSTRUCTOR	37	GRADE GS05
26	(102)	M004C RESIDENTIAL OPERATIONS MANAGER	2	GRADE GS05
27	(103)	S022C SKILLED TRADES SUPERVISOR	8	GRADE GS05
28	(104)	E051C STAFF DEVELOPMENT SPECIALIST	1	GRADE GS05
29	(105)	V018C WAREHOUSE MANAGER	1	GRADE GS05
30	(106)	S030C WATER FILTER/WASTE DISPOSAL PLNT OPER	1	GRADE GS05
31	(107)	C056C ADMINISTRATIVE SPECIALIST III	54	GRADE GS04
32	(108)	R037C BENEFITS TECHNICIAN	1	GRADE GS04
33	(109)	X167C COMPLAINTS INVESTIGATOR	1	GRADE GS04
34	(110)	L102C DIETETIC SPECIALIST	2	GRADE GS04
35	(111)	A098C FISCAL SUPPORT SPECIALIST	4	GRADE GS04
36	(112)	R036C HUMAN RESOURCES SPECIALIST	5	GRADE GS04

1	(113)	V020C INVENTORY CONTROL MANAGER	3	GRADE GS04
2	(114)	B111C LABORATORY TECHNICIAN	1	GRADE GS04
3	(115)	S046C MAINTENANCE TECHNICIAN	1	GRADE GS04
4	(116)	A097C PAYROLL TECHNICIAN	2	GRADE GS04
5	(117)	V022C PURCHASING TECHNICIAN	1	GRADE GS04
6	(118)	C043C RECORDS MANAGEMENT ANALYST	4	GRADE GS04
7	(119)	T072C SECURITY OFFICER SUPERVISOR	1	GRADE GS04
8	(120)	S031C SKILLED TRADESMAN	24	GRADE GS04
9	(121)	S099C STATIONARY ENGINEER	1	GRADE GS04
10	(122)	V023C STOREROOM SUPERVISOR	1	GRADE GS04
11	(123)	L074C THERAPY ASSISTANT	3	GRADE GS04
12	(124)	V025C WAREHOUSE SPECIALIST	1	GRADE GS04
13	(125)	C073C ADMINISTRATIVE SPECIALIST II	12	GRADE GS03
14	(126)	M084C BEHAV HLTH AIDE	77	GRADE GS03
15	(127)	L082C CERTIFIED NURSING ASSISTANT	157	GRADE GS03
16	(128)	S056C FOOD PREPARATION SUPERVISOR	9	GRADE GS03
17	(129)	S067C HOUSEKEEPER SUPERVISOR	1	GRADE GS03
18	(130)	V027C INVENTORY CONTROL TECHNICIAN	6	GRADE GS03
19	(131)	C062C LOCAL OFFICE ADMINISTRATIVE ASSISTANT	1	GRADE GS03
20	(132)	C074C MEDICAL RECORDS ASSISTANT	1	GRADE GS03
21	(133)	T084C PUBLIC SAFETY SECURITY OFFICER	45	GRADE GS03
22	(134)	M074C RESIDENTIAL ADVISOR	6	GRADE GS03
23	(135)	C087C ADMINISTRATIVE SPECIALIST I	5	GRADE GS02
24	(136)	S070C EQUIPMENT TECHNICIAN	7	GRADE GS02
25	(137)	S085C FOOD PREPARATION SPECIALIST	7	GRADE GS02
26	(138)	S084C INSTITUTIONAL SERVICES SUPERVISOR	4	GRADE GS02
27	(139)	M076C RECREATIONAL ACTIVITY LEADER II	27	GRADE GS02
28	(140)	M083C RESIDENTIAL CARE TECHNICIAN	1	GRADE GS02
29	(141)	V030C SHIPPING & RECEIVING CLERK	2	GRADE GS02
30	(142)	E056C TEACHER ASSISTANT	4	GRADE GS02
31	(143)	V028C WAREHOUSE WORKER	2	GRADE GS02
32	(144)	S089C FOOD PREPARATION TECHNICIAN	37	GRADE GS01
33	(145)	S087C INSTITUTIONAL SERVICES ASSISTANT	53	GRADE GS01
34	(146)	L086C PHARMACY ASSISTANT	2	GRADE GS01
35	(147)	M082C RECREATIONAL ACTIVITY LEADER I	<u>3</u>	GRADE GS01
36		MAX. NO. OF EMPLOYEES	1,244	

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SECTION 2. EXTRA HELP - STATE OPERATIONS. There is hereby authorized, for the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the 2018-2019 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: three hundred forty-three (343) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for personal services and operating expenses of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) REGULAR SALARIES	\$45,625,961
(2) EXTRA HELP	5,891,250
(3) PERSONAL SERV MATCHING	18,764,963
(4) OVERTIME	4,212,006
(5) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	28,492,072
(B) CONF. & TRAVEL	133,369
(C) PROF. FEES	10,431,280
(D) CAP. OUTLAY	250,000
(E) DATA PROC.	0
(6) GRANTS/PATIENT SERVICES	18,050,552
(7) MENTAL HEALTH CTR TRANSFER	<u>2,599,382</u>
TOTAL AMOUNT APPROPRIATED	<u>\$134,450,835</u>

SECTION 4. APPROPRIATION - AGING AND ADULT SERVICES - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division

1 of Aging, Adult and Behavioral Health Services, to be payable from the paying
 2 account as determined by the Chief Fiscal Officer of the State, for operating
 3 expenses, grants, and programs for aging and adult services of the Department
 4 of Human Services - Division of Aging, Adult and Behavioral Health Services
 5 for the fiscal year ending June 30, 2019, the following:

6	7	8	9	10	11	12	13	14	15
	ITEM							FISCAL YEAR	
	NO.							2018-2019	
	(1)	NURSING HOME CARE ALTERNATIVES						\$4,807,525	
	(2)	NUTRITION PROGRAMS						11,630,080	
	(3)	OLDER WORKER PROGRAM						1,052,665	
	(4)	PROJECT GRANTS						10,367,702	
	(5)	RETIRED & SENIOR VOLUNTEER PROGRAM						75,000	
	(6)	SENIOR CITIZEN CENTERS						<u>5,000,000</u>	
		TOTAL AMOUNT APPROPRIATED						<u>\$32,932,972</u>	

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 17 SECTION 5. APPROPRIATION - COMMUNITY ALCOHOL SAFETY OPERATIONS. There
 18 is hereby appropriated, to the Department of Human Services - Division of
 19 Aging, Adult and Behavioral Health Services, to be payable from the Highway
 20 Safety Special Fund, for grant payments of the Department of Human Services -
 21 Division of Aging, Adult and Behavioral Health Services for the fiscal year
 22 ending June 30, 2019, the following:

23	24	25	26	27	28
	ITEM				FISCAL YEAR
	NO.				2018-2019
	(1)	COMMUNITY ALCOHOL SAFETY GRANTS AND			
		AID			<u>\$4,061,509</u>

29 SECTION 6. APPROPRIATION - PATIENT BENEFITS - CASH. There is hereby
 30 appropriated, to the Department of Human Services - Division of Aging, Adult
 31 and Behavioral Health Services, to be payable from cash funds as defined by
 32 Arkansas Code 19-4-801 of the Department of Human Services - Division of
 33 Aging, Adult and Behavioral Health Services, for benefits of the patients of
 34 the Department of Human Services - Division of Aging, Adult and Behavioral
 35 Health Services for the fiscal year ending June 30, 2019, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) PATIENT BENEFIT FUND	<u>\$75,000</u>

SECTION 7. APPROPRIATION - COMMUNITY MENTAL HEALTH CENTERS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for state assistance to the Community Mental Health Centers by the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) STATE ASSISTANCE	<u>\$7,005,603</u>

SECTION 8. APPROPRIATION - MENTAL HEALTH GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) MENTAL HEALTH GRANTS	<u>\$9,789,616</u>

SECTION 9. APPROPRIATION - ACUTE MENTAL HEALTH SERVICES - PER CAPITA. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for acute mental health services within community-based settings of the catchment areas served by the Community Mental Health Centers licensed and certified by the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) ACUTE MENTAL HEALTH SERVICES-PER CAPITA	<u>\$503,188</u>

SECTION 10. APPROPRIATION - ALCOHOL AND DRUG ABUSE PREVENTION. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Drug Abuse Prevention and Treatment Fund, for education, drug abuse prevention and treatment services of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) EDUCATION/PREVENTION/TREATMENT	<u>\$24,270,069</u>

SECTION 11. APPROPRIATION - COMMUNITY BASED CRISIS INTERVENTION. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for grants and operating expenses related to crisis intervention of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) COMMUNITY BASED CRISIS INTERVENTION	<u>\$6,400,000</u>

SECTION 12. APPROPRIATION - SUICIDE PREVENTION SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Behavioral Health Services Fund Account, for personal services, operating expenses, professional fees and grants for programs, resources and technology, to promote emotional health and well-being, increase help seeking behaviors and access to service, and innovate measures intended for the prevention and

1 reduction of the burden of suicidal behaviors and achievement of the goals
2 articulated in the National Strategy for Suicide Prevention and the Arkansas
3 State Plan for Suicide Prevention of the Department of Human Services -
4 Division of Aging, Adult, and Behavioral Health Services for the fiscal year
5 ending June 30, 2019, the sum of..... \$2,300,000.

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7 SECTION 13. APPROPRIATION - MEALS ON WHEELS. There is hereby
8 appropriated, to the Department of Human Services - Division of Aging, Adult
9 and Behavioral Health Services, to be payable from the Aging and Adult
10 Services Fund Account, for the Meals on Wheels Program and transportation
11 services for the elderly of the Department of Human Services - Division of
12 Aging, Adult and Behavioral Health Services for the fiscal year ending June
13 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) TRANSPORTATION SERVICES	<u>\$2,400,000</u>

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19 SECTION 14. APPROPRIATION - ARKANSAS SENIOR OLYMPICS. There is hereby
20 appropriated, to the Department of Human Services - Division of Aging, Adult
21 and Behavioral Health Services, to be payable from the Aging and Adult
22 Services Fund Account, for matching funds for the Arkansas Senior Olympics of
23 the Department of Human Services - Division of Aging, Adult and Behavioral
24 Health Services for the fiscal year ending June 30, 2019, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2018-2019</u>
(1) STATE MATCH	<u>\$70,000</u>

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

32 BEHAVIORAL HEALTH SERVICES - FEDERAL FUNDS. It is the specific intent of the
33 General Assembly that in the event of the availability of federal funding for
34 the Division of Aging, Adult, and Behavioral Health Services during the
35 fiscal year ending June 30, ~~2018~~ 2019, that such funding be utilized to
36 conserve or reduce the expenditure of general revenue except where prohibited

1 by law.

2 The provisions of this section shall be in effect only from July 1, 2017
3 2018 through June 30, ~~2018~~ 2019.

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

18 Class

19 Code Title

20 L005N Psychiatric Specialist

21 L009N DHS Behavioral Health General Physician

22 L001C Psychologist Supervisor

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

27 The provisions of this section shall be in effect only from July 1, 2017
28 2018 through June 30, ~~2018~~ 2019.

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30 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
32 BEHAVIORAL HEALTH SERVICES - VOCATIONAL TRAINEES. The Division of Aging,
33 Adult, and Behavioral Health Services of the Department of Human Services is
34 hereby authorized to provide employment opportunities for some of the working
35 residents who are separate from the currently authorized regular vocational
36 trainee positions. The positions authorized herein shall not be incorporated

1 into the present classification system but shall be provided for by each
2 Community Mental Health Center or the State Hospital, on a cash account
3 basis. It is the intent of the General Assembly that the authorization of
4 these positions shall facilitate the Agency's ability to provide for
5 residents who are not part of a regular vocational training program.

6 The provisions of this section shall be in effect only from July 1, ~~2017~~
7 2018 through June 30, ~~2018~~ 2019.

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

11 BEHAVIORAL HEALTH SERVICES - JOB SHARE. The Division of Aging, Adult, and
12 Behavioral Health Services can utilize job share for positions within the
13 nursing classification (RN, LPN/LPTN, BHA/CNA) for up to 24 hours per week
14 per individual. This will allow the Division to offer weekend option shifts
15 to nursing personnel without increasing the number of positions.

16 The provisions of this section shall be in effect only from July 1, ~~2017~~
17 2018 through June 30, ~~2018~~ 2019.

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

21 BEHAVIORAL HEALTH SERVICES - STATE HOSPITAL CONTINGENCY POSITIONS. If the
22 Department of Human Services determines, and after prior review by the
23 Legislative Council or Joint Budget Committee, it shall be determined that it
24 is in the best interest of the State of Arkansas to discontinue a management
25 contract with a private provider and it is deemed necessary to utilize
26 Department staff to provide the required services, the Director of the
27 Department of Human Services may request the Department of Finance and
28 Administration to approve the establishment of one or more additional
29 positions at salary rates not to exceed the maximum salaries established for
30 comparable positions in the Uniform Classification and Compensation Act, the
31 Department of Human Services' Appropriation Act, and the University of
32 Arkansas for Medical Sciences' Appropriation Act. Upon approval by the
33 Department of Finance and Administration and after review by the Legislative
34 Council or Joint Budget Committee, the Department of Human Services -
35 Division of Aging, Adult, and Behavioral Health Services may establish such
36 positions.

1 If the agency requests continuation of a "Growth Pool" position(s) as
2 established herein, the position(s) must be requested as a new position(s) in
3 the agency's budget request.

4 The provisions of this section shall be in effect only from July 1, ~~2017~~
5 2018 through June 30, ~~2018~~ 2019.

6
7 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
9 HEALTH CENTER. (A) The Department of Human Services shall not close the
10 Arkansas Health Center that provides skilled nursing through specialized
11 services and programs.

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

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

19 (D) Determining the maximum amount of appropriation and general revenue
20 funding for a state agency each fiscal year is the prerogative of the General
21 Assembly. This is usually accomplished by delineating such maximums in the
22 appropriation act(s) for a state agency and the general revenue allocations
23 authorized for each fund and fund account by amendment to the Revenue
24 Stabilization law. Further, the General Assembly has determined that the
25 Department of Human Services may operate more efficiently if some flexibility
26 is provided to the Department of Human Services authorizing broad powers
27 under this Section. Therefore, it is both necessary and appropriate that the
28 General Assembly maintain oversight by requiring prior approval of the
29 Legislative Council or Joint Budget Committee as provided by this section.
30 The requirement of approval by the Legislative Council or Joint Budget
31 Committee is not a severable part of this section. If the requirement of
32 approval by the Legislative Council or Joint Budget Committee is ruled
33 unconstitutional by a court of competent jurisdiction, this entire section is
34 void.

35 The provisions of this section shall be in effect only from July 1, ~~2017~~
36 2018 through June 30, ~~2018~~ 2019.

1
2 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
4 HELP – BEHAVIORAL HEALTH SERVICES. Employees in extra-help positions at the
5 Department of Human Services – Division of Aging, Adult, and Behavioral
6 Health Services may receive an amount not to exceed eighty-five percent (85%)
7 of the maximum annual salary for a comparable position as authorized under §
8 21-5-201 et seq. during any fiscal year, nor shall such an employee be
9 employed for a period of time to exceed one thousand eight hundred (1,800)
10 hours in any single fiscal year.

11 The provisions of this section shall be in effect only from July 1, ~~2017~~
12 2018 through June 30, ~~2018~~ 2019.

13
14 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
16 BEHAVIORAL HEALTH SERVICES - PROCEEDS FOR SALES OF TIMBER AND HAY - CAPITAL
17 IMPROVEMENTS AND EQUIPMENT. The Division of Aging, Adult, and Behavioral
18 Health Services is authorized to use the administrative operating account for
19 capital improvements to the physical plant, and for the purchase of capital
20 equipment, and for the operation of the Arkansas Health Center, operated by
21 the Department of Human Services - Division of Aging, Adult, and Behavioral
22 Health Services. The funds shall be held by the Department of Human Services
23 - Division of Aging, Adult, and Behavioral Health Services, from the proceeds
24 of the sale of timber and hay that may be harvested from land owned by the
25 Division of Aging, Adult, and Behavioral Health Services. All funds deposited
26 and all expenses shall be tracked separately. The harvesting of timber and
27 hay is specifically authorized to provide funds to finance capital
28 improvements to the physical plant, for the purchase of major capital
29 equipment, and for the operation of the Arkansas Health Center. The Division
30 of Aging, Adult, and Behavioral Health Services shall report all income
31 derived from the sale of timber and hay to the Chief Fiscal Officer of the
32 State and the Legislative Council or Joint Budget Committee. Any contracts
33 initiated for the harvesting of timber and hay shall be submitted to the
34 Review Subcommittee of the Arkansas Legislative Council or Joint Budget
35 Committee for prior review. All expenditures of funds derived from the sale
36 of timber and hay will be expended in accordance with relevant state

1 purchasing laws.

2 The provisions of this section shall be in effect only from July 1, 2017
3 2018 through June 30, ~~2018~~ 2019.

4
5 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
7 RATES OF PAY AND EMPLOYMENT WORK DAYS. For employees hired on or after July
8 1, 2013, at the Arkansas State Hospital in the classifications listed below,
9 the Division of Aging, Adult, and Behavioral Health Services Director shall
10 implement salary adjustments utilizing the approved pay grid for teachers
11 employed by the Arkansas Schools for the Blind and Deaf.

12 To achieve the salary adjustments, the Division of Aging, Adult, and
13 Behavioral Health Services is authorized to pay special rates of pay for
14 classifications at the Arkansas State Hospital listed below:

15	Classification	Title	Grade
16	E035C	Certified Masters Teacher	G119 <u>GS08</u>
17	E044C	Certified Bachelors Teacher	G117 <u>GS06</u>

18 Funding for the minimum compensation provided for in this section that
19 is supported in whole or in part from general revenues, shall, if required,
20 be provided by a transfer from the Merit Adjustment Fund to the proper fund
21 or fund account and in such amounts as determined by the Chief Fiscal Officer
22 of the State. The Division of Aging, Adult, and Behavioral Health Services
23 shall in addition to the funds provided in this Act for Annual Career Service
24 Recognition Payments from the Merit Adjustment Fund, make available any
25 funding generated from agency salary savings for such purposes from the funds
26 or fund accounts as provided by law.

27 For employees hired on or after July 1, 2013, at the Arkansas State
28 Hospital in the classifications listed above, the Division of Aging, Adult,
29 and Behavioral Health Services Director shall set the number of work days for
30 the employment year to equal the number of days worked by those employed in
31 the same classifications at the Arkansas Schools for the Blind and Deaf. The
32 accrual, use, and carryover of sick days, personal days, and holidays of the
33 employees at the Arkansas State Hospital that are hired on or after July 1,
34 2013, or current employees choosing to adopt this plan, shall be treated in
35 the same manner as those employed in the same classifications at the Arkansas
36 Schools for the Blind and Deaf.

1 Those currently employed at the Arkansas State Hospital in the
2 classifications listed above as of June 30, 2013, have the one-time option of
3 adopting this language or continuing to operate under the same salary, leave
4 and benefit plans they are currently receiving. Employees must make their
5 decision by June 30, 2013.

6 Accrued annual and holiday leave, up to 240 hours, as of June 30,
7 2013, will be paid out to current employees choosing to adopt this plan. Any
8 additional accrued annual and holiday leave will be forfeited. Accrued sick
9 leave, as of June 30, 2013, shall be retained on file and shall be exhausted
10 before any newly accrued sick leave may be taken.

11 All employees affected by this section shall be eligible to receive
12 hazardous duty pay for time worked in eligible areas.

13 The provisions of this section shall be in effect only from July 1, ~~2017~~
14 2018 through June 30, ~~2018~~ 2019.

15
16 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
18 ADULT SERVICES - MATCHING FUNDS. The funds appropriated for state match for
19 the Arkansas Senior Olympics Program in this Act shall be paid on a two-to-
20 one state/local matching basis. The Senior Arkansas Sports Organization must
21 certify its portion of the match to the Division of Aging, ~~and Adult, and~~
22 Behavioral Health Services before any funds appropriated for state match for
23 the Arkansas Senior Olympics Program in this Act are disbursed.

24 The provisions of this section shall be in effect only from July 1, ~~2017~~
25 2018 through June 30, ~~2018~~ 2019.

26
27 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
29 ADULT SERVICES - STATE MATCH AUTHORIZED. The Director of the Department of
30 Human Services is authorized to use State funds appropriated in this Act to
31 match Federal funds available under Title III and Title V of the Older
32 Americans Act, Social Services Block Grant, or such other federal funds as
33 may become available.

34 The provisions of this section shall be in effect only from July 1, ~~2017~~
35 2018 through June 30, ~~2018~~ 2019.

36

1 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
3 ADULT SERVICES - GRANT/CONTRACT DISBURSEMENT GUIDELINES. All appropriations
4 for state and federal funding contained herein for ~~the Division of~~ Aging and
5 Adult Services and that are distributed under grant or contract methodologies
6 may be disbursed by the Department of Human Services in the same manner as
7 authorized under federal regulations for the disbursement of Title III Older
8 Americans Act funds. Otherwise, all disbursements shall comply with the
9 provisions of this Act.

10 The provisions of this section shall be in effect only from July 1, ~~2017~~
11 2018 through June 30, ~~2018~~ 2019.

12
13 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
15 ADULT SERVICES - NURSING HOME CARE ALTERNATIVES. Funding for "Nursing Home
16 Care Alternatives", as it appears in the Aging and Adult Services -
17 Operations appropriation may be used for home delivered meals, adult day
18 care, homemaker/chore, respite care, personal care, health promotion, and
19 other community-based activities. These funds may also be used to match
20 Medicaid community-based programs.

21 The provisions of this section shall be in effect only from July 1, ~~2017~~
22 2018 through June 30, ~~2018~~ 2019.

23
24 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR
26 CITIZEN CENTERS. The appropriation in this act for Senior Citizen Centers
27 shall be distributed in the same manner as the funding formula requirements
28 set out in the federal Older Americans Act funding law. The additional
29 funding provided by this provision shall supplement and not supplant any
30 monies currently funding services for Senior Citizen Centers.

31 The requirements in this section shall only be implemented in accordance
32 with any necessary approval by the Centers for Medicare and Medicaid Services
33 and in the event that additional general revenue funding is provided by the
34 General Assembly for these purposes. Should additional funding provided for
35 these purposes be insufficient to provide for the increases in full, the
36 increases shall be provided to the extent that funding is made available.

1 The provisions of this section shall be in effect only from July 1, 2017
2 2018 through June 30, ~~2018~~ 2019.

3
4 SECTION 29. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
5 authorized by this act shall be limited to the appropriation for such agency
6 and funds made available by law for the support of such appropriations; and
7 the restrictions of the State Procurement Law, the General Accounting and
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
9 Procedures and Restrictions Act, or their successors, and other fiscal
10 control laws of this State, where applicable, and regulations promulgated by
11 the Department of Finance and Administration, as authorized by law, shall be
12 strictly complied with in disbursement of said funds.

13
14 SECTION 30. LEGISLATIVE INTENT. It is the intent of the General
15 Assembly that any funds disbursed under the authority of the appropriations
16 contained in this act shall be in compliance with the stated reasons for
17 which this act was adopted, as evidenced by the Agency Requests, Executive
18 Recommendations and Legislative Recommendations contained in the budget
19 manuals prepared by the Department of Finance and Administration, letters, or
20 summarized oral testimony in the official minutes of the Arkansas Legislative
21 Council or Joint Budget Committee which relate to its passage and adoption.

22
23 SECTION 31. EFFECTIVE DATE. This act is effective on and after July 1,
24 2018.

25
26 */s/Joint Budget Committee*
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