

Stricken language will be deleted and underlined language will be added.  
Act 247 of the Fiscal Session

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

As Engrossed: S2/14/18 S2/27/18  
**A Bill**

SENATE BILL 66

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 AGING, ADULT AND BEHAVIORAL  
HEALTH SERVICES FOR THE FISCAL YEAR ENDING JUNE 30,  
2019; AND FOR OTHER PURPOSES.

**Subtitle**

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF AGING, ADULT AND  
BEHAVIORAL HEALTH SERVICES APPROPRIATION  
FOR THE 2018-2019 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - STATE OPERATIONS. There is hereby  
established 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 regular employees.

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



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

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

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

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

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 NO.	FISCAL YEAR 2018-2019
(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

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 operating expenses, grants, and programs for aging and adult 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 NO.	FISCAL YEAR
	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>

SECTION 5. APPROPRIATION - COMMUNITY ALCOHOL SAFETY OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Highway Safety Special Fund, 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 NO.	FISCAL YEAR
	2018-2019
(1) COMMUNITY ALCOHOL SAFETY GRANTS AND AID	<u>\$4,061,509</u>

SECTION 6. APPROPRIATION - PATIENT BENEFITS - CASH. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, for benefits of the patients 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) 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 NO.	FISCAL YEAR 2018-2019
(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 NO.	FISCAL YEAR 2018-2019
(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 NO.	FISCAL YEAR 2018-2019
(1) COMMUNITY BASED CRISIS INTERVENTION	<u>\$6,700,000</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

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

SECTION 13. APPROPRIATION - MEALS ON WHEELS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Aging and Adult Services Fund Account, for the Meals on Wheels Program and transportation services for the elderly 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) TRANSPORTATION SERVICES	<u>\$2,400,000</u>

SECTION 14. APPROPRIATION - ARKANSAS SENIOR OLYMPICS. There is hereby appropriated, to the Department of Human Services - Division of Aging, Adult and Behavioral Health Services, to be payable from the Aging and Adult Services Fund Account, for matching funds for the Arkansas Senior Olympics 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) STATE MATCH	<u>\$70,000</u>

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

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

by law.

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

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

BEHAVIORAL HEALTH SERVICES. Pay rates for physicians and chief psychologists within the Division of Aging, Adult, and Behavioral Health Services may include the special allowances available to UAMS physicians and professional faculty as described in the special language of the UAMS appropriation. Part of the salaries of such staff will come from the receipt of professional income in the care of patients and/or funds received from federal agencies, foundations and other private sponsors in the support of research. Provided that any such allowance shall not exceed, for any employee, an amount equal to two and one half times the salary authorized by the General Assembly. The specific Division of Aging, Adult, and Behavioral Health Services classifications covered by this language are:

Class

Code Title

L005N Psychiatric Specialist

L009N DHS Behavioral Health General Physician

L001C Psychologist Supervisor

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

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

SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

BEHAVIORAL HEALTH SERVICES - VOCATIONAL TRAINEES. The Division of Aging, Adult, and Behavioral Health Services of the Department of Human Services is hereby authorized to provide employment opportunities for some of the working residents who are separate from the currently authorized regular vocational trainee positions. The positions authorized herein shall not be incorporated

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

purchasing laws.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

SECTION 29. 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 30. 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 31. EFFECTIVE DATE. This act is effective on and after July 1, 2018.

*/s/ Joint Budget Committee*

**APPROVED: 3/9/18**