

1 State of Arkansas
2 94th General Assembly
3 Fiscal Session, 2024
4

As Engrossed: S4/15/24

A Bill

SENATE BILL 43

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 DEVELOPMENTAL DISABILITIES
11 SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2025;
12 AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF DEVELOPMENTAL
17 DISABILITIES SERVICES APPROPRIATION FOR
18 THE 2024-2025 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 - OPERATIONS. There is hereby established
25 for the Department of Human Services - Division of Developmental Disabilities
26 Services for the 2024-2025 fiscal year, the following maximum number of
27 regular employees.
28

Item	Class	No. Code Title	Maximum No. of Employees	Maximum Annual
				Salary Rate Fiscal Year
				2024-2025
33	(1)	N249N DHS DIVISION DIRECTOR	1	GRADE SE02
34	(2)	L008N PHYSICIAN SPECIALIST	6	GRADE MP07
35	(3)	L011N DENTIST	2	GRADE MP06
36	(4)	L017N DHS ALEXANDER CHIEF PSYCHOLOGIST	1	GRADE MP05



1	(5)	L018N NURSE PRACTITIONER	7	GRADE MP04
2	(6)	L001C PSYCHOLOGIST SUPERVISOR	1	GRADE MP04
3	(7)	L009C NURSE MANAGER	5	GRADE MP03
4	(8)	L003C PSYCHOLOGIST	1	GRADE MP03
5	(9)	L015C CLINICAL SPEECH PATHOLOGIST	10	GRADE MP02
6	(10)	L036C NURSE INSTRUCTOR	4	GRADE MP02
7	(11)	L019C REGISTERED NURSE COORDINATOR	6	GRADE MP02
8	(12)	L027C REGISTERED NURSE SUPERVISOR	15	GRADE MP02
9	(13)	L038C REGISTERED NURSE	69	GRADE MP01
10	(14)	D065C NETWORK SUPPORT ANALYST	1	GRADE IT04
11	(15)	D079C COMPUTER SUPPORT TECHNICIAN	5	GRADE IT02
12	(16)	N175N DHS DDS ASST DIR FOR RESIDENTIAL SVC	1	GRADE GS15
13	(17)	N144N DHS DDS DIR CLIENT SERVICES	1	GRADE GS14
14	(18)	N081N DHS DDS SUPT HDC/CONWAY	1	GRADE GS14
15	(19)	N101N DHS/DCO ASST DEP DIR PGM & ADMN SPT	1	GRADE GS14
16	(20)	N110N DHS ASST DIR CONTRACT MONITORING UNIT	1	GRADE GS13
17	(21)	N126N DHS DDS SUPT HDC	4	GRADE GS13
18	(22)	N167N DHS POLICY & RESEARCH DIRECTOR	1	GRADE GS12
19	(23)	M005C DHS ASSISTANT SUPERINTENDENT - CONWAY	1	GRADE GS11
20	(24)	G099C DHS PROGRAM ADMINISTRATOR	23	GRADE GS09
21	(25)	L040C DIETARY SERVICES DIRECTOR	2	GRADE GS09
22	(26)	G109C GRANTS MANAGER	1	GRADE GS09
23	(27)	M009C LICENSED CERTIFIED SOCIAL WORKER	1	GRADE GS09
24	(28)	L021C NURSING HOME ASSISTANT ADMINISTRATOR	4	GRADE GS09
25	(29)	L033C PSYCHOLOGICAL EXAMINER	11	GRADE GS09
26	(30)	X038C QUALITY ASSURANCE MANAGER	2	GRADE GS09
27	(31)	E024C TEACHER SUPERVISOR	1	GRADE GS09
28	(32)	A116C BUSINESS OPERATIONS MANAGER	1	GRADE GS08
29	(33)	E035C CERTIFIED MASTERS TEACHER	2	GRADE GS08
30	(34)	G152C DHS PROGRAM MANAGER	20	GRADE GS08
31	(35)	E026C EDUCATION & INSTRUCTION COORDINATOR	4	GRADE GS08
32	(36)	L047C MEDICAL TECHNOLOGIST SUPERVISOR	1	GRADE GS08
33	(37)	R014C PERSONNEL MANAGER	1	GRADE GS08
34	(38)	X062C QUALITY ASSURANCE COORDINATOR	2	GRADE GS08
35	(39)	E023C TRAINING PROJECT MANAGER	1	GRADE GS08
36	(40)	R024C ASSISTANT PERSONNEL MANAGER	5	GRADE GS07

1	(41)	S008C CAMPUS MAINTENANCE SUPERVISOR	1	GRADE GS07
2	(42)	M043C DDS PROGRAM COORDINATOR	3	GRADE GS07
3	(43)	A055C DHS INSTITUTION BUSINESS MANAGER	4	GRADE GS07
4	(44)	G183C DHS PROGRAM COORDINATOR	49	GRADE GS07
5	(45)	G182C DHS/DDS PROGRAM COORDINATOR	33	GRADE GS07
6	(46)	L055C DIETICIAN	1	GRADE GS07
7	(47)	S019C DIRECTOR MAINTENANCE	1	GRADE GS07
8	(48)	E048C EDUCATION & INSTRUCTION SPECIALIST	10	GRADE GS07
9	(49)	E032C EDUCATION COUNSELOR	1	GRADE GS07
10	(50)	M026C LICENSED SOCIAL WORKER	3	GRADE GS07
11	(51)	S017C MAINTENANCE COORDINATOR	4	GRADE GS07
12	(52)	L061C MEDICAL TECHNOLOGIST	3	GRADE GS07
13	(53)	X095C QUALITY ASSURANCE ANALYST	6	GRADE GS07
14	(54)	M024C RESIDENTIAL SERVICES MANAGER	14	GRADE GS07
15	(55)	E040C STAFF DEVELOPMENT COORDINATOR	4	GRADE GS07
16	(56)	C037C ADMINISTRATIVE ANALYST	6	GRADE GS06
17	(57)	R027C BUDGET SPECIALIST	1	GRADE GS06
18	(58)	E044C CERTIFIED BACHELORS TEACHER	3	GRADE GS06
19	(59)	M057C CHAPLAIN	1	GRADE GS06
20	(60)	G210C DHS PROGRAM SPECIALIST	5	GRADE GS06
21	(61)	E038C EDUCATION & INSTRUCTION ANALYST	1	GRADE GS06
22	(62)	A074C FISCAL SUPPORT SUPERVISOR	1	GRADE GS06
23	(63)	R025C HUMAN RESOURCES ANALYST	7	GRADE GS06
24	(64)	L069C LICENSED PRACTICAL NURSE	104	GRADE GS06
25	(65)	S033C MAINTENANCE SUPERVISOR	6	GRADE GS06
26	(66)	A084C PROGRAM/FIELD AUDIT SPECIALIST	1	GRADE GS06
27	(67)	X136C QUALITY ASSURANCE REVIEWER	1	GRADE GS06
28	(68)	C026C RECORDS/INTAKE SUPERVISOR	1	GRADE GS06
29	(69)	L060C REHAB INSTRUCTOR SUPERVISOR	26	GRADE GS06
30	(70)	M098C RESIDENTIAL CARE SHIFT MANAGER	56	GRADE GS06
31	(71)	X094C SERVICES & PROGRAM LICENSING SPEC	2	GRADE GS06
32	(72)	M054C SOCIAL SERVICE WORKER	11	GRADE GS06
33	(73)	G202C VOLUNTEER PROGRAM COORDINATOR	2	GRADE GS06
34	(74)	S021C WATER FILTER/WASTE DISPOSAL PLNT SUPV	1	GRADE GS06
35	(75)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	6	GRADE GS05
36	(76)	A088C ASSETS COORDINATOR	3	GRADE GS05

1	(77)	R033C BENEFITS ANALYST	1	GRADE GS05
2	(78)	S041C BOILER OPERATOR	2	GRADE GS05
3	(79)	V014C BUYER	2	GRADE GS05
4	(80)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
5	(81)	L070C HEALTH CARE ANALYST	1	GRADE GS05
6	(82)	C030C HEALTH RECORDS SPECIALIST	1	GRADE GS05
7	(83)	D077C HELP DESK SPECIALIST	1	GRADE GS05
8	(84)	R032C HUMAN RESOURCES PROGRAM REPRESENTATIVE	3	GRADE GS05
9	(85)	C054C LOCAL OFFICE ADMINISTRATIVE SPEC	2	GRADE GS05
10	(86)	V015C PURCHASING SPECIALIST	3	GRADE GS05
11	(87)	M065C RECREATIONAL ACTIVITY SUPERVISOR	2	GRADE GS05
12	(88)	L066C REHABILITATION INSTRUCTOR	120	GRADE GS05
13	(89)	M004C RESIDENTIAL OPERATIONS MANAGER	321	GRADE GS05
14	(90)	S031C SKILLED TRADESMAN	25	GRADE GS05
15	(91)	E051C STAFF DEVELOPMENT SPECIALIST	2	GRADE GS05
16	(92)	S030C WATER FILTER/WASTE DISPOSAL PLNT OPER	2	GRADE GS05
17	(93)	C056C ADMINISTRATIVE SPECIALIST III	48	GRADE GS04
18	(94)	S053C AUTO/DIESEL MECHANIC	1	GRADE GS04
19	(95)	S061C CHDC LAUNDRY OPERATIONS MANAGER	1	GRADE GS04
20	(96)	L081C DENTAL ASSISTANT	1	GRADE GS04
21	(97)	L102C DIETETIC SPECIALIST	1	GRADE GS04
22	(98)	A098C FISCAL SUPPORT SPECIALIST	4	GRADE GS04
23	(99)	A102C FISCAL SUPPORT TECHNICIAN	3	GRADE GS04
24	(100)	S044C FOOD PREPARATION MANAGER	4	GRADE GS04
25	(101)	R038C HUMAN RESOURCES ASSISTANT	1	GRADE GS04
26	(102)	R036C HUMAN RESOURCES SPECIALIST	4	GRADE GS04
27	(103)	S047C LANDSCAPE SUPERVISOR	2	GRADE GS04
28	(104)	S046C MAINTENANCE TECHNICIAN	5	GRADE GS04
29	(105)	C044C MEDICAL BILLING SPECIALIST	1	GRADE GS04
30	(106)	M063C RESIDENTIAL CARE PROGRAM COORDINATOR	1	GRADE GS04
31	(107)	M073C RESIDENTIAL CARE SUPERVISOR	1	GRADE GS04
32	(108)	V023C STOREROOM SUPERVISOR	4	GRADE GS04
33	(109)	L074C THERAPY ASSISTANT	1	GRADE GS04
34	(110)	V025C WAREHOUSE SPECIALIST	4	GRADE GS04
35	(111)	C073C ADMINISTRATIVE SPECIALIST II	66	GRADE GS03
36	(112)	S081C APPRENTICE TRADESMAN	8	GRADE GS03

1	(113)	M084C BEHAV HLTH AIDE	39	GRADE GS03
2	(114)	L082C CERTIFIED NURSING ASSISTANT	812	GRADE GS03
3	(115)	M090C DHS PROGRAM ASSISTANT	40	GRADE GS03
4	(116)	S056C FOOD PREPARATION SUPERVISOR	6	GRADE GS03
5	(117)	S067C HOUSEKEEPER SUPERVISOR	1	GRADE GS03
6	(118)	S076C INSTITUTIONAL BEAUTICIAN	3	GRADE GS03
7	(119)	V027C INVENTORY CONTROL TECHNICIAN	3	GRADE GS03
8	(120)	S050C MAINTENANCE SPECIALIST	7	GRADE GS03
9	(121)	C066C PATIENT ACCOUNT SPECIALIST	4	GRADE GS03
10	(122)	T087C SECURITY OFFICER	1	GRADE GS03
11	(123)	C087C ADMINISTRATIVE SPECIALIST I	32	GRADE GS02
12	(124)	S083C BAKER	4	GRADE GS02
13	(125)	S082C CANTEEN SUPERVISOR	2	GRADE GS02
14	(126)	S070C EQUIPMENT TECHNICIAN	17	GRADE GS02
15	(127)	S085C FOOD PREPARATION SPECIALIST	13	GRADE GS02
16	(128)	S084C INSTITUTIONAL SERVICES SUPERVISOR	36	GRADE GS02
17	(129)	S088C KITCHEN ASSISTANT	64	GRADE GS02
18	(130)	L075C ORTHOTIST AIDE	4	GRADE GS02
19	(131)	L085C PHYSICAL THERAPY AIDE	1	GRADE GS02
20	(132)	M076C RECREATIONAL ACTIVITY LEADER II	4	GRADE GS02
21	(133)	E056C TEACHER ASSISTANT	1	GRADE GS02
22	(134)	L084C THERAPY AIDE	1	GRADE GS02
23	(135)	V028C WAREHOUSE WORKER	3	GRADE GS02
24	(136)	S086C COOK	13	GRADE GS01
25	(137)	S080C EQUIPMENT OPERATOR	1	GRADE GS01
26	(138)	S089C FOOD PREPARATION TECHNICIAN	31	GRADE GS01
27	(139)	S087C INSTITUTIONAL SERVICES ASSISTANT	88	GRADE GS01
28	(140)	S065C MAINTENANCE ASSISTANT	12	GRADE GS01
29	(141)	V029C PURCHASING ASSISTANT	<u>1</u>	GRADE GS01
30		MAX. NO. OF EMPLOYEES	2,503	

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32 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
33 the Department of Human Services - Division of Developmental Disabilities
34 Services for the 2024-2025 fiscal year, the following maximum number of part-
35 time or temporary employees, to be known as "Extra Help", payable from funds
36 appropriated herein for such purposes: one hundred ninety-nine (199)

1 temporary or part-time employees, when needed, at rates of pay not to exceed
2 those provided in the Uniform Classification and Compensation Act, or its
3 successor, or this act for the appropriate classification.

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5 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
6 to the Department of Human Services, to be payable from the paying account as
7 determined by the Chief Fiscal Officer of the State, for personal services
8 and operating expenses of the Department of Human Services - Division of
9 Developmental Disabilities Services for the fiscal year ending June 30, 2025,
10 the following:

11	12 ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2024-2025</u>
14	(01) REGULAR SALARIES	\$95,599,502
15	(02) EXTRA HELP	2,860,944
16	(03) PERSONAL SERVICES MATCHING	43,055,342
17	(04) OVERTIME	4,310,000
18	(05) EXTRA SALARIES	27,000
19	(06) MAINT. & GEN. OPERATION	
20	(A) OPER. EXPENSE	30,477,449
21	(B) CONF. & TRAVEL	89,798
22	(C) PROF. FEES	3,211,079
23	(D) CAP. OUTLAY	1,000,000
24	(E) DATA PROC.	0
25	(07) GRANTS/PATIENT SERVICES	2,487,134
26	(08) DATA PROCESSING SERVICES	1,000,000
27	(09) VOCATIONAL TRAINEES	239,000
28	(10) CHILDREN AND ADOLESCENT SERVICES	67,191
29	(11) PURCHASE OF SERVICES	<u>6,805,302</u>
30	TOTAL AMOUNT APPROPRIATED	<u>\$191,229,741</u>

31
32 SECTION 4. APPROPRIATION - SPECIAL OLYMPICS. There is hereby
33 appropriated, to the Department of Human Services, to be payable from the
34 Developmental Disabilities Services Fund Account, for grants to the Arkansas
35 Special Olympics by the Department of Human Services - Division of
36 Developmental Disabilities Services for the fiscal year ending June 30, 2025,

1 the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2024-2025</u>
5 (01) GRANTS-SPECIAL OLYMPICS	<u>\$178,768</u>

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7 SECTION 5. APPROPRIATION - COMMUNITY PROGRAMS. There is hereby
8 appropriated, to the Department of Human Services, to be payable from the
9 Developmental Disabilities Services-Dog Track Special Revenue Fund, for
10 expenses of the private non-profit community based programs licensed by the
11 Department of Human Services - Division of Developmental Disabilities
12 Services for the fiscal year ending June 30, 2025, the following:

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14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2024-2025</u>
16 (01) COMMUNITY PROGRAMS	<u>\$50,000</u>

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18 SECTION 6. APPROPRIATION - GRANTS-IN-AID. There is hereby
19 appropriated, to the Department of Human Services, to be payable from the
20 Developmental Disabilities Services Fund Account, for grants-in-aid to the
21 community providers of services to the developmentally disabled by the
22 Department of Human Services - Division of Developmental Disabilities
23 Services for the fiscal year ending June 30, 2025, the following:

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25 ITEM	FISCAL YEAR
26 <u>NO.</u>	<u>2024-2025</u>
27 (01) GRANTS TO COMMUNITY PROVIDERS	<u>\$15,892,045</u>

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29 SECTION 7. APPROPRIATION - INTER-DIVISIONAL PROGRAMS. There is hereby
30 appropriated, to the Department of Human Services, to be payable from the
31 Developmental Disabilities Services Fund Account, for integrated services and
32 programs developed by the various divisions, for services and programs
33 developed in conjunction with other state agencies, and for the development
34 and implementation of an integrated case management system for the Department
35 of Human Services - Division of Developmental Disabilities for the fiscal
36 year ending June 30, 2025, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2024-2025</u>
(01) INTER-DIVISIONAL PROGRAMS	<u>\$108,644</u>

SECTION 8. APPROPRIATION - GRANTS - STATE. There is hereby appropriated, to the Department of Human Services, to be payable from the Department of Human Services Grants Fund Account, for grant payments of the Department of Human Services - Division of Developmental Disabilities for the fiscal year ending June 30, 2025, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2024-2025</u>
(01) CHILDREN'S MEDICAL SERVICES-STATE	<u>\$1,729,279</u>

SECTION 9. APPROPRIATION - GRANTS - FEDERAL. There is hereby appropriated, to the Department of Human Services, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for federally funded grants of the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2025, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2024-2025</u>
(01) CHILDREN'S MEDICAL SERVICES-FEDERAL	<u>\$1,446,205</u>

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DEVELOPMENTAL DISABILITIES - GRANTS TO COMMUNITY BASED PROVIDERS. Funds allocated for community-based services under the appropriation for (i) the Grants-in-Aid appropriation in this act, (ii) the Grants/Patient Services Line in the Operations appropriation in this act, and (iii) the Inter-Divisional Programs appropriation in this act, shall be used only to provide services through private community based services licensed or certified by the Arkansas Division of Developmental Disabilities Services (DDS) or licensed or certified by a Provider-Led Arkansas Shared Savings Entity

1 (PASSE). Non-profit community-based programs licensed by the Division of
2 Developmental Disabilities Services are quasi-governmental instrumentalities
3 of the state which provide supports and services to individuals who have a
4 developmental disability or delay, who would otherwise require supports and
5 services through state-operated programs and facilities owned by the State of
6 Arkansas. When licensed providers are involved in delivering services which
7 are Medicaid reimbursable, they must enroll as a provider with the Arkansas
8 Medicaid Program and must bill the Arkansas Medicaid Program for all covered
9 services for eligible individuals.

10 Services which are covered by the Arkansas State Medicaid Program,
11 including the Provider-Led Arkansas Shared Savings Entity (PASSE) model, will
12 be utilized to the maximum extent possible for any individual who is eligible
13 for Medicaid coverage. It is the intent of this section that DDS, as a
14 general policy, maximize the use of Medicaid funding available for
15 appropriate services.

16 Licensed private community providers funded from these appropriations for
17 community based services shall:

- 18 1. Screen each individual to whom services are provided for a determination
19 of eligibility or ineligibility for Medicaid coverage within thirty days of
20 the first date that services are provided.
- 21 2. Meet minimum standards of performance in the delivery of services to
22 people with disabilities as defined by the Department of Human Services -
23 Division of Developmental Disabilities Services.
- 24 3. Supply statistical and financial data to the Department of Human Services
25 - Division of Developmental Disabilities Services.
- 26 4. Establish and maintain a sound financial management system in accordance
27 with guidelines as set forth by the Department of Human Services.
- 28 5. Establish and maintain community support programs designed to provide
29 coordinated care and treatment to ensure ongoing involvement and
30 individualized services for persons with disabilities.

31 It is the intent of this section to insure that wherever possible and
32 appropriate, Medicaid funds are utilized.

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

36 The provisions of this section shall be in effect only from July 1, ~~2023~~

1 2024 through June 30, ~~2024~~ 2025.

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3 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
5 ELIMINATION OF AUTISM WAIVER SERVICES WAITING LIST. Immediately upon the
6 effective date of this Act, the Department of Human Services - Division of
7 Developmental Disabilities Services shall budget, allocate, and expend up to
8 one million dollars (\$1,000,000) for the elimination of the Autism Waiver
9 Services Program waiting list.

10 The provisions of this section shall be in effect only from July 1,
11 ~~2023~~ 2024 through June 30, ~~2024~~ 2025.

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13 SECTION 12. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
14 authorized by this act shall be limited to the appropriation for such agency
15 and funds made available by law for the support of such appropriations; and
16 the restrictions of the State Procurement Law, the General Accounting and
17 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
18 Procedures and Restrictions Act, or their successors, and other fiscal
19 control laws of this State, where applicable, and regulations promulgated by
20 the Department of Finance and Administration, as authorized by law, shall be
21 strictly complied with in disbursement of said funds.

22
23 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General
24 Assembly that any funds disbursed under the authority of the appropriations
25 contained in this act shall be in compliance with the stated reasons for
26 which this act was adopted, as evidenced by the Agency Requests, Executive
27 Recommendations and Legislative Recommendations contained in the budget
28 manuals prepared by the Department of Finance and Administration, letters, or
29 summarized oral testimony in the official minutes of the Arkansas Legislative
30 Council or Joint Budget Committee which relate to its passage and adoption.

31
32 SECTION 14. EMERGENCY CLAUSE. It is found and determined by the
33 General Assembly, that the Constitution of the State of Arkansas prohibits
34 the appropriation of funds for more than a one (1) year period; that the
35 effectiveness of this Act on July 1, 2024 is essential to the operation of
36 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the legislative session, the delay in the
2 effective date of this Act beyond July 1, 2024 could work irreparable harm
3 upon the proper administration and provision of essential governmental
4 programs. Therefore, an emergency is hereby declared to exist and this Act
5 being necessary for the immediate preservation of the public peace, health
6 and safety shall be in full force and effect from and after July 1, 2024.

7
8 */s/Joint Budget Committee*
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