

Stricken language will be deleted and underlined language will be added.
Act 295 of the Fiscal Session

State of Arkansas
89th General Assembly
Fiscal Session, 2014

As Engrossed: S2/26/14
A Bill

SENATE BILL 112

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN
SERVICES - DIVISION OF DEVELOPMENTAL DISABILITIES
SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2015;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN
SERVICES - DIVISION OF DEVELOPMENTAL
DISABILITIES SERVICES APPROPRIATION FOR
THE 2014-2015 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for the Department of Human Services - Division of Developmental Disabilities Services for the 2014-2015 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual
				Salary Rate Fiscal Year
				2014-2015
(1)	L005N	PSYCHIATRIC SPECIALIST	1	GRADE N919
(2)	L008N	PHYSICIAN SPECIALIST	10	GRADE N917
(3)	L011N	DENTIST	3	GRADE N916
(4)	L016N	REGISTERED PHARMACIST	1	GRADE N911



(5)	N020N	DHS DDS COMMISSIONER	1	GRADE N910
(6)	N175N	DHS DDS ASST DIR FOR RESIDENTIAL SVC	1	GRADE N907
(7)	N081N	DHS DDS SUPT HDC/CONWAY	1	GRADE N907
(8)	N086N	DHS DDS DIR EVAL PLAN & MGMT SYSTEMS	1	GRADE N906
(9)	L017N	DHS ALEXANDER CHIEF PSYCHOLOGIST	1	GRADE N905
(10)	N126N	DHS DDS SUPT HDC	4	GRADE N904
(11)	N145N	DHS ASSISTANT DIRECTOR CMS	1	GRADE N902
(12)	N144N	DHS DDS DIR CLIENT SERVICES	2	GRADE N902
(13)	N143N	DHS DDS DIVISION MANAGER	2	GRADE N902
(14)	L001C	PSYCHOLOGIST SUPERVISOR	2	GRADE C129
(15)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
(16)	L003C	PSYCHOLOGIST	1	GRADE C127
(17)	M005C	DHS ASSIST SUPERINTENDENT - CONWAY	1	GRADE C125
(18)	L009C	NURSE MANAGER	5	GRADE C125
(19)	L015C	CLINICAL SPEECH PATHOLOGIST	12	GRADE C124
(20)	L021C	NURSING HOME ASSISTANT ADMINISTRATOR	4	GRADE C123
(21)	L019C	REGISTERED NURSE COORDINATOR	6	GRADE C123
(22)	G099C	DHS PROGRAM ADMINISTRATOR	11	GRADE C122
(23)	L027C	REGISTERED NURSE SUPERVISOR	15	GRADE C122
(24)	A050C	AGENCY FISCAL MANAGER	1	GRADE C121
(25)	M009C	LICENSED CERTIFIED SOCIAL WORKER	14	GRADE C121
(26)	L036C	NURSE INSTRUCTOR	6	GRADE C121
(27)	R014C	PERSONNEL MANAGER	1	GRADE C121
(28)	V004C	PROCUREMENT MANAGER	1	GRADE C121
(29)	L033C	PSYCHOLOGICAL EXAMINER	24	GRADE C121
(30)	A055C	DHS INSTITUTION BUSINESS MANAGER	6	GRADE C120
(31)	L040C	DIETARY SERVICES DIRECTOR	1	GRADE C120
(32)	E026C	EDUCATION & INSTRUCTION COORDINATOR	3	GRADE C120
(33)	L038C	REGISTERED NURSE	35	GRADE C120
(34)	E024C	TEACHER SUPERVISOR	1	GRADE C120
(35)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
(36)	L045C	AUDIOLOGIST	1	GRADE C119
(37)	R021C	BUDGET ANALYST	1	GRADE C119
(38)	G152C	DHS PROGRAM MANAGER	20	GRADE C119
(39)	G147C	GRANTS COORDINATOR	1	GRADE C119
(40)	M020C	LICENSED PROFESSIONAL COUNSELOR	5	GRADE C119

(41)	A065C	PAYROLL SERVICES COORDINATOR	1	GRADE C119
(42)	X062C	QUALITY ASSURANCE COORDINATOR	3	GRADE C119
(43)	E038C	EDUCATION & INSTRUCTION ANALYST	1	GRADE C118
(44)	M026C	LICENSED SOCIAL WORKER	5	GRADE C118
(45)	L047C	MEDICAL TECHNOLOGIST SUPERVISOR	1	GRADE C118
(46)	M025C	PROGRAM ELIGIBILITY COORDINATOR I	3	GRADE C118
(47)	M024C	RESIDENTIAL SERVICES MANAGER	15	GRADE C118
(48)	E044C	CERTIFIED BACHELORS TEACHER	12	GRADE C117
(49)	M043C	DDS PROGRAM COORDINATOR	3	GRADE C117
(50)	G183C	DHS PROGRAM COORDINATOR	70	GRADE C117
(51)	M042C	DHS STAFF SUPERVISOR	1	GRADE C117
(52)	G182C	DHS/DDS PROGRAM COORDINATOR	38	GRADE C117
(53)	L055C	DIETICIAN	1	GRADE C117
(54)	S019C	DIRECTOR MAINTENANCE	1	GRADE C117
(55)	G180C	GRANTS ANALYST	5	GRADE C117
(56)	R025C	HUMAN RESOURCES ANALYST	2	GRADE C117
(57)	S017C	MAINTENANCE COORDINATOR	4	GRADE C117
(58)	X095C	QUALITY ASSURANCE ANALYST	5	GRADE C117
(59)	E041C	SENIOR LIBRARIAN	2	GRADE C117
(60)	X094C	SERVICES & PROG LICENSING SPECIALIST	17	GRADE C117
(61)	E040C	STAFF DEVELOPMENT COORDINATOR	8	GRADE C117
(62)	A088C	ASSETS COORDINATOR	1	GRADE C116
(63)	V014C	BUYER	2	GRADE C116
(64)	E048C	EDUCATION & INSTRUCTION SPECIALIST	2	GRADE C116
(65)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
(66)	S021C	WATER FILTER/WASTE DISPOSAL PLNT SUP	1	GRADE C116
(67)	C037C	ADMINISTRATIVE ANALYST	3	GRADE C115
(68)	R033C	BENEFITS ANALYST	1	GRADE C115
(69)	M057C	CHAPLAIN	1	GRADE C115
(70)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
(71)	G210C	DHS PROGRAM SPECIALIST	27	GRADE C115
(72)	S033C	MAINTENANCE SUPERVISOR	3	GRADE C115
(73)	C028C	MEDICAL RECORDS SUPERVISOR	1	GRADE C115
(74)	L061C	MEDICAL TECHNOLOGIST	2	GRADE C115
(75)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
(76)	V015C	PURCHASING SPECIALIST	4	GRADE C115

(77)	L060C	REHAB INSTRUCTOR SUPERVISOR	26	GRADE C115
(78)	S031C	SKILLED TRADESMAN	24	GRADE C115
(79)	G202C	VOLUNTEER PROGRAM COORDINATOR	1	GRADE C115
(80)	S030C	WATER FILTER/WASTE DISPOSAL PLNT OPER	2	GRADE C115
(81)	S041C	BOILER OPERATOR	3	GRADE C114
(82)	S044C	FOOD PREPARATION MANAGER	5	GRADE C114
(83)	M066C	PROGRAM ELIGIBILITY SPECIALIST	3	GRADE C114
(84)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	3	GRADE C114
(85)	M063C	RESIDENTIAL CARE PROGRAM COORDINATOR	17	GRADE C114
(86)	E051C	STAFF DEVELOPMENT SPECIALIST	5	GRADE C114
(87)	L071C	DENTAL HYGIENIST	1	GRADE C113
(88)	R036C	HUMAN RESOURCES SPECIALIST	7	GRADE C113
(89)	S047C	LANDSCAPE SUPERVISOR	1	GRADE C113
(90)	L069C	LICENSED PRACTICAL NURSE	142	GRADE C113
(91)	S046C	MAINTENANCE TECHNICIAN	4	GRADE C113
(92)	L066C	REHABILITATION INSTRUCTOR	128	GRADE C113
(93)	C056C	ADMINISTRATIVE SPECIALIST III	48	GRADE C112
(94)	S053C	AUTO/DIESEL MECHANIC	1	GRADE C112
(95)	A098C	FISCAL SUPPORT SPECIALIST	3	GRADE C112
(96)	S050C	MAINTENANCE SPECIALIST	6	GRADE C112
(97)	V022C	PURCHASING TECHNICIAN	1	GRADE C112
(98)	M071C	RESIDENTIAL CARE SHIFT COORDINATOR	18	GRADE C112
(99)	S056C	FOOD PREPARATION SUPERVISOR	5	GRADE C111
(100)	M076C	RECREATIONAL ACTIVITY LEADER II	26	GRADE C111
(101)	M073C	RESIDENTIAL CARE SUPERVISOR	71	GRADE C111
(102)	V023C	STOREROOM SUPERVISOR	5	GRADE C111
(103)	M078C	VOLUNTEER SERVICES COORDINATOR	1	GRADE C111
(104)	M090C	DHS PROGRAM ASSISTANT	3	GRADE C110
(105)	R038C	HUMAN RESOURCES ASSISTANT	4	GRADE C110
(106)	L075C	ORTHOTIST AIDE	5	GRADE C110
(107)	L074C	THERAPY ASSISTANT	1	GRADE C110
(108)	V025C	WAREHOUSE SPECIALIST	6	GRADE C110
(109)	C073C	ADMINISTRATIVE SPECIALIST II	92	GRADE C109
(110)	S061C	CHDC LAUNDRY OPERATIONS MANAGER	1	GRADE C109
(111)	L081C	DENTAL ASSISTANT	1	GRADE C109
(112)	L080C	DIETETIC TECHNICIAN	1	GRADE C109

(113)	C066C	PATIENT ACCOUNT SPECIALIST	6	GRADE C109
(114)	M082C	RECREATIONAL ACTIVITY LEADER I	1	GRADE C109
(115)	M081C	RESIDENTIAL CARE SHIFT SUPERVISOR	107	GRADE C109
(116)	E056C	TEACHER ASSISTANT	104	GRADE C109
(117)	A102C	FISCAL SUPPORT TECHNICIAN	3	GRADE C108
(118)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
(119)	S065C	MAINTENANCE ASSISTANT	20	GRADE C108
(120)	M083C	RESIDENTIAL CARE TECHNICIAN	757	GRADE C108
(121)	S070C	EQUIPMENT TECHNICIAN	3	GRADE C107
(122)	C087C	ADMINISTRATIVE SPECIALIST I	51	GRADE C106
(123)	S076C	INSTITUTIONAL BEAUTICIAN	3	GRADE C106
(124)	L086C	PHARMACY ASSISTANT	2	GRADE C106
(125)	L085C	PHYSICAL THERAPY AIDE	3	GRADE C106
(126)	V029C	PURCHASING ASSISTANT	1	GRADE C106
(127)	M089C	RESIDENTIAL CARE ASSISTANT	296	GRADE C106
(128)	L084C	THERAPY AIDE	4	GRADE C106
(129)	V028C	WAREHOUSE WORKER	1	GRADE C106
(130)	S081C	APPRENTICE TRADESMAN	5	GRADE C105
(131)	S082C	CANTEEN SUPERVISOR	2	GRADE C105
(132)	S080C	EQUIPMENT OPERATOR	9	GRADE C105
(133)	S083C	BAKER	4	GRADE C104
(134)	S086C	COOK	37	GRADE C104
(135)	S085C	FOOD PREPARATION SPECIALIST	11	GRADE C104
(136)	S084C	INSTITUTIONAL SERVICES SUPERVISOR	7	GRADE C104
(137)	S087C	INSTITUTIONAL SERVICES ASSISTANT	100	GRADE C103
(138)	S089C	FOOD PREPARATION TECHNICIAN	39	GRADE C102
(139)	V031C	STOCK CLERK	<u>1</u>	GRADE C102
		MAX. NO. OF EMPLOYEES	2,709	

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Department of Human Services - Division of Developmental Disabilities Services for the 2014-2015 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: two hundred (200) 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 - 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, 2015, the following:

ITEM NO.	FISCAL YEAR 2014-2015
(01) REGULAR SALARIES	\$81,171,839
(02) EXTRA HELP	1,889,553
(03) PERSONAL SERVICES MATCHING	32,900,394
(04) OVERTIME	2,310,000
(05) EXTRA SALARIES	27,000
(06) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	30,396,008
(B) CONF. & TRAVEL	103,253
(C) PROF. FEES	918,147
(D) CAP. OUTLAY	394,300
(E) DATA PROC.	0
(07) GRANTS/PATIENT SERVICES	6,852,051
(08) FOSTER GRANDPARENTS STIPENDS	300,000
(09) DATA PROCESSING SERVICES	550,000
(10) VOCATIONAL TRAINEES	239,000
(11) CHILDREN AND ADOLESCENT SERVICES	67,191
(12) PURCHASE OF SERVICES	<u>6,954,796</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$165,073,532</u></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, 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</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, 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</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, 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) GRANTS TO COMMUNITY PROVIDERS	<u>\$15,892,045</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 the fiscal year ending June 30, 2015, the following:

ITEM NO.	FISCAL YEAR 2014-2015
(01) INTER-DIVISIONAL PROGRAMS	<u>\$108,644</u>

SECTION 8. APPROPRIATION - GRANTS - STATE. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities 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 Services for the fiscal year ending June 30, 2015, the following:

ITEM NO.	FISCAL YEAR 2014-2015
(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 - Division of Developmental Disabilities 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, 2015, the following:

ITEM NO.	FISCAL YEAR 2014-2015
(01) CHILDREN'S MEDICAL SERVICES-FEDERAL	<u>\$1,446,205</u>

SECTION 10. APPROPRIATION - AUTISM TREATMENT AND COORDINATION. 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 grant payments and autism waiver services of the Department of Human Services - Division of Developmental Disabilities Services for the fiscal year ending June 30, 2015, the following:

ITEM	FISCAL YEAR
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<u>NO.</u>		<u>2014-2015</u>
(01)	AUTISM TREATMENT AND COORDINATION	
	GRANTS AND AID & AUTISM WAIVER SERVICES	<u>\$1,492,500</u>

SECTION 11. APPROPRIATION - VOLUNTEER AND LEADERSHIP DEVELOPMENT GRANT. 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 a volunteer and leadership development grant for the fiscal year ending June 30, 2015, the following:

<i>ITEM</i>		<i>FISCAL YEAR</i>
<u>NO.</u>		<u>2014-2015</u>
(01)	<i>VOLUNTEER AND LEADERSHIP DEVELOPMENT GRANT</i>	<u><i>\$100,000</i></u>

SECTION 12. 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 under the appropriation for community-based services, for Grants to Community Providers, in the Developmental Disabilities Services - Grants-in-Aid 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). Non-profit community-based programs licensed by the Division of Developmental Disabilities Services are quasi-governmental instrumentalities of the state which provide supports and services to individuals who have a developmental disability or delay, who would otherwise require supports and services through state-operated programs and facilities owned by the State of Arkansas. When DDS licensed providers are involved in delivering services which are Medicaid reimbursable, they must enroll as a provider with the Arkansas Medicaid Program and must bill the Arkansas Medicaid Program for all covered services for eligible individuals.

Services which are covered by the Arkansas State Medicaid Program or under the Alternative Community Services Waiver Program (ACS) will be utilized to the maximum extent possible for any individual who is eligible for Medicaid coverage. It is the intent of this section that DDS, as a general policy,

maximize the use of Medicaid funding available for appropriate services.

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

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

The provisions of this section shall be in effect only from July 1, ~~2013~~ 2014 through June 30, ~~2014~~ 2015.

SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DEVELOPMENTAL DISABILITIES - VOCATIONAL TRAINEES. The Division of Developmental Disabilities Services of the Department of Human Services is hereby authorized to provide employment opportunities for people with developmental disabilities residing at the Human Development Centers who work less than a competitive employment level.

The provisions of this section shall be in effect only from July 1, ~~2013~~ 2014 through June 30, ~~2014~~ 2015.

SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS IN AID - CONDITIONS FOR RECEIVING FUNDS. Private non-profit community-based programs licensed by the Department of Human Services, Developmental Disabilities Services, are eligible to receive funds appropriated for Grants to Community Providers in the Developmental Disabilities Services - Grants-in-Aid appropriation of this Act, and as a condition of receiving such funds they shall:

1. Meet minimum standards of performance in the delivery of services to people with disabilities as defined by the Department of Human Services, Developmental Disabilities Services.
2. Supply statistical and financial data to the Department of Human Services, Developmental Disabilities Services.
3. Establish and maintain a sound financial management system in accordance with guidelines as set forth by the Department of Human Services.
4. Establish and maintain community support programs designed to provide coordinated care and treatment to ensure ongoing involvement and individualized services for persons with disabilities. Every community support program shall provide services for persons with disabilities who reside within the respective area of the program.

The provisions of this section shall be in effect only from July 1, ~~2013~~ 2014 through June 30, ~~2014~~ 2015.

SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DEVELOPMENTAL DISABILITIES – TIMBER SALES PROCEEDS - CAPITAL IMPROVEMENTS AND EQUIPMENT. The Division of Developmental Disabilities Services is authorized to use the administrative operating accounts for capital improvements to physical plants and for the purchase of capital equipment. The funds shall be held by the Department of Human Services, Division of Developmental Disabilities Services from the proceeds of the sale of timber that may be harvested from land owned by the Division of Developmental Disabilities Services. All funds deposited and all expenses shall be tracked separately. The harvesting of timber is specifically authorized to provide funds to finance capital improvements to the physical plants and for the purchase of major capital equipment.

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

The provisions of this section shall be in effect only from July 1, ~~2013~~

2014 through June 30, ~~2014~~ 2015.

SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN DEVELOPMENT CENTERS AND COMMUNITY PROVIDERS.

(A) The Developmental Disabilities Services Board or the Department of Human Services shall not close any of the state administered Human Development Centers which are located at Conway, Arkadelphia, Jonesboro, Booneville, and Warren.

(B) The Department of Human Services shall continue to accept clients for whom it has determined that therapy and residential services are needed at state administered Human Development Centers and Community Programs licensed by DDS shall continue to accept clients for whom it has been determined in accordance with federal law that are in need of services in the community.

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

(D) Nor shall any general revenue funding as of July 1, ~~2013~~ 2014 from the Grants to Community Providers line item of the Developmental Disabilities Services - Grants-in-Aid appropriation for persons with developmental disabilities or from any other general revenues as of July 1, ~~2013~~ 2014, applied as federal matching funds for community based services licensed by DDS on July 1, ~~2013~~ 2014 be reduced below the approved funding level on July 1, ~~2013~~ 2014; nor shall the general revenues applied as federal matching funds for the Human Development Centers be reduced below the approved funding level on July 1, ~~2013~~ 2014.

SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AUTISM TREATMENT AND COORDINATION. The Department of Human Services - Division of Developmental Disabilities Services shall promulgate rules and regulations regarding the licensure and oversight of Applied Behavior Analysts as

described in Arkansas Code § 23-99-418. The rules and regulations shall include a requirement for a licensure application fee equal to that charged to applicants to be licensed as a psychologist as described in Arkansas Code § 17-97-309. Proceeds from this fee are declared as cash funds.

SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. EARLY INTERVENTION DAY TREATMENT.

(a)(1) Until the requirement in subsection (b) has been met, the Department of Human Services, including without limitation the Division of Developmental Disabilities Services and the Division of Medical Services, shall not enter any arrangement, contract for any services, commit any funds, make any fund transfers, interagency or otherwise, or allocate any resources by any means to support the screening, assessment, evaluation, or treatment of the early intervention day treatment needs of a Medicaid-eligible child from birth to age five (5) by an academic medical center or any third party contractor.

(2) As used in this section, "early intervention day treatment" has the same meaning as defined in Arkansas Code § 20-48-1102(5).

(b) The House Committee on Public Health, Welfare and Labor, Senate Committee on Public Health, Welfare and Labor and the Administrative Rules and Regulations Subcommittee of the Legislative Council shall review the proposed arrangement, contract, fund commitment, fund transfer, or resource allocation and all materials related to the development and implementation plans of the proposed arrangement, contract, fund commitment, fund transfer, or resource allocation, including without limitation data and cost-benefit analysis justifying the cost.

(c) Implementation of the new early intervention day treatment program shall begin at the later of:

(1) Ninety (90) days after the publication of proposed program rates; or

(2) January 1, 2015.

SECTION 19. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and

the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

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

SECTION 21. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2014 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2014 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2014.

/s/ Joint Budget Committee

APPROVED: 03/13/2014

