

DEPARTMENT OF HEALTH (AGENCY 645)
FISCAL YEAR 2019
AS ENACTED BY ACTS 234 AND 157 OF 2018

I) AGENCY SUMMARY & REVENUE SOURCES

MISSION

The Arkansas Department of Health (ADH) is the state agency charged with the responsibility of protecting and improving the health of the people of Arkansas by: assessment of health status and needs, leadership for the development of public health policy and plans, promotion of community-based system of preventive and primary health care, enforcement of regulations for environmental health protection and assurance of quality health care, and provision of quality health services. The Department is also responsible for administering the state's Tobacco Prevention and Cessation Program which is funded by Master Tobacco Settlement monies. **Per Act 270 of 2017, the Office of Health Information Technology was transferred to the Department of Health by a Type 2 transfer.**

TOTAL APPROPRIATION

Department of Health - Operations:

The total appropriation for Arkansas Department of Health is \$381,226,844, of which \$8,334,521 is designated for use by the Office of Health Information Technology.

Tobacco Prevention and Cessation Program (TPCP):

The total appropriation for the ADH- TPCP Program is \$14,341,229.

FUNDING SOURCES

Department of Health: General Revenue, Federal Revenue, Special Revenue, Third Party Reimbursement, Fund Balances, other funds.

The TPCP Program Act: Master Tobacco Settlement Funds (100%).

Office of Health Information Technology: Federal grants, General Revenue, agency fund balances, General Improvement Funds, and Special Revenue in the form of user fees.

II) CHANGE LEVEL REQUESTS (FY2019 CHANGES FROM FY2018 AUTHORIZED)

Department of Health:

OPERATIONS (APPROPRIATION 34P)

This appropriation provides for the operations of the Department of Health. Funded with General Revenue, Federal Revenue, Special Revenue, Third Party Reimbursement, Fund Balances, and other funds, the total appropriation is \$277,125,523 and includes change level request for the following:

Regular Salaries and Personal Services Matching - Increase of \$1,478 over FY2018 level for restoration of 170 positions that were unfunded in FY2017, and seven (7) positions established through a Miscellaneous Federal Grant.
Professional Fees - Decrease of \$10,550,428 million to bring appropriation more in line with actual expenditures.

Tobacco Prevention and Cessation Program Act: No Change Level Requests.

Office of Health Information Technology: No Change Level Requests.

III) ADDITIONAL POSITIONS

Department of Health - Operations Act: (Total FY2018 Authorized Positions: 2,416 - 2,398 ADH, 18 Trauma System)

Total Positions for Fiscal Year 2019: 2,430 (2,412 ADH, 18 Trauma System)

Total Positions for Fiscal Year 2018: 2,416

Increase/(Decrease): 14

Extra Help Positions FY2019: 233 (Total FY2018 Authorized Extra Help: 233)

Tobacco Prevention and Cessation Program Act: (Total FY2018 Authorized Positions: 34)

Total Positions for Fiscal Year 2019: 34

Total Positions for Fiscal Year 2018: 34

Increase/(Decrease): 0

Extra Help Positions FY2019: 4 (Total FY2018 Authorized Extra Help: 4)

Office of Health Information Technology: (Total FY2018 Authorized Positions: 14)

Total Positions for Fiscal Year 2019: 14

Total Positions for Fiscal Year 2018: 14

Increase/(Decrease): 0

Extra Help Positions FY2019: 0 (Total FY2018 Authorized Extra Help: 0)

IV) SPECIAL LANGUAGE

Department of Health Operations Act:

NUCLEAR DISASTER PLANNING GRANTS: Establishes eligibility requirements for applicants for Nuclear Disaster Planning Grants and provides that a minimum of \$5,000 must be used for County Emergency Services Offices. The language further states that Pope, Johnson, Yell, Conway and Logan Counties' EMO shall receive an equal distribution of these funds on a quarterly installment.

PARKING FEES: On July 1 of each year, parking fees of \$50,000 are to be paid from the Operations appropriation by the Department of Health from non-general revenue to the War Memorial Stadium Commission.

INDIRECT COST ALLOCATION FUND TRANSFERS: Division of Health is authorized to transfer funds to the Public Health Fund from other program funds for reimbursement.

DEVELOPMENT RESTRICTIONS: Division of Engineering shall consider the effect of public water systems/public sewer systems plans on future development or zoning or adjoining properties.

NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM: ADH is authorized to provide \$7,500 per person per year to Advanced Practice Nursing students. If accepted, student is under an employment commitment and required to work full-time equal to the number of years of acceptance. If defaulted, repayment of stipend is required.

CARRY FORWARD OF FUNDS: Allows carry forward of funds allocated to the Trauma System and of that amount, may transfer up to \$3.7 million of funds remaining in the Public Health Fund to be used at the discretion of the Director of the Department of Health to enhance and integrate an emergency management system to include trauma, stroke, and myocardial infarction, and provide long acting reversible contraceptives through services provided by the Department of Health local health units.

STATE FUND RESTRICTIONS: No state funds are to be used for abortion referrals or services in public schools.

EXTRA HELP: ADH is authorized to utilize ten extra-help positions for up to 1,500 hours when expertise is required to work on public health emergencies, disasters, other events or drills.

BREAST CARE PROGRAM: ADH shall budget and expend at least \$4,755,000 on Screening, Treatment, and Outreach of the Breast Care Program and shall provide a report of efforts to the Legislative Women's Caucus prior to each Legislative Session.

ARKANSAS WORKS AND ARKANSAS HEALTH INSURANCE MARKETPLACE RESTRICTIONS:

Language prohibits the Department of Health from budgeting, allocating, or expending any funds for the purpose of advertising or promoting Arkansas Works or the Health Insurance Marketplace. Additionally, the language prohibits the Department of Health from budgeting, allocating, or expending any funds for the Navigator programs of Arkansas Works and the Health Insurance Marketplace.

REFUND TO EXPENDITURE: Adds provision that exempts from reclaim the proceeds made available to the Health Department as a result of the transitioning of the In-Home Services program to a private sector provider. Funds will instead be returned to the fund or fund account from which the original expenditure was made.

FUND TRANSFER: Adds provision that allows the Chief Fiscal Officer of the State (at the Direction of the Governor) to transfer any remaining balances from the proceeds from the transitioning of the In-Home Services program, to supplement the fund established as a Rainy Day set-aside in the 90th Session Projects Account of the General Improvement Fund (Section 3(a)(11) of Act 1147 of 2015).

ADDITIONAL PAYMENT AUTHORIZED: Adds provision that allows the Director of the Health Department (with the approval of the Chief Fiscal Officer of the State) to provide a one-time payment of up to ten percent (10%) of the net proceeds available at the time of closing the In-Home Services program to employees that remain in the program until the transition date.

Tobacco Prevention and Cessation Act:

TRANSFER RESTRICTIONS: Appropriations shall only be transferred as allowed in this Act.

TRANSFER OF APPROPRIATIONS: If any budget classifications of maintenance and general operation in this act are found to be inadequate, then a modification of amounts of the budget classification can be requested with approval from ALC and the Chief Fiscal Officer of the State.

POSITIONS: Nothing in this act shall be construed as a commitment of the State to continue funding any position paid from the proceeds of the Tobacco Settlement funds in the event that the Tobacco Settlement funds are not sufficient to finance the position and shall be disclosed and included to all positions.

ADVERTISING: No advertising targeting the prevention or reduction of tobacco shall include the name, voice or likeness of any elected official or their immediate family.

TOBACCO FUND TRANSFER: ADH is authorized to transfer \$500,000 from the Prevention and Cessation Program Account to the Breast Cancer Control Fund to provide for State Medicaid match requirements for breast and cervical cancer screening and treatment.

COMPLIANCE WITH OTHER LAWS: Disbursement of funds shall be limited to the appropriation made available by law.

LEGISLATIVE INTENT: Any funds disbursed in this act shall be in compliance with Initiated Act 1 of 2000.

Office of Health Information Technology: None.