

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1090

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMERCE
10 - ARKANSAS REHABILITATION SERVICES FOR THE FISCAL
11 YEAR ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.
12
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMERCE -
15 ARKANSAS REHABILITATION SERVICES
16 APPROPRIATION FOR THE 2021-2022 FISCAL
17 YEAR.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the
24 Department of Commerce - Arkansas Rehabilitation Services for the 2021-2022
25 fiscal year, the following maximum number of regular employees.
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27				Maximum Annual	
28			Maximum	Salary Rate	
29	Item	Class	No. of	Fiscal Year	
30	No.	Code	Title	Employees	2021-2022
31	(1)	U012U	REHABILITATION SERVICES COMMISSIONER	1	GRADE SE01
32	(2)	L013N	GENERAL PHYSICIAN	2	GRADE MP06
33	(3)	L021N	PHYSICAL THERAPIST	1	GRADE MP03
34	(4)	L003C	PSYCHOLOGIST	3	GRADE MP03
35	(5)	L022N	OCCUPATIONAL THERAPIST	3	GRADE MP02
36	(6)	L032C	REGISTERED NURSE - HOSPITAL	2	GRADE MP01



1	(7)	N178N ACOM ARS CHIEF INFORMATION OFFICER	1	GRADE IT09
2	(8)	D052C SOFTWARE SUPPORT ANALYST	1	GRADE IT05
3	(9)	D064C WEBSITE DEVELOPER	1	GRADE IT04
4	(10)	N172N ACOM REHAB OPERATIONS DIRECTOR	3	GRADE GS13
5	(11)	G004C MANAGING ATTORNEY	1	GRADE GS13
6	(12)	P078C ACOM ARS DIRECTOR OF COMMUNICATIONS	1	GRADE GS12
7	(13)	N170N ACOM REHAB DIRECTOR	1	GRADE GS12
8	(14)	N138N ACOM REHAB DIRECTOR FIELD SVCS	1	GRADE GS12
9	(15)	A014C FISCAL DIVISION MANAGER	1	GRADE GS12
10	(16)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
11	(17)	E005C ACOM REHAB DIR OF VOCATIONAL TRAINING	1	GRADE GS10
12	(18)	G040C ACOM REHAB DIR - SPECIAL PROGRAMS	2	GRADE GS10
13	(19)	A052C ACCOUNTING COORDINATOR	2	GRADE GS09
14	(20)	G070C ACOM DIRECTOR OF FIELD OPERATIONS	1	GRADE GS09
15	(21)	L037C ACOM REHAB AREA MANAGER	13	GRADE GS09
16	(22)	E011C ACOM VOCATIONAL EDU COORDINATOR	3	GRADE GS09
17	(23)	L040C DIETARY SERVICES DIRECTOR	1	GRADE GS09
18	(24)	L033C PSYCHOLOGICAL EXAMINER	12	GRADE GS09
19	(25)	X038C QUALITY ASSURANCE MANAGER	1	GRADE GS09
20	(26)	L018C ACOM REHAB ASST DIRECTOR	1	GRADE GS08
21	(27)	L098C CERTIFIED VOCATIONAL REHAB COUNSELOR	99	GRADE GS08
22	(28)	S004C MAINTENANCE MANAGER	1	GRADE GS08
23	(29)	V007C PROCUREMENT COORDINATOR	1	GRADE GS08
24	(30)	X062C QUALITY ASSURANCE COORDINATOR	4	GRADE GS08
25	(31)	G121C REHAB PROGRAM MANAGER	8	GRADE GS08
26	(32)	A060C SENIOR AUDITOR	1	GRADE GS08
27	(33)	G163C ACOM REHAB PROGRAM COORDINATOR	9	GRADE GS07
28	(34)	L057C ACOM REHAB SVS FACILITY SPECIALIST	2	GRADE GS07
29	(35)	M032C ACOM VOCATIONAL REHAB PLACEMENT SPEC	13	GRADE GS07
30	(36)	R024C ASSISTANT PERSONNEL MANAGER	2	GRADE GS07
31	(37)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
32	(38)	S017C MAINTENANCE COORDINATOR	1	GRADE GS07
33	(39)	P013C PUBLIC INFORMATION COORDINATOR	1	GRADE GS07
34	(40)	E040C STAFF DEVELOPMENT COORDINATOR	1	GRADE GS07
35	(41)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
36	(42)	E043C CERTIFIED VOCATIONAL TEACHER	17	GRADE GS06

1	(43)	R025C HUMAN RESOURCES ANALYST	2	GRADE GS06
2	(44)	M050C INTERPRETER	4	GRADE GS06
3	(45)	L069C LICENSED PRACTICAL NURSE	1	GRADE GS06
4	(46)	S033C MAINTENANCE SUPERVISOR	1	GRADE GS06
5	(47)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
6	(48)	T062C PUBLIC SAFETY DIRECTOR	1	GRADE GS06
7	(49)	S022C SKILLED TRADES SUPERVISOR	1	GRADE GS06
8	(50)	M061C ACOM VOCATIONAL REHAB EVALUATOR	1	GRADE GS05
9	(51)	C036C ADMINISTRATIVE REVIEW ANALYST	1	GRADE GS05
10	(52)	C022C BUSINESS OPERATIONS SPECIALIST	1	GRADE GS05
11	(53)	V014C BUYER	2	GRADE GS05
12	(54)	G215C CAREER PLANNING & PLACEMENT SPECIALIST	1	GRADE GS05
13	(55)	A091C FISCAL SUPPORT ANALYST	1	GRADE GS05
14	(56)	C028C MEDICAL RECORDS SUPERVISOR	1	GRADE GS05
15	(57)	S031C SKILLED TRADESMAN	5	GRADE GS05
16	(58)	E049C VOCATIONAL INSTRUCTOR	1	GRADE GS05
17	(59)	V018C WAREHOUSE MANAGER	1	GRADE GS05
18	(60)	C056C ADMINISTRATIVE SPECIALIST III	8	GRADE GS04
19	(61)	A098C FISCAL SUPPORT SPECIALIST	3	GRADE GS04
20	(62)	R036C HUMAN RESOURCES SPECIALIST	1	GRADE GS04
21	(63)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
22	(64)	V022C PURCHASING TECHNICIAN	1	GRADE GS04
23	(65)	C043C RECORDS MANAGEMENT ANALYST	2	GRADE GS04
24	(66)	S099C STATIONARY ENGINEER	1	GRADE GS04
25	(67)	V023C STOREROOM SUPERVISOR	1	GRADE GS04
26	(68)	V025C WAREHOUSE SPECIALIST	1	GRADE GS04
27	(69)	C073C ADMINISTRATIVE SPECIALIST II	68	GRADE GS03
28	(70)	S056C FOOD PREPARATION SUPERVISOR	1	GRADE GS03
29	(71)	C062C LOCAL OFFICE ADMIN ASSISTANT	1	GRADE GS03
30	(72)	M081C RESIDENTIAL CARE SHIFT SUPERVISOR	2	GRADE GS03
31	(73)	C087C ADMINISTRATIVE SPECIALIST I	11	GRADE GS02
32	(74)	S070C EQUIPMENT TECHNICIAN	3	GRADE GS02
33	(75)	S068C FOOD PREPARATION COORDINATOR	1	GRADE GS02
34	(76)	M076C RECREATIONAL ACTIVITY LEADER II	1	GRADE GS02
35	(77)	M083C RESIDENTIAL CARE TECHNICIAN	2	GRADE GS02
36	(78)	S086C COOK	1	GRADE GS01

1	(79) S080C EQUIPMENT OPERATOR	1	GRADE GS01
2	(80) S089C FOOD PREPARATION TECHNICIAN	4	GRADE GS01
3	(81) S087C INSTITUTIONAL SERVICES ASSISTANT	<u>2</u>	GRADE GS01
4	MAX. NO. OF EMPLOYEES	367	

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 6 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 7 of Commerce - Arkansas Rehabilitation Services for the 2021-2022 fiscal year,
 8 the following maximum number of part-time or temporary employees, to be known
 9 as "Extra Help", payable from funds appropriated herein for such purposes:
 10 nineteen (19) temporary or part-time employees, when needed, at rates of pay
 11 not to exceed those provided in the Uniform Classification and Compensation
 12 Act, or its successor, or this act for the appropriate classification.
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14 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 15 to the Department of Commerce, to be payable from the paying account as
 16 determined by the Chief Fiscal Officer of the State, for personal services,
 17 operating expenses, and grants and aid by the Department of Commerce -
 18 Arkansas Rehabilitation Services - Operations for the fiscal year ending June
 19 30, 2022, the following:
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21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2021-2022</u>
23	(01) REGULAR SALARIES	\$15,905,118
24	(02) EXTRA HELP	252,000
25	(03) PERSONAL SERVICES MATCHING	5,658,755
26	(04) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	7,401,096
28	(B) CONF. & TRAVEL	141,178
29	(C) PROF. FEES	844,903
30	(D) CAP. OUTLAY	0
31	(E) DATA PROC.	0
32	(05) CONTRACT SERVICES	<u>25,455,389</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$55,658,439</u>

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 35 SECTION 4. APPROPRIATION - INCREASING CAPABILITIES ACCESS NETWORK -
 36 FEDERAL. There is hereby appropriated, to the Department of Commerce, to be

1 payable from the paying account as determined by the Chief Fiscal Officer of
 2 the State, for personal services and operating expenses of the Department of
 3 Commerce - Arkansas Rehabilitation Services - Increasing Capabilities Access
 4 Network - Federal for the fiscal year ending June 30, 2022, the following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2021-2022</u>
8 (01) REGULAR SALARIES	\$172,760
9 (02) PERSONAL SERVICES MATCHING	61,750
10 (03) MAINT. & GEN. OPERATION	
11 (A) OPER. EXPENSE	363,789
12 (B) CONF. & TRAVEL	20,402
13 (C) PROF. FEES	16,000
14 (D) CAP. OUTLAY	0
15 (E) DATA PROC.	<u>0</u>
16 TOTAL AMOUNT APPROPRIATED	<u><u>\$634,701</u></u>

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 18 SECTION 5. APPROPRIATION - STATEWIDE DISABILITY TELECOMMUNICATIONS
 19 EQUIPMENT PROGRAM. There is hereby appropriated, to the Department of
 20 Commerce, to be payable from the Telecommunication Equipment Fund, for
 21 personal services and operating expenses of the Department of Commerce -
 22 Arkansas Rehabilitation Services - Statewide Disability Telecommunications
 23 Equipment Program for the fiscal year ending June 30, 2022, the following:

25 ITEM	FISCAL YEAR
26 <u>NO.</u>	<u>2021-2022</u>
27 (01) REGULAR SALARIES	\$127,704
28 (02) PERSONAL SERVICES MATCHING	45,877
29 (03) MAINT. & GEN. OPERATION	
30 (A) OPER. EXPENSE	60,000
31 (B) CONF. & TRAVEL	7,000
32 (C) PROF. FEES	5,000
33 (D) CAP. OUTLAY	0
34 (E) DATA PROC.	0
35 (04) ASSISTIVE EQUIPMENT PURCHASE GRANTS	<u>250,000</u>
36 TOTAL AMOUNT APPROPRIATED	<u><u>\$495,581</u></u>

SECTION 6. APPROPRIATION - PEOPLE WITH DISABILITIES PROGRAM - SPECIAL.
 There is hereby appropriated, to the Department of Commerce, to be payable from the Governors Commission on People with Disabilities Fund, for operating expenses of the Department of Commerce - Arkansas Rehabilitation Services - People with Disabilities Program - Special for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$30,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$30,000</u></u>

SECTION 7. APPROPRIATION - TECHNOLOGY EQUIPMENT REVOLVING LOAN PROGRAM.
 There is hereby appropriated, to the Department of Commerce, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for providing loans to individuals with disabilities for essential assistive technology, adaptive equipment, and for loan administration/servicing by the Department of Commerce - Arkansas Rehabilitation Services - Technology Equipment Revolving Loan Program for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) LOANS	<u><u>\$532,085</u></u>

SECTION 8. APPROPRIATION - CASH OPERATIONS. There is hereby appropriated, to the Department of Commerce, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Commerce - Arkansas Rehabilitation Services - Cash Operations for the fiscal year ending June 30,

1 2022, the following:

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3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2021-2022</u>
5 (01) MAINT. & GEN. OPERATION	
6 (A) OPER. EXPENSE	\$346,542
7 (B) CONF. & TRAVEL	10,000
8 (C) PROF. FEES	0
9 (D) CAP. OUTLAY	0
10 (E) DATA PROC.	<u>0</u>
11 TOTAL AMOUNT APPROPRIATED	<u><u>\$356,542</u></u>

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13 SECTION 9. REGULAR SALARIES - DIVISION OF STATE SERVICES FOR THE BLIND
 14 - OPERATIONS. There is hereby established for the Department of Commerce -
 15 Arkansas Rehabilitation Services - Division of State Services for the Blind
 16 for the 2021-2022 fiscal year, the following maximum number of regular
 17 employees.

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20	Maximum	Maximum Annual
21 Item Class	No. of	Salary Rate
22 <u>No. Code Title</u>	<u>Employees</u>	<u>Fiscal Year</u>
		<u>2021-2022</u>
23 (1) N125N ACOM DSB DEP DIR SVCS FOR THE BLIND	1	GRADE GS15
24 (2) G021C ACOM DSB ASSISTANT DIRECTOR	1	GRADE GS11
25 (3) G303C ACOM DSB PROGRAM ADMINISTRATOR	2	GRADE GS09
26 (4) L037C ACOM REHAB AREA MANAGER	3	GRADE GS09
27 (5) A050C AGENCY FISCAL MANAGER	1	GRADE GS09
28 (6) L098C CERTIFIED VOCATIONAL REHAB COUNSELOR	26	GRADE GS08
29 (7) X062C QUALITY ASSURANCE COORDINATOR	1	GRADE GS08
30 (8) G121C REHAB PROGRAM MANAGER	3	GRADE GS08
31 (9) G163C ACOM REHAB PROGRAM COORDINATOR	2	GRADE GS07
32 (10) M032C ACOM VOCATIONAL REHAB PLACEMENT SPEC	1	GRADE GS07
33 (11) E040C STAFF DEVELOPMENT COORDINATOR	1	GRADE GS07
34 (12) E039C ACOM DSB TEACHER FOR THE BLIND	1	GRADE GS06
35 (13) C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
36 (14) A074C FISCAL SUPPORT SUPERVISOR	1	GRADE GS06

1	(15)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
2	(16)	L051C REHABILITATION COUNSELOR	3	GRADE GS06
3	(17)	M054C SOCIAL SERVICE WORKER	1	GRADE GS06
4	(18)	A091C FISCAL SUPPORT ANALYST	3	GRADE GS05
5	(19)	C056C ADMINISTRATIVE SPECIALIST III	8	GRADE GS04
6	(20)	A098C FISCAL SUPPORT SPECIALIST	2	GRADE GS04
7	(21)	C043C RECORDS MANAGEMENT ANALYST	1	GRADE GS04
8	(22)	C073C ADMINISTRATIVE SPECIALIST II	<u>13</u>	GRADE GS03
9		MAX. NO. OF EMPLOYEES	78	

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11 SECTION 10. EXTRA HELP - DIVISION OF STATE SERVICES FOR THE BLIND -
 12 OPERATIONS. There is hereby authorized, for the Department of Commerce -
 13 Arkansas Rehabilitation Services - Division of State Services for the Blind
 14 for the 2021-2022 fiscal year, the following maximum number of part-time or
 15 temporary employees, to be known as "Extra Help", payable from funds
 16 appropriated herein for such purposes: thirty (30) temporary or part-time
 17 employees, when needed, at rates of pay not to exceed those provided in the
 18 Uniform Classification and Compensation Act, or its successor, or this act
 19 for the appropriate classification.

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21 SECTION 11. APPROPRIATION - DIVISION OF STATE SERVICES FOR THE BLIND -
 22 OPERATIONS. There is hereby appropriated, to the Department of Commerce, to
 23 be payable from the paying account as determined by the Chief Fiscal Officer
 24 of the State, for personal services and operating expenses of the Department
 25 of Commerce - Arkansas Rehabilitation Services - Division of State Services
 26 for the Blind for the fiscal year ending June 30, 2022, the following:

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28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2021-2022</u>
30	(01) REGULAR SALARIES	\$3,302,069
31	(02) EXTRA HELP	384,174
32	(03) PERSONAL SERVICES MATCHING	1,227,033
33	(04) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	1,122,186
35	(B) CONF. & TRAVEL	55,000
36	(C) PROF. FEES	195,259

1	(D) CAP. OUTLAY	25,000
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$6,310,721</u>

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5 SECTION 12. APPROPRIATION - BLIND SERVICES GRANTS. There is hereby
6 appropriated, to the Department of Commerce, to be payable from the paying
7 account as determined by the Chief Fiscal Officer of the State, for grants
8 and aid and purchase of services of the Department of Commerce - Arkansas
9 Rehabilitation Services - Blind Services Grants for the fiscal year ending
10 June 30, 2022, the following:

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12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2021-2022</u>
14	(01) GRANTS AND AID/PURCHASE OF SERVICES	<u>\$4,646,768</u>

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16 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
18 COMPREHENSIVE SYSTEM OF PERSONNEL DEVELOPMENT. Section 101(a)(7) of the
19 Rehabilitation Act Amendments of 1992, commonly referred to as the
20 Comprehensive System of Personnel Development (CSPD), requires State
21 Vocational Rehabilitation (VR) agencies to establish qualified personnel
22 standards for rehabilitation personnel, including VR counselors, that are
23 consistent with any national or State-approved or recognized certification,
24 licensing, or registration that apply to a particular profession. In order to
25 comply with the Rehabilitation Act and its State Plan requirements, there is
26 hereby authorized for the Arkansas Rehabilitation Services a general waiver
27 of the Financial Management Guide, R1-19-4-522 Continuing Professional
28 Education. This waiver allows the agency to provide college level coursework
29 in degree programs for any eligible employees selected by the agency. This
30 provision covers any and all formula and discretionary grants funded by the
31 U.S.D.O.E. Rehabilitation Services Administration, now or in the future,
32 including, but not limited to, the Vocational Rehabilitation Program,
33 Supported Employment, Independent Living, and the Staff Development Grant.
34 The waiver applies to federal financial participation (FFP), state general
35 revenue share, and program income.

36 The provisions of this section shall be in effect from July 1, ~~2020~~ 2021

1 through June 30, ~~2021~~ 2022.

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3 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
5 COMPREHENSIVE SYSTEM OF PERSONNEL DEVELOPMENT. The Rehabilitation Act
6 Amendments of 1992, commonly referred to as the Comprehensive System of
7 Personnel Development (CSPD), requires State Vocational Rehabilitation (VR)
8 agencies to establish qualified personnel standards for rehabilitation
9 personnel, including Vocational Rehabilitation Counselors, that are
10 consistent with any national or State-approved or recognized certification,
11 licensing, or registration that apply to a particular profession. In order to
12 comply with the Rehabilitation Act and its State Plan requirements, there is
13 hereby authorized for the Department of Commerce, Division of State Services
14 for the Blind a general waiver of the Financial Management Guide, R1-19-4-522
15 Continuing Professional Education. This waiver allows the agency to provide
16 college level coursework in degree programs for any eligible employees
17 selected by the agency. This provision covers any and all formula and
18 discretionary grants funded by the U.S. Department of Education
19 Rehabilitation Services Administration, now or in the future, including, but
20 not limited to, the Vocational Rehabilitation Program, Supported Employment,
21 Independent Living, and the Staff Development Grant. No state general revenue
22 shall be expended for the tuition in pursuit of a degree authorized herein.

23 The provisions of this section shall be in effect from July 1, 2021
24 through June 30, 2022.

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26 SECTION 15. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
27 authorized by this act shall be limited to the appropriation for such agency
28 and funds made available by law for the support of such appropriations; and
29 the restrictions of the State Procurement Law, the General Accounting and
30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
31 Procedures and Restrictions Act, or their successors, and other fiscal
32 control laws of this State, where applicable, and regulations promulgated by
33 the Department of Finance and Administration, as authorized by law, shall be
34 strictly complied with in disbursement of said funds.

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36 SECTION 16. LEGISLATIVE INTENT. It is the intent of the General

1 Assembly that any funds disbursed under the authority of the appropriations
 2 contained in this act shall be in compliance with the stated reasons for
 3 which this act was adopted, as evidenced by the Agency Requests, Executive
 4 Recommendations and Legislative Recommendations contained in the budget
 5 manuals prepared by the Department of Finance and Administration, letters, or
 6 summarized oral testimony in the official minutes of the Arkansas Legislative
 7 Council or Joint Budget Committee which relate to its passage and adoption.

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 9 SECTION 17. EMERGENCY CLAUSE. It is found and determined by the
 10 General Assembly, that the Constitution of the State of Arkansas prohibits
 11 the appropriation of funds for more than a one (1) year period; that the
 12 effectiveness of this Act on July 1, 2021 is essential to the operation of
 13 the agency for which the appropriations in this Act are provided, and that in
 14 the event of an extension of the legislative session, the delay in the
 15 effective date of this Act beyond July 1, 2021 could work irreparable harm
 16 upon the proper administration and provision of essential governmental
 17 programs. Therefore, an emergency is hereby declared to exist and this Act
 18 being necessary for the immediate preservation of the public peace, health
 19 and safety shall be in full force and effect from and after July 1, 2021.

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 22 **APPROVED: 3/1/21**
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