

Stricken language will be deleted and underlined language will be added.
Act 246 of the Fiscal Session

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

As Engrossed: H5/3/16
A Bill

HOUSE BILL 1025

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF HEALTH
10 FOR THE FISCAL YEAR ENDING JUNE 30, 2017; AND FOR
11 OTHER PURPOSES.
12
13

14 **Subtitle**

15 AN ACT FOR THE DEPARTMENT OF HEALTH
16 APPROPRIATION FOR THE 2016-2017 FISCAL
17 YEAR.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the Department of Health - Operations for the 2016-2017 fiscal year, the
24 following maximum number of regular employees.
25

26				Maximum Annual	
27			Maximum	Salary Rate	
28	Item	Class	No. of	Fiscal Year	
29	No.	Code	Title	Employees	2016-2017
30	(1)	U026U	ADH DIRECTOR	1	\$219,988
31	(2)	U119U	DEP DIRECTOR-PUBLIC HEALTH PROGRAMS	1	\$202,528
32	(3)	L003N	CHIEF PHYSICIAN SPECIALIST	1	GRADE N921
33	(4)	L002N	DEPUTY STATE HEALTH OFFICER	1	GRADE N921
34	(5)	L025N	SENIOR PHYSICIAN SPECIALIST	5	GRADE N920
35	(6)	L008N	PHYSICIAN SPECIALIST	3	GRADE N917
36	(7)	B017N	ADH CHIEF SCIENTIST	1	GRADE N916



1	(8)	L011N	DENTIST	1	GRADE N916
2	(9)	L014N	DIRECTOR OF PHARMACY	1	GRADE N914
3	(10)	N007N	ADH DEPUTY DIRECTOR ADMIN	1	GRADE N912
4	(11)	B001N	ADH SENIOR SCIENTIST	3	GRADE N912
5	(12)	L016N	REGISTERED PHARMACIST	6	GRADE N911
6	(13)	N017N	ADH CHIEF INFORMATION OFFICER	1	GRADE N910
7	(14)	N064N	ADH CENTER DIR-LOCAL PUBLIC HEALTH	2	GRADE N908
8	(15)	N065N	ADH CENTER DIR-HEALTH PROTECTION	1	GRADE N908
9	(16)	N063N	ADH EPIDEMIOLOGY OFFICER	2	GRADE N908
10	(17)	B005N	VETERINARIAN	1	GRADE N907
11	(18)	N097N	ADH CHIEF FINANCIAL OFFICER	1	GRADE N906
12	(19)	G009N	ADH CHIEF LEGAL COUNSEL	1	GRADE N906
13	(20)	R001N	ADH CHIEF HUMAN RESOURCES OFFICER	1	GRADE N905
14	(21)	N104N	ADH DIRECTOR STATS & VITAL RECORDS	1	GRADE N905
15	(22)	B011N	ADH DIR ENGINEERING	1	GRADE N904
16	(23)	N118N	ADH DIR IN-HOME SERVICES	1	GRADE N904
17	(24)	L018N	NURSE PRACTITIONER	40	GRADE N904
18	(25)	L019N	ADH CHIEF EPIDEMIOLOGIST	2	GRADE N903
19	(26)	P002N	ADH DIRECTOR OF COMMUNICATIONS	1	GRADE N903
20	(27)	N148N	ADH GOVERNMENTAL AFFAIRS POLICY DIR	1	GRADE N902
21	(28)	N139N	MINORITY HLTH & HLTH DISPARITIES DIR	1	GRADE N902
22	(29)	G004C	MANAGING ATTORNEY	1	GRADE C129
23	(30)	A010C	AGENCY CONTROLLER II	1	GRADE C128
24	(31)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
25	(32)	L002C	NURSING DIRECTOR	2	GRADE C128
26	(33)	G026C	ADH ASSOC CENTER DIR-MGMT & OPS	4	GRADE C127
27	(34)	B011C	ADH CHIEF ENGINEER	2	GRADE C127
28	(35)	G024C	DEPARTMENT ADMINISTRATIVE LAW JUDGE	2	GRADE C127
29	(36)	A014C	FISCAL DIVISION MANAGER	1	GRADE C127
30	(37)	L095C	ADH HOSPITAL & REGULATORY MANAGER	1	GRADE C126
31	(38)	G049C	ADH REGIONAL DIRECTOR	5	GRADE C126
32	(39)	G047C	ATTORNEY SPECIALIST	2	GRADE C126
33	(40)	B015C	ENGINEER SUPERVISOR	8	GRADE C126
34	(41)	D016C	SENIOR TECHNOLOGY ANALYST	1	GRADE C126
35	(42)	L013C	ADH BRANCH MANAGER	6	GRADE C125
36	(43)	X013C	ENVIRONMENTAL HEALTH MANAGER	2	GRADE C125

1	(44)	L009C	NURSE MANAGER	3	GRADE C125
2	(45)	L017C	ADH AREA NURSING DIRECTOR	11	GRADE C124
3	(46)	L016C	ADH PUBLIC HEALTH ADMINISTRATOR	12	GRADE C124
4	(47)	D035C	COMPUTER SUPPORT MANAGER	1	GRADE C124
5	(48)	B023C	ENGINEER, P.E.	12	GRADE C124
6	(49)	L014C	HIPAA PROGRAM CONSULTANT	1	GRADE C124
7	(50)	D030C	INFORMATION SYSTEMS COORDINATOR	6	GRADE C124
8	(51)	L026C	ADH NURSING PROGRAM COORD	21	GRADE C123
9	(52)	L025C	ADH PUBLIC HEALTH SECTION CHIEF III	13	GRADE C123
10	(53)	M006C	ADH SOC SVC PROGRAM DIRECTOR	1	GRADE C123
11	(54)	R013C	AGENCY HUMAN RESOURCES MANAGER	2	GRADE C123
12	(55)	L099C	EPIDEMIOLOGY SUPERVISOR	2	GRADE C123
13	(56)	D040C	GIS ANALYST	1	GRADE C123
14	(57)	L023C	HEALTH FACILITIES SUPERVISOR	2	GRADE C123
15	(58)	G238C	LOCAL HEALTH UNIT ADMINISTRATOR III	4	GRADE C123
16	(59)	D039C	NETWORK SUPPORT SPECIALIST	6	GRADE C123
17	(60)	L022C	NURSING CLINIC COORDINATOR	61	GRADE C123
18	(61)	P004C	PUBLIC INFORMATION MANAGER	1	GRADE C123
19	(62)	L019C	REGISTERED NURSE COORDINATOR	7	GRADE C123
20	(63)	L030C	ADH DISTRICT MANAGER	12	GRADE C122
21	(64)	L029C	ADH PUBLIC HEALTH SECTION CHIEF II	5	GRADE C122
22	(65)	L028C	EPIDEMIOLOGIST	20	GRADE C122
23	(66)	B035C	GEOLOGY SUPERVISOR	1	GRADE C122
24	(67)	D047C	INFORMATION SYSTEMS BUSINESS ANALYST	1	GRADE C122
25	(68)	A052C	ACCOUNTING COORDINATOR	9	GRADE C121
26	(69)	X044C	ADH DIR PLUMBING INSPECTIONS	1	GRADE C121
27	(70)	X043C	ADH ENVIRONMENTAL SUPV	10	GRADE C121
28	(71)	B047C	ADH LABORATORY MANAGER	14	GRADE C121
29	(72)	L091C	ADH PUBLIC HEALTH SECTION CHIEF I	12	GRADE C121
30	(73)	A050C	AGENCY FISCAL MANAGER	1	GRADE C121
31	(74)	D054C	COMPUTER SUPPORT COORDINATOR	1	GRADE C121
32	(75)	X039C	DIRECTOR OF COSMETOLOGY BOARD	1	GRADE C121
33	(76)	B042C	ENGINEER	5	GRADE C121
34	(77)	G109C	GRANTS MANAGER	1	GRADE C121
35	(78)	B044C	HEALTH PHYSICIST SUPERVISOR	2	GRADE C121
36	(79)	M009C	LICENSED CERTIFIED SOCIAL WORKER	6	GRADE C121

1	(80)	G116C	LOCAL HEALTH UNIT ADMINISTRATOR II	21	GRADE C121
2	(81)	L035C	NUTRITIONIST CONSULTANT	12	GRADE C121
3	(82)	L034C	NUTRITIONIST SUPERVISOR	7	GRADE C121
4	(83)	R014C	PERSONNEL MANAGER	1	GRADE C121
5	(84)	V004C	PROCUREMENT MANAGER	2	GRADE C121
6	(85)	X038C	QUALITY ASSURANCE MANAGER	5	GRADE C121
7	(86)	D052C	SOFTWARE SUPPORT ANALYST	29	GRADE C121
8	(87)	G244C	ASBMT EXECUTIVE DIRECTOR	1	GRADE C120
9	(88)	R019C	BUDGET MANAGER	6	GRADE C120
10	(89)	D058C	COMPUTER OPERATIONS COORDINATOR	3	GRADE C120
11	(90)	B051C	GEOLOGIST	2	GRADE C120
12	(91)	G143C	LOCAL HEALTH UNIT ADMINISTRATOR I	54	GRADE C120
13	(92)	L039C	NUTRITIONIST	33	GRADE C120
14	(93)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
15	(94)	L038C	REGISTERED NURSE	619	GRADE C120
16	(95)	D056C	SYSTEMS COORDINATION ANALYST	1	GRADE C120
17	(96)	R021C	BUDGET ANALYST	21	GRADE C119
18	(97)	D063C	COMPUTER SUPPORT SPECIALIST	5	GRADE C119
19	(98)	S007C	DIRECTOR HVACR SECTION	1	GRADE C119
20	(99)	G147C	GRANTS COORDINATOR	10	GRADE C119
21	(100)	X067C	HEALTH FACILITIES SURVEYOR	6	GRADE C119
22	(101)	B063C	HEALTH PHYSICIST	14	GRADE C119
23	(102)	L043C	HEALTH PROGRAM SPECIALIST III	37	GRADE C119
24	(103)	D061C	INFORMATION SYSTEMS COORD SPECIALIST	1	GRADE C119
25	(104)	A065C	PAYROLL SERVICES COORDINATOR	1	GRADE C119
26	(105)	X062C	QUALITY ASSURANCE COORDINATOR	5	GRADE C119
27	(106)	A063C	RESEARCH & STATISTICS SUPERVISOR	1	GRADE C119
28	(107)	A060C	SENIOR AUDITOR	2	GRADE C119
29	(108)	B126C	SENIOR CHEMIST	15	GRADE C119
30	(109)	X060C	SENIOR ENVIRON HEALTH SPECIALIST	18	GRADE C119
31	(110)	B127C	SENIOR MICROBIOLOGIST	20	GRADE C119
32	(111)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
33	(112)	L049C	DISEASE INTERVENTION SPEC SUPV	6	GRADE C118
34	(113)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
35	(114)	A074C	FISCAL SUPPORT SUPERVISOR	15	GRADE C118
36	(115)	L048C	HEALTH PROGRAM SPECIALIST II	29	GRADE C118

1	(116)	M026C	LICENSED SOCIAL WORKER	10	GRADE C118
2	(117)	D065C	NETWORK SUPPORT ANALYST	1	GRADE C118
3	(118)	X081C	PLUMBING/HVACR INSPECTOR SUPERVISOR	2	GRADE C118
4	(119)	A072C	RESEARCH & STATISTICS MANAGER	1	GRADE C118
5	(120)	D064C	WEBSITE DEVELOPER	1	GRADE C118
6	(121)	A082C	ACCOUNTANT II	3	GRADE C117
7	(122)	C094C	ATHLETIC COMMISSION PROGRAM MANAGER	1	GRADE C117
8	(123)	A081C	AUDITOR	1	GRADE C117
9	(124)	R027C	BUDGET SPECIALIST	14	GRADE C117
10	(125)	E065C	CANCER INFORMATION MGMT SPECIALIST	8	GRADE C117
11	(126)	V013C	CENTRAL WAREHOUSE OPERATIONS MGR	3	GRADE C117
12	(127)	E064C	CERTIFIED PUBLIC HEALTH EDUCATOR	10	GRADE C117
13	(128)	B081C	CHEMIST	15	GRADE C117
14	(129)	D071C	COMPUTER SUPPORT ANALYST	15	GRADE C117
15	(130)	L054C	EMERGENCY MEDICAL SERVICES SUPV	3	GRADE C117
16	(131)	X102C	ENVIRONMENTAL HEALTH SPECIALIST	124	GRADE C117
17	(132)	G180C	GRANTS ANALYST	11	GRADE C117
18	(133)	C017C	HEALTH ADMINISTRATIVE COORDINATOR	5	GRADE C117
19	(134)	B079C	HEALTH FACILITY LABORATORY SURVEYOR	3	GRADE C117
20	(135)	L053C	HEALTH PROGRAM SPECIALIST I	44	GRADE C117
21	(136)	R025C	HUMAN RESOURCES ANALYST	10	GRADE C117
22	(137)	S018C	HVACR MECHANICAL INSPECTOR	11	GRADE C117
23	(138)	G179C	LEGAL SERVICES SPECIALIST	1	GRADE C117
24	(139)	B077C	MICROBIOLOGIST	24	GRADE C117
25	(140)	X096C	PLUMBING INSPECTOR	11	GRADE C117
26	(141)	P020C	PRODUCTION ARTIST	1	GRADE C117
27	(142)	M038C	PROGRAM ELIGIBILITY ANALYST	1	GRADE C117
28	(143)	E042C	PUBLIC HEALTH EDUCATOR SUPERVISOR	4	GRADE C117
29	(144)	B076C	RESEARCH PROJECT ANALYST	9	GRADE C117
30	(145)	E040C	STAFF DEVELOPMENT COORDINATOR	3	GRADE C117
31	(146)	G176C	VOLUNTEER PROGRAM MANAGER	1	GRADE C117
32	(147)	C022C	BUSINESS OPERATIONS SPECIALIST	4	GRADE C116
33	(148)	D076C	COMMUNICATIONS SYSTEMS SUPERVISOR	1	GRADE C116
34	(149)	L058C	DISEASE INTERVENTION SPECIALIST	17	GRADE C116
35	(150)	E048C	EDUCATION & INSTRUCTION SPECIALIST	1	GRADE C116
36	(151)	B090C	ENGINEER TECHNICIAN	6	GRADE C116

1	(152)	R029C	HUMAN RESOURCES RECRUITER	1	GRADE C116
2	(153)	P031C	MEDIA SPECIALIST	1	GRADE C116
3	(154)	A084C	PROGRAM/FIELD AUDIT SPECIALIST	1	GRADE C116
4	(155)	E047C	PUBLIC HEALTH EDUCATOR	10	GRADE C116
5	(156)	P027C	PUBLIC INFORMATION SPECIALIST	14	GRADE C116
6	(157)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
7	(158)	E046C	TRAINING INSTRUCTOR	1	GRADE C116
8	(159)	C037C	ADMINISTRATIVE ANALYST	36	GRADE C115
9	(160)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
10	(161)	L063C	FAMILY CONSUMER SCIENCE SPECIALIST	33	GRADE C115
11	(162)	A091C	FISCAL SUPPORT ANALYST	16	GRADE C115
12	(163)	C030C	HEALTH RECORDS SPECIALIST	7	GRADE C115
13	(164)	R032C	HUMAN RESOURCES PROG. REPRESENTATIVE	7	GRADE C115
14	(165)	S033C	MAINTENANCE SUPERVISOR	1	GRADE C115
15	(166)	A090C	PAYROLL SERVICES SPECIALIST	4	GRADE C115
16	(167)	V015C	PURCHASING SPECIALIST	9	GRADE C115
17	(168)	S031C	SKILLED TRADESMAN	2	GRADE C115
18	(169)	M054C	SOCIAL SERVICE WORKER	1	GRADE C115
19	(170)	G202C	VOLUNTEER PROGRAM COORDINATOR	2	GRADE C115
20	(171)	S041C	BOILER OPERATOR	6	GRADE C114
21	(172)	S040C	CALIBRATION TECHNICIAN	3	GRADE C114
22	(173)	D086C	CALL CENTER ANALYST	5	GRADE C114
23	(174)	L065C	EMERGENCY MED. SVCS SPECIALIST	6	GRADE C114
24	(175)	R036C	HUMAN RESOURCES SPECIALIST	3	GRADE C113
25	(176)	V020C	INVENTORY CONTROL MANAGER	6	GRADE C113
26	(177)	L069C	LICENSED PRACTICAL NURSE	148	GRADE C113
27	(178)	S046C	MAINTENANCE TECHNICIAN	3	GRADE C113
28	(179)	C044C	MEDICAL BILLING SPECIALIST	8	GRADE C113
29	(180)	C043C	RECORDS MANAGEMENT ANALYST	2	GRADE C113
30	(181)	C056C	ADMINISTRATIVE SPECIALIST III	131	GRADE C112
31	(182)	R037C	BENEFITS TECHNICIAN	3	GRADE C112
32	(183)	X174C	COSMETOLOGY INSPECTOR	5	GRADE C112
33	(184)	D088C	EMERGENCY COMMUNICATION SPECIALIST	7	GRADE C112
34	(185)	A098C	FISCAL SUPPORT SPECIALIST	15	GRADE C112
35	(186)	L073C	LACTATION CONSULTANT	7	GRADE C111
36	(187)	M078C	VOLUNTEER SERVICES COORDINATOR	6	GRADE C111

1	(188)	L077C	HEALTH SERVICES SPECIALIST II	527	GRADE C110
2	(189)	B111C	LABORATORY TECHNICIAN	18	GRADE C110
3	(190)	A100C	PAYROLL OFFICER	4	GRADE C110
4	(191)	V025C	WAREHOUSE SPECIALIST	3	GRADE C110
5	(192)	C073C	ADMINISTRATIVE SPECIALIST II	72	GRADE C109
6	(193)	C070C	DUPLICATION ASSISTANT	3	GRADE C109
7	(194)	C066C	PATIENT ACCOUNT SPECIALIST	10	GRADE C109
8	(195)	L083C	HEALTH SERVICES SPECIALIST I	33	GRADE C108
9	(196)	S065C	MAINTENANCE ASSISTANT	1	GRADE C108
10	(197)	C087C	ADMINISTRATIVE SPECIALIST I	10	GRADE C106
11	(198)	V028C	WAREHOUSE WORKER	6	GRADE C106
12	(199)	L088C	NURSING AIDE/NURSING ASST I	<u>15</u>	GRADE C105
13			MAX. NO. OF EMPLOYEES	2,993	

14

15 SECTION 2. REGULAR SALARIES - TRAUMA SYSTEM. There is hereby
 16 established for the Department of Health - Trauma System for the 2016-2017
 17 fiscal year, the following maximum number of regular employees.

18

19				Maximum Annual
20			Maximum	Salary Rate
21	Item	Class	No. of	Fiscal Year
22	No.	Code	Employees	2016-2017
23	(1)	L003N	CHIEF PHYSICIAN SPECIALIST	1 GRADE N921
24	(2)	L013C	ADH BRANCH MANAGER	1 GRADE C125
25	(3)	D030C	INFORMATION SYSTEMS COORDINATOR	1 GRADE C124
26	(4)	L025C	ADH PUBLIC HEALTH SECTION CHIEF III	2 GRADE C123
27	(5)	L028C	EPIDEMIOLOGIST	1 GRADE C122
28	(6)	L038C	REGISTERED NURSE	3 GRADE C120
29	(7)	R021C	BUDGET ANALYST	1 GRADE C119
30	(8)	G147C	GRANTS COORDINATOR	1 GRADE C119
31	(9)	L048C	HEALTH PROGRAM SPECIALIST II	1 GRADE C118
32	(10)	E064C	CERTIFIED PUBLIC HEALTH EDUCATOR	1 GRADE C117
33	(11)	G180C	GRANTS ANALYST	2 GRADE C117
34	(12)	C056C	ADMINISTRATIVE SPECIALIST III	1 GRADE C112
35	(13)	C073C	ADMINISTRATIVE SPECIALIST II	<u>2</u> GRADE C109
36			MAX. NO. OF EMPLOYEES	18

1

2 SECTION 3. EXTRA HELP - OPERATIONS. There is hereby authorized, for
 3 the Department of Health - Operations for the 2016-2017 fiscal year, the
 4 following maximum number of part-time or temporary employees, to be known as
 5 "Extra Help", payable from funds appropriated herein for such purposes: two
 6 hundred thirty-one (231) temporary or part-time employees, when needed, at
 7 rates of pay not to exceed those provided in the Uniform Classification and
 8 Compensation Act, or its successor, or this act for the appropriate
 9 classification.

10

11 SECTION 4. EXTRA HELP - TRAUMA SYSTEM. There is hereby authorized, for
 12 the Department of Health - Trauma System for the 2016-2017 fiscal year, the
 13 following maximum number of part-time or temporary employees, to be known as
 14 "Extra Help", payable from funds appropriated herein for such purposes: two
 15 (2) temporary or part-time employees, when needed, at rates of pay not to
 16 exceed those provided in the Uniform Classification and Compensation Act, or
 17 its successor, or this act for the appropriate classification.

18

19 SECTION 5. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 20 to the Department of Health, to be payable from the paying account as
 21 determined by the Chief Fiscal Officer of the State, for personal services,
 22 operating expenses, grants and aid, refunds and reimbursements, and expenses
 23 of the Breast Care Program of the Department of Health - Operations for the
 24 fiscal year ending June 30, 2017, the following:

25

26	ITEM	FISCAL YEAR
27	<u>NO.</u>	<u>2016-2017</u>
28	(01) REGULAR SALARIES	\$123,148,038
29	(02) EXTRA HELP	1,586,737
30	(03) PERSONAL SERVICES MATCHING	43,444,934
31	(04) OVERTIME	120,559
32	(05) MAINT. & GEN. OPERATION	
33	(A) OPER. EXPENSE	72,034,526
34	(B) CONF. & TRAVEL	1,243,565
35	(C) PROF. FEES	39,456,027
36	(D) CAP. OUTLAY	1,750,000

1	(E) DATA PROC.	0
2	(06) ADH GRANTS & AID	23,083,198
3	(07) REFUNDS/REIMBURSEMENTS	11,613
4	(08) BREAST CARE PROGRAM	<u>11,000,829</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$316,880,026</u>

6

7 SECTION 6. APPROPRIATION - TRAUMA SYSTEM. There is hereby
 8 appropriated, to the Department of Health, to be payable from the Public
 9 Health Fund, for personal services and operating expenses of the Department
 10 of Health - Trauma System for the fiscal year ending June 30, 2017, the
 11 following:

12

13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2016-2017</u>
15	(01) REGULAR SALARIES	\$971,396
16	(02) EXTRA HELP	75,000
17	(03) PERSONAL SERVICES MATCHING	318,541
18	(04) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	355,545
20	(B) CONF. & TRAVEL	50,000
21	(C) PROF. FEES	0
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(05) TRAUMA SYSTEM EXPENSES	<u>26,823,032</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$28,593,514</u>

26

27 SECTION 7. APPROPRIATION - HEALTH BUILDING AND LOCAL HEALTH GRANT
 28 TRUST. There is hereby appropriated, to the Department of Health, to be
 29 payable from the State Health Building and Local Grant Trust Fund, for
 30 acquisition, construction, and improvement of the State Health Building and
 31 grants to local health units for construction, expansion and renovation by
 32 the Department of Health - Health Building and Local Health Grant Trust for
 33 the fiscal year ending June 30, 2017, the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2016-2017</u>

1 (01) HEALTH BUILDING ACQUISITION,
 2 CONSTRUCTION & RENOVATION &
 3 GRANTS TO LOCAL HEALTH UNITS \$1,950,000
 4

5 SECTION 8. APPROPRIATION - NUCLEAR PLANNING GRANTS. There is hereby
 6 appropriated, to the Department of Health, to be payable from the Arkansas
 7 Nuclear Planning and Response Fund, for grants and aid for Nuclear Planning
 8 by the Department of Health - Nuclear Planning Grants for the fiscal year
 9 ending June 30, 2017, the following:

10
 11 ITEM FISCAL YEAR
 12 NO. 2016-2017
 13 (01) GRANTS FOR NUCLEAR PLANNING \$375,000
 14

15 SECTION 9. APPROPRIATION - RURAL HEALTH FACILITIES. There is hereby
 16 appropriated, to the Department of Health, to be payable from the Rural
 17 Health Services Revolving Fund, for grants and aid for Rural Health
 18 Facilities by the Department of Health - Rural Health Facilities for the
 19 fiscal year ending June 30, 2017, the following:

20
 21 ITEM FISCAL YEAR
 22 NO. 2016-2017
 23 (01) RURAL HEALTH FACILITIES GRANTS AND AID \$65,500
 24

25 SECTION 10. APPROPRIATION - EMERGENCY MEDICAL SERVICES. There is
 26 hereby appropriated, to the Department of Health, to be payable from the
 27 Emergency Medical Services Revolving Fund, for Emergency Medical Services
 28 operating expenses and grants to licensed Emergency Medical Services,
 29 administrative costs of administering the grant program, staff training,
 30 education, equipment and supplies, upgrading and instituting educational EMS
 31 training programs, special projects, instituting and maintaining a Trauma
 32 System and Registry, inspection and licensure of ambulance services,
 33 registering EMS vehicles and for other purposes as provided by law by the
 34 Department of Health - Emergency Medical Services for the fiscal year ending
 35 June 30, 2017, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2016-2017</u>
3	(01) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	\$60,000
5	(B) CONF. & TRAVEL	0
6	(C) PROF. FEES	0
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	0
9	(02) EMERG MEDICAL SRVS/TRAUMA SYS EXP	<u>9,728</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$69,728</u></u>

11

12 SECTION 11. APPROPRIATION - WIC FOOD INSTRUMENTS - CASH. There is
 13 hereby appropriated, to the Department of Health, to be payable from cash
 14 funds as defined by Arkansas Code 19-4-801 of the Department of Health, for
 15 Women, Infant, and Children's Food Instruments of the Department of Health -
 16 WIC Food Instruments - Cash for the fiscal year ending June 30, 2017, the
 17 following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2016-2017</u>
21	(01) WIC FOOD INSTRUMENTS	<u><u>\$75,813,059</u></u>

22

23 SECTION 12. APPROPRIATION - INTERPRETERS FOR DEAF AND HEARING IMPAIRED.
 24 There is hereby appropriated, to the Department of Health, to be payable from
 25 the Interpreters between Hearing Individuals and Individuals who are Deaf,
 26 Deafblind, Hard of Hearing, or Oral Deaf Fund, for expenses of the Advisory
 27 Board for Interpreters between Hearing Individuals and Individuals who are
 28 Deaf, Deafblind, Hard of Hearing, or Oral Deaf of the Department of Health
 29 for the fiscal year ending June 30, 2017, the following:

30

31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2016-2017</u>
33	(01) ADVISORY BOARD EXPENSES	<u><u>\$25,000</u></u>

34

35 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

1 OF FUNDS – HOME HEALTH. The Disbursing Officer for the Arkansas Department of
2 Health is hereby authorized to transfer all unexpended funds relative to the
3 Home Health Services that pertain to reimbursement, as certified by the Chief
4 Fiscal Officer of the State, to be carried forward and made available for
5 expenditures for the same purpose for the fiscal year ending June 30, ~~2016~~
6 2017. It is the intent of the General Assembly that with approval of the
7 Arkansas Legislative Council or Joint Budget Committee that the Arkansas
8 Department of Health shall have the authority to transfer funds from the fund
9 balance of the Home Health appropriation.

10 Any carry forward of unexpended balance of funding as authorized herein, may
11 be carried forward under the following conditions:

12 (1) Prior to June 30, ~~2016~~ 2017 the Agency shall by written statement set
13 forth its reason(s) for the need to carry forward said funding to the
14 Department of Finance and Administration Office of Budget;

15 (2) The Department of Finance and Administration Office of Budget shall
16 report to the Arkansas Legislative Council all amounts carried forward by the
17 September Arkansas Legislative Council or Joint Budget Committee meeting
18 which report shall include the name of the Agency, Board, Commission or
19 Institution and the amount of the funding carried forward, the program name
20 or line item, the funding source and a copy of the written request set forth
21 in (1) above;

22 (3) Each Agency, Board, Commission or Institution shall provide a written
23 report to the Arkansas Legislative Council or Joint Budget Committee
24 containing all information set forth in item (2) above, along with a written
25 statement as to the current status of the project, contract, purpose etc. for
26 which the carry forward was originally requested no later than thirty (30)
27 days prior to the time the Agency, Board, Commission or Institution presents
28 its budget request to the Arkansas Legislative Council/Joint Budget
29 Committee; and

30 (4) Thereupon, the Department of Finance and Administration shall include all
31 information obtained in item (3) above in the budget manuals and/or a
32 statement of non-compliance by the Agency, Board, Commission or Institution.
33 Determining the maximum amount of appropriation and general revenue funding
34 for a state agency each fiscal year is the prerogative of the General
35 Assembly. This is usually accomplished by delineating such maximums in the
36 appropriation act(s) for a state agency and the general revenue allocations

1 authorized for each fund and fund account by amendment to the Revenue
2 Stabilization law. Further, the General Assembly has determined that the
3 Arkansas Department of Health may operate more efficiently if some
4 flexibility is provided to the Arkansas Department of Health authorizing
5 broad powers under this Section. Therefore, it is both necessary and
6 appropriate that the General Assembly maintain oversight by requiring prior
7 approval of the Legislative Council or Joint Budget Committee as provided by
8 this section. The requirement of approval by the Legislative Council or Joint
9 Budget Committee is not a severable part of this section. If the requirement
10 of approval by the Legislative Council or Joint Budget Committee is ruled
11 unconstitutional by a court of competent jurisdiction, this entire section is
12 void.

13 The provisions of this section shall be in effect only from July 1, ~~2015~~
14 2016 through June 30, ~~2016~~ 2017.

15

16 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOME
18 HEALTH POSITION POOL. As need for services increase and additional services
19 are implemented to better provide for the in-home health care needs of the
20 citizens of the State of Arkansas, the Director of the Arkansas Department of
21 Health may request the Department of Finance and Administration to approve
22 the establishment of additional positions at salary rates not to exceed the
23 maximum salaries established for comparable positions in the Uniform
24 Classification and Compensation Act. Upon approval of the Legislative
25 Council, the Arkansas Department of Health - Section of In-Home Services may
26 establish such positions.

27 (a) The following maximum number of such additional positions are
28 hereby established for the Section of In-Home Services:

29 Maximum number of positions: 250

30 (b) In the event that new classifications are deemed necessary for any
31 of these additional positions, the Department of Finance and Administration -
32 Office of Personnel Management shall assign the appropriate title and grade
33 after review by the Arkansas Legislative Council.

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

1 The provisions of this section shall be in effect only from July 1, ~~2015~~
2 2016 through June 30, ~~2016~~ 2017.

3
4 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOME
6 HEALTH ON-CALL AND VISIT PAY. The Arkansas Department of Health is hereby
7 authorized to compensate the following personnel responsible for providing
8 in-home health care as necessary to maintain continuity of care outside
9 routine working hours on weekdays and on weekends or holidays:

10 Area Nursing Director

11 Nursing Program Coordinator

12 Registered Nurse

13 Speech Pathologist

14 Physical Therapist

15 Licensed Social Worker

16 Occupational Therapist

17 Nurse Manager

18 Licensed Practical Nurse

19 Nursing Aide

20 Licensed Certified Social Worker

21 Visit pay shall not exceed \$75 per visit. Employees requested to be on-call
22 and/or on standby for visiting on nights, weekends, and/or holidays will be
23 eligible to receive on-call pay not to exceed \$60 per day. Provided however,
24 no compensation shall be paid to any employee required to be on-call and/or
25 standby who fails to respond after the second notification that their
26 services are needed. In the event of equipment or paging device malfunction,
27 such penalty shall not apply. All compensated services shall be provided as
28 directed by the Arkansas Department of Health. All visit and on-call pay
29 shall be paid from funds as appropriated in this Act. Such compensation for
30 visit and on-call pay, when added to the employee's regular salary and
31 benefits, shall not be construed as exceeding the maximum annual salary as
32 described in the General Accounting and Budgetary Procedures Act.

33 The provisions of this section shall be in effect only from July 1, ~~2015~~
34 2016 through June 30, ~~2016~~ 2017.

35
36 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NUCLEAR
2 DISASTER PLANNING GRANTS. The funds appropriated for Grants for Nuclear
3 Planning shall be disbursed to those counties in this State which are
4 required by state or federal regulation to maintain a Radiological Response
5 Plan because of their close proximity to a nuclear electricity generating
6 facility, and shall be issued solely for the purpose of defraying the cost of
7 preparing for and participating in actual nuclear disaster incidents or
8 practice nuclear disaster exercises. Each county shall be eligible for that
9 proportion of these funds as is determined fair and necessary under
10 guidelines to be developed by the Arkansas Department of Health. However, a
11 minimum of \$5,000 per county of said funds shall be utilized to support and
12 operate a County Emergency Management Office. These county offices shall be
13 prepared to respond to any Arkansas Nuclear I emergency. These funds shall be
14 equally distributed to each Emergency Management Office in the following
15 counties: Pope County, Johnson County, Yell County, Conway County and Logan
16 County.

17 The funds appropriated for Grants for Nuclear Planning shall be
18 distributed in quarterly installments by the Arkansas Department of Health to
19 the Arkansas Department of Emergency Management for the sole purpose of
20 defraying costs associated with preparing for and participating in actual
21 nuclear disaster incidents or practice nuclear disaster emergency exercises
22 involving nuclear electricity generating facilities in this State.

23 The provisions of this section shall be in effect only from July 1, ~~2015~~
24 2016 through June 30, ~~2016~~ 2017.

25

26 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PARKING
28 FEES. On July 1 of each year the Arkansas Department of Health shall pay
29 \$50,000 from the Operations appropriation provided herein from non-general
30 revenue to the War Memorial Stadium Commission.

31 The provisions of this section shall be in effect only from July 1, ~~2015~~
32 2016 through June 30, ~~2016~~ 2017.

33

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

36 INFORMATION TECHNOLOGY INITIATIVES. The Department of Health shall not

1 transfer any general revenue funds for expenditures payable for Information
2 System Projects.

3 The provisions of this section shall be in effect only from July 1, ~~2015~~
4 2016 through June 30, ~~2016~~ 2017.

5

6 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDIRECT
8 COST ALLOCATION FUND TRANSFERS. Subject to such procedures as may be
9 implemented by the Chief Fiscal Officer of the State, the disbursing officer
10 for the Arkansas Department of Health is hereby authorized to transfer funds
11 to the Public Health Fund from other program funds of the agency in order to
12 reimburse for expenditures incurred for those programs.

13 The provisions of this section shall be in effect only from July 1, ~~2015~~
14 2016 through June 30, ~~2016~~ 2017.

15

16 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
18 DEVELOPMENT RESTRICTIONS. In reviewing the impact on public health and
19 safety of a plan for improvements to a public water system or public sewer
20 system through the addition of distribution lines to a subdivision or
21 commercial development, the Division of Engineering of the Department of
22 Health shall consider the effect of the plan on future development or zoning
23 of adjoining properties.

24 The provisions of this section shall be in effect only from July 1, ~~2015~~
25 2016 through June 30, ~~2016~~ 2017.

26

27 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
29 NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM. Special provision for a
30 Nursing/Direct Care Education Stipend Program for the Arkansas Department of
31 Health (ADH) is hereby authorized to pay from funds appropriated in this Act.
32 This program is for eligible nursing students who are attending accredited
33 nursing institutions to become Registered or Licensed Practical Nurses.
34 The stipend is five thousand dollars (\$5,000) per person per year. Any
35 student who is awarded and accepts a stipend is under an employment
36 commitment to the ADH and is required to work in a full-time employee status

1 effective immediately upon graduation. The student employment commitment is
2 equal to the number of years the stipend was awarded and accepted. In the
3 event of Employee/Student default of the employment commitment, the
4 Employee/Student will be considered in breach of contract and repayment of
5 the stipend will be required as specified in the Stipend Contract.
6 The ADH shall determine, on an annual basis, the number of student stipends
7 available due to the availability of funds and the need for direct care
8 services.

9 The provisions of this section shall be in effect only from July 1, 2015
10 2016 through June 30, ~~2016~~ 2017.

11
12 *SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
13 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY*
14 *FORWARD OF FUNDS.*

15 *(a) Except as authorized in subsection (c) of this section, the ~~The~~*
16 *~~Arkansas~~ Department of Health is authorized to carry forward any unspent*
17 *funds remaining in the Public Health Fund on June 30, ~~2016~~ 2017 allocated for*
18 *the support of the Trauma System to be used for the same purposes in the next*
19 *fiscal year.*

20 *(b) Any carry forward of unexpended balance of funding as authorized*
21 *herein, may be carried forward under the following conditions:*

22 *(1) Prior to June 30, ~~2016~~ 2017, the ~~Agency~~ agency shall by*
23 *written statement set forth its reason(s) for the need to carry forward said*
24 *funding to the Office of Budget of the Department of Finance and*
25 *~~Administration Office of Budget;~~*

26 *(2) The Office of Budget of the Department of Finance and*
27 *~~Administration Office of Budget~~ shall report to the ~~Arkansas~~ Legislative*
28 *Council all amounts carried forward by the September ~~Arkansas~~ meeting of the*
29 *Legislative Council or the Joint Budget Committee meeting which report shall*
30 *include the name of the ~~Agency, Board, Commission or Institution~~ agency,*
31 *board, commission, or institution and the amount of funding carried forward,*
32 *the program name or line item, the funding source and a copy of the written*
33 *request set forth in ~~(1) above~~ subdivision (b)(1) of this section;*

34 *(3) Each ~~Agency, Board, Commission or Institution~~ agency, board,*
35 *commission, or institution shall provide a written report to the ~~Arkansas~~*
36 *Legislative Council or Joint Budget Committee containing all information set*

1 ~~forth in item (2) above~~ subdivision (b)(2) of this section, along with a
 2 written statement as to the current status of the project, contract, purpose,
 3 etc., for which the carry forward was originally requested no later than
 4 thirty (30) days prior to the time the ~~Agency, Board, Commission or~~
 5 ~~Institution~~ agency, board, commission, or institution presents its budget
 6 request to the ~~Arkansas Legislative Council/Joint Budget Committee~~
 7 Legislative Council or Joint Budget Committee, or both; and

8 (4) Thereupon, the Department of Finance and Administration
 9 shall include all information obtained in ~~item (3) above~~ subdivision (b)(3)
 10 of this section in the budget manuals ~~and/or~~ or a statement of non-compliance
 11 by the ~~Agency, Board, Commission or Institution~~ agency, board, commission, or
 12 institution, or both.

13 (c) The Department of Health is authorized to transfer up to three
 14 million seven hundred thousand dollars (\$3,700,000) in carry forward funds to
 15 be used in the next fiscal year at the discretion of the Director of the
 16 Department of Health to:

17 (1) Enhance and integrate an emergency management system to
 18 include trauma, stroke, and myocardial infarction; and

19 (2) Provide long acting reversible contraceptives through
 20 services provided by the Department of Health local health units.

21 (d) The provisions of this section shall be in effect only from July
 22 1, 2015 2016 through June 30, 2016 2017.

23
 24 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY
 26 HEALTH CENTERS. Allocation of state funding to Community Health Centers
 27 shall be prioritized to ensure that uninsured, under-insured, and underserved
 28 Arkansans receive needed services in order to improve their health, with this
 29 funding to preserve and strengthen Community Health Centers and increase
 30 Arkansans access to quality primary and preventive health care. The
 31 Department of Health shall ensure that any Community Health Center that
 32 receives funding through this Act shall first seek to include, in accordance
 33 with federal rule and guidance, as many local providers of health care
 34 services as possible, such as dental, pharmacy, mental health, and other
 35 ancillary services, within each Community Health Center's service area, to
 36 participate in the provision of such services as a contractor at a fair,

1 reasonable prevailing rate. Community Health Centers will seek local
2 providers, community, city, county, and state partners to participate in the
3 planning for the development, and, as an employee or contractor, in the
4 implementation of a new Community Health Center in an area of documented
5 unmet need. In addition to reasonable prices, the availability and service
6 quality levels provided by the private provider must meet or exceed the level
7 of service quality provided, as established by the respective governing
8 board, at similarly situated Community Health Centers through the state and
9 at all times meet professional standards of competence and quality.
10 Annually, the Department of Health shall require from the Community Health
11 Centers the submission of performance indicators, to be determined by the
12 Department of Health, reflecting, at a minimum, a listing of all services
13 provided, fee schedules based on local prevailing rates and actual costs,
14 sliding fee scales, and uniform data sets which identify the number of
15 uninsured, Medicaid and Medicare patients and those patients which are below
16 and above 200% of the federal poverty level. Local private providers within
17 the service area that may have been significantly impacted by these services
18 will be determined by the Department of Health. The Department of Health
19 shall institute a procurement process for the allocation of funding provided
20 through this Act, detailing that these and other requirements are factored
21 into the allocation of any funding provided to Community Health Centers. In
22 the implementation of this special language, the Department of Health is
23 permitted, at its discretion, to allow individual applicants an
24 implementation period of up to 90 days from the effective date of individual
25 agreements to satisfy the requirements for private provider collaboration as
26 specified above.

27 The provisions of this section shall be in effect only from July 1, ~~2015~~
28 2016 through June 30, ~~2016~~ 2017.

29

30 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE
32 FUND RESTRICTIONS. No state funds shall be used for abortion referral in
33 public schools, or for abortion services. Funds shall be expended in
34 accordance with Arkansas Code Annotated § 6-18-703.

35 The provisions of this section shall be in effect only from July 1, ~~2015~~
36 2016 through June 30, ~~2016~~ 2017.

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SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA HELP. The Arkansas Department of Health may utilize ten (10) of their authorized extra-help positions for up to one thousand five hundred (1,500) hours when specific expertise is required to work on disaster drills, exercises, preparedness plans, public health emergencies, disasters and other events. The rates of pay may not exceed those provided in the Uniform Classification Act, or its successor, for the appropriate classification.

The provisions of this section shall be in effect from July 1, ~~2015~~ 2016 through June 30, ~~2016~~ 2017.

SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. BREAST CARE PROGRAM. The Arkansas Department of Health shall annually budget, allocate, and expend for the Breast Care Program as appropriated in Section 5, the sum of at least four million seven hundred fifty-five thousand dollars (\$4,755,000) for Breast Cancer screening, diagnosis, treatment and outreach expenses of the Breast Care Program.

The Arkansas Department of Health shall file an annual progress report by each January 1 preceding a session of the General Assembly to the Co-Chairs of the Legislative Women's Caucus. This report shall include amounts budgeted, allocated and expended for the Breast Care Program for testing, diagnosis, treatment and outreach expenses.

The provisions of this section shall be in effect only from July 1, ~~2015~~ 2016 through June 30, ~~2016~~ 2017.

SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PATIENT CARE PROVIDERS – COMPENSATION, REQUIRED WITHHOLDING, FRINGE BENEFITS AND REPORTING.

(a) The Arkansas Department of Health, at its discretion, is authorized to contract with intermittent Patient Care Providers in order to provide services in the home. The Department is authorized to pay compensation which may include state withholding, federal withholding, required matching, and other fringe benefits to contract Patient Care Providers. However,

1 compensation shall not include state retirement or health benefits.

2 (b) The Department of Health shall provide the following mileage
3 reimbursement rates to intermittent and/or Patient Care Providers:

4 (1) Beginning July 1, 2013, the Department of Health shall provide
5 mileage reimbursement to all intermittent and/or contract Patient Care
6 Providers at a rate of at least thirty-six (36) cents per mile or more as
7 funding allows.

8 (2) Beginning July 1, 2014, the Department of Health shall provide
9 mileage reimbursement to all intermittent and/or contract Patient Care
10 Providers at a rate of at least thirty-nine (39) cents per mile or more as
11 funding allows.

12 (3) Beginning July 1, 2015, the Department of Health shall provide
13 mileage reimbursement to all intermittent and/or contract Patient Care
14 Providers at the same rate as provided to all Department of Health employees.

15 (c) Prior to January 15, 2014 the Department of Health shall provide to the
16 Joint Budget Committee or the Arkansas Legislative Council a report of the
17 following information for the 2013 Fiscal Year and 2014 Fiscal Year to date:

18 (1) Revenues, expenditures, and year end fund balances of the Home
19 Health Program, as related to the Department of Health's ability to fund an
20 increased mileage reimbursement rate for the 2015 Fiscal Year.

21 (2) A report of all third party reimbursements received for the Home
22 Health Program listed by program type including Medicaid, Medicare, Private
23 Insurance, and Affordable Care Act - Insurance Exchange participants.

24 (3) The potential impact of changes in the Arkansas Medicaid Program,
25 Medicare or Affordable Care Act reimbursement rates and the effect those
26 program changes may have on a potential mileage reimbursement increase for
27 the 2015 Fiscal Year.

28 (4) A report of the amounts billed versus the total reimbursements for
29 services rendered.

30 (5) Total miles claimed by Patient Care Providers and the total amounts
31 reimbursed for mileage.

32 (d) All compensation to intermittent Patient Care Providers shall be made
33 from the appropriation for Professional Fees and Services.

34 The provisions of this section shall be in effect only from July 1, ~~2015~~
35 2016 through June 30, ~~2016~~ 2017.

36

1 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HEALTHCARE
3 INDEPENDENCE PROGRAM AND ARKANSAS HEALTH INSURANCE MARKETPLACE RESTRICTIONS.

4 (a) As used in this section, "Health Care Independence Program" means
5 the Health Care Independence Program established under the Health Care
6 Independence Act of 2013, Arkansas Code § 20-77-2401 et seq.

7 (b)(1) Determining the maximum number of employees, the maximum amount
8 of appropriation, for what purposes an appropriation is authorized, and
9 general revenue funding for a state agency each fiscal year is the
10 prerogative of the General Assembly.

11 (2) The purposes of subdivision (b)(1) of this section are
12 typically accomplished by:

13 (A) Identifying the purpose in the appropriation act;

14 (B) Delineating such maximums in the appropriation act for
15 a state agency; and

16 (C) Delineating the general revenue allocations authorized
17 for each fund and fund account by amendment to the Revenue Stabilization Law,
18 Arkansas Code § 19-5-101 et seq.

19 (3) It is both necessary and appropriate that the General
20 Assembly restrict the use of appropriations authorized in this act.

21 (c)(1) Except as provided in this subsection, the Department of Health
22 shall not allocate, budget, expend, or utilize any appropriation authorized
23 by the General Assembly for the purpose of advertisement, promotion, or other
24 activities designed to promote or encourage enrollment in the Arkansas Health
25 Insurance Marketplace or the Health Care Independence Program, including
26 without limitation:

27 (A) Unsolicited communications mailed to potential
28 recipients;

29 (B) Television, radio, or online commercials;

30 (C) Billboard or mobile billboard advertising;

31 (D) Advertisements printed in newspapers, magazines, or
32 other print media; and

33 (E) Internet websites and electronic media.

34 (2) This subsection does not prohibit the department from:

35 (A) Direct communications with:

36 (i) Licensed insurance agents; and

1 (ii) Persons licensed by the department;
2 (B) Solicited communications with potential recipients;
3 (C)(i) Responding to an inquiry regarding the coverage for
4 which a potential recipient might be eligible, including without limitation
5 providing educational materials or information regarding any coverage for
6 which the individual might qualify.

7 (ii) Educational materials and information
8 distributed under subdivision (c)(2)(C)(i) of this section shall contain only
9 factual information and shall not contain subjective statements regarding the
10 coverage for which the potential recipient might be eligible; and

11 (D) Using an Internet website for the exclusive purpose of
12 enrolling individuals in the Arkansas Health Insurance Marketplace or the
13 Health Care Independence Program.

14 (d) The Department of Health shall not apply for or accept any funds,
15 including without limitation federal funds, for the purpose of advertisement,
16 promotion, or other activities designed to promote or encourage enrollment in
17 the Arkansas Health Insurance Marketplace or the Health Care Independence
18 Program.

19 (e)(1) Except as provided in subdivision (e)(2) of this section, the
20 Department of Health shall not:

21 (A)(i) Except as provided in subdivision (e)(1)(A)(ii) of
22 this section, allocate, budget, expend, or utilize an appropriation
23 authorized by the General Assembly for the purpose of funding activities of
24 navigators, guides, certified application counselors, and certified licensed
25 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,
26 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.

27 (ii) Subdivision (e)(1)(A)(i) of this section does
28 not apply to regulatory and training responsibilities related to navigators,
29 guides, certified application counselors, and certified licensed producers;
30 and

31 (B) Apply for or accept any funds, including without
32 limitation federal funds, for the purpose of funding activities of
33 navigators, guides, certified application counselors, and certified licensed
34 producers under the Arkansas Health Insurance Marketplace Navigator, Guide,
35 and Certified Application Counselors Act, Arkansas Code § 23-64-601 et seq.

36 (2) Subdivision (e)(1) of this section does not apply to

1 certified application counselors at health related institutions, including
2 without limitation the University of Arkansas for Medical Sciences.

3 (f) An appropriation authorized by the General Assembly shall not be
4 subject to the provisions allowed through reallocation of resources or
5 transfer of appropriation authority for the purpose of transferring an
6 appropriation to any other appropriation authorized for the Department of
7 Health to be allocated, budgeted, expended, or utilized in a manner
8 prohibited by this section.

9 (g) The provisions of this section are severable, and the invalidity
10 of any subsection or subdivision of this section shall not affect other
11 provisions of the section that can be given effect without the invalid
12 provision.

13 (h) This section expires on June 30, ~~2016~~ 2017.

14
15 *SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
16 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO*
17 *EXPENDITURE. Proceeds made available to the Arkansas Department of Health as*
18 *a result of transitioning the In-Home Services program to a private sector*
19 *provider are not subject to reclaim and shall be deposited as a refund to*
20 *expenditure to reimburse the Department for expenditures incurred as a result*
21 *of the transition. The proceeds shall be deposited into the same State*
22 *Treasury Fund or Fund Account from which the original expenditure was*
23 *incurred to the credit of the appropriation from which the original*
24 *expenditure was made.*

25 *The provisions of this section shall be in effect only from July 1,*
26 *2016 through June 30, 2017.*

27
28 *SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
29 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND*
30 *TRANSFERS. The Chief Fiscal Officer of the State, at the direction of the*
31 *Governor, may transfer any remaining balances from the proceeds of*
32 *transitioning the In-Home Services program to supplement the fund established*
33 *as a set-aside in the 90th Session Projects Account of the General*
34 *Improvement Fund in Section 3(a)(11) of Act 1147 of 2015 of the General*
35 *Improvement Distribution Act, for transfer, from time to time, to any fund or*
36 *fund account authorized by the General Assembly, or for transfers, from time*

1 to time, for projects in the Executive Discretionary Division in Section 3(d)
2 of Act 1147 of 2015, upon approval by the Arkansas Legislative Council or
3 Joint Budget Committee.

4 The provisions of this section shall be in effect only from July 1,
5 2016 through June 30, 2017.

6
7 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
9 ADDITIONAL PAYMENT AUTHORIZED. The Director of the Department of Health, with
10 the approval of the Chief Fiscal Officer of the State, may provide a one-time
11 payment of up to ten percent (10%) of the net proceeds available at the time
12 of closing that are generated as a result of the transition of the In-Home
13 Services program to those In-Home Services employees that remain in the
14 Program until the transition date. The Director shall submit an allocation
15 methodology for approval of the Chief Fiscal Officer of the State. Such
16 additional payments shall not be considered salary and shall not be deemed or
17 construed to exceed the maximum salaries established by the General Assembly.

18 The provisions of this section shall be in effect only from July 1,
19 2016 through June 30, 2017.

20
21 SECTION 32. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
22 authorized by this act shall be limited to the appropriation for such agency
23 and funds made available by law for the support of such appropriations; and
24 the restrictions of the State Procurement Law, the General Accounting and
25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
26 Procedures and Restrictions Act, or their successors, and other fiscal
27 control laws of this State, where applicable, and regulations promulgated by
28 the Department of Finance and Administration, as authorized by law, shall be
29 strictly complied with in disbursement of said funds.

30
31 SECTION 33. LEGISLATIVE INTENT. It is the intent of the General
32 Assembly that any funds disbursed under the authority of the appropriations
33 contained in this act shall be in compliance with the stated reasons for
34 which this act was adopted, as evidenced by the Agency Requests, Executive
35 Recommendations and Legislative Recommendations contained in the budget
36 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

3
4 SECTION 34. EMERGENCY CLAUSE. It is found and determined by the
5 General Assembly, that the Constitution of the State of Arkansas prohibits
6 the appropriation of funds for more than a one (1) year period; that the
7 effectiveness of this Act on July 1, 2016 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the legislative session, the delay in the
10 effective date of this Act beyond July 1, 2016 could work irreparable harm
11 upon the proper administration and provision of essential governmental
12 programs. Therefore, an emergency is hereby declared to exist and this Act
13 being necessary for the immediate preservation of the public peace, health
14 and safety shall be in full force and effect from and after July 1, 2016.

15
16 */s/ Joint Budget Committee*

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19 **APPROVED: 05/09/2016**
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