

Act 100 of the First Special Session of 1989.

Act 100

SB105

By:Joint Budget Committee

For An Act To Be Entitled
"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
OPERATING EXPENSES OF THE DEPARTMENT OF HUMAN SERVICES -
DIVISION OF CHILDREN AND FAMILY SERVICES FOR THE BIENNIAL
PERIOD ENDING JUNE 30, 1991; AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
for the Department of Human Services - Division of Children and Family
Services for the 1989-91 biennium, the following maximum number of regular
employees whose salaries shall be governed by the provisions of the Uniform
Classification and Compensation Act, or its successor, and all laws amendatory
thereto. Provided, however, that any position to which a specific maximum
annual salary is set out herein in dollars, shall be exempt from the
provisions of said Uniform Classification and Compensation Act. All persons
occupying positions authorized herein are hereby governed by the provisions of
the Regular Salaries Procedures and Restrictions Act, or its successor.

Table with 5 columns: Item No., Class Code, Title, Maximum No. of Employees, and Maximum Annual Salary Rate (1989-90 and 1990-91). Rows include various DHS and DCFS positions like Director, Youth SVCS, ADMR, Field Manager, and Social Worker.

	E026	INSTITUTIONAL INSTRUCTOR SUPERVISOR	2	
	E108	VOCATIONAL EDUCATION PROGRAM COORD	1	
	R266	MANAGEMENT PROJECT ANALYST II	2	
	401Z	YOUTH SVCS COTTAGE LIFE PROG COORD	4	
	545Z	DHS/DCFS INSTITUTION ED COORD	1	
	724Z	CIVIL RIGHTS COORDINATOR	1	
	L082	NURSING SERVICES SPECIALIST	1	
(9)	M030	FAMILY SERVICE WORKER II	98	GRADE 18
	M068	DHS PROGRAM ANALYST	3	
	M082	SOCIAL SERVICE WORKER III	6	
	M086	SOCIAL WORKER II/SOCIAL WORKER I	6	
	M160	DHS/DCFS FIELD SVCS REP	10	
	R264	MANAGEMENT PROJECT ANALYST I	5	
	L070	NURSE II	1	
	R168	SUB-GRANT ADMINISTRATOR III	4	
	M138	YOUTH SVCS COUNSELOR III	1	
	R136	PLANNING SPECIALIST III	1	
	E024	INSTITUTIONAL INSTRUCTOR II	41	
(10)	M168	CHILD CARE LICENSING SPECIALIST	27	GRADE 17
	M156	ADOPTION SPECIALIST	16	
	M136	YOUTH SVCS COUNSELOR II	15	
	A004	ACCOUNTANT II	1	
	E050	STAFF DEVELOPMENT SPECIALIST II	2	
	E082	VOCATIONAL INSTRUCTOR II	9	
	E086	HABILITATION/REHAB INSTRUCTOR II	1	
	G028	BUILDING PLANT MAINTENANCE SUPV II	3	
	H032	FOOD PRODUCTION MANAGER	2	
	M050	RECREATIONAL ACTIVITY LEADER SUPV	6	
	M106	VOCATIONAL REHAB EVALUATOR II	1	
	R134	PLANNING SPECIALIST II	3	
	Y041	HEATING & A/C MECHANIC SUPV	1	
(11)	R010	ADMINISTRATIVE ASSISTANT II	5	GRADE 16
	R166	SUB-GRANT ADMINISTRATOR II	7	
	M070	SOCIAL SERVICE INVESTIGATOR I	2	
	T049	SECURITY OFFICER SUPERVISOR	7	
	Y053	JOURNEYMAN CARPENTER	3	
	Y057	JOURNEYMAN PAINTER	1	
	M034	FAMILY SERVICE WORKER I	228	
(12)	R057	COTTAGE LIFE PROGRAM SUPV	6	GRADE 15
	A002	ACCOUNTANT I	1	
	G027	BUILDING PLANT MAINTENANCE SUPV I	1	
	M134	YOUTH SVCS COUNSELOR I	7	
	R190	PERSONNEL OFFICER II	2	
(13)	R009	ADMINISTRATIVE ASSISTANT I	5	GRADE 14
	L115	LPTN II	4	
	T047	SECURITY OFFICER III	9	
	V039	PURCHASE AGENT I/ASST PURCHASE AGEN	1	
(14)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE 13
	K133	MANAGEMENT SUPPORT TECHNICIAN	1	
	L049	LPN II	8	
	G051	FARM FOREMAN	1	
	H033	FOOD PRODUCTION MANAGER I	3	
	M039	HOUSEPARENT SUPERVISOR	58	
	V051	STOREROOM SUPV/STORE SUPV	1	
(15)	K039	DOCUMENT EXAMINER II	3	GRADE 12
	K117	MEDICAL OR LEGAL SECRETARY	1	
	H049	SUPERVISOR OF COOKING	1	

(16)	K153 SECRETARY II	14	GRADE 11
	T045 SECURITY OFFICER II	5	
	M037 HOUSEPARENT	62	
	E027 INSTITUTIONAL TEACHER ASSISTANT	4	
(17)	M174 SOC SVCS REP TRAINEE	1	GRADE 10
	M067 SOCIAL SERVICE AIDE III	43	
	G093 LAUNDRY SUPERVISOR II	1	
	H027 COOK II	9	
	V043 SHIPPING & RECEIVING CLERK	1	
	W023 RECORDS CENTER OPERATOR II	1	
	Y001 APPRENTICE TRADESMAN	3	
(18)	K155 SECRETARY I	29	GRADE 09
	K037 DOCUMENT EXAMINER I	1	
(19)	G143 EQUIPMENT OPERATOR II	1	GRADE 08
	H019 CANTEEN SUPERVISOR	1	
	H025 COOK I	6	
(20)	K023 CLERK TYPIST II	10	GRADE 07
	K157 DATA ENTRY OPERATOR I	1	
	G191 CLOTHING SHOP OPERATOR	1	
(21)	K015 CLERK II	<u>2</u>	GRADE 05
	MAX NO. OF EMPLOYEES	924	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Human Services - Division of Children and Family Services for the 1989-91 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: One hundred and forty-six (146) 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, for the appropriate classification.

SECTION 3. APPROPRIATIONS - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the Department of Human Services Paying Account as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Human Services - Division of Children and Family Services for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 14,074,721	\$ 14,226,589
(02) EXTRA HELP	51,457	51,457
(03) PERSONAL SERV MATCHING	3,818,679	3,990,923
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 1,786,968	\$ 1,786,968
(B) CONF. & TRAVEL	218,163	218,163
(C) PROF. FEES	572,598	572,598
(D) CAPITAL OUTLAY	217,813	217,813
(E) DATA PROCESSING	<u>0</u>	<u>0</u>
TOTAL MAINT. & GEN. OPER.	<u>2,795,542</u>	<u>2,795,542</u>
TOTAL AMOUNT APPROPRIATED	\$ 20,740,399	\$ 21,064,511

SECTION 4. APPROPRIATIONS - GRANTS - AFDC/FOSTER CARE. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the Department of Human Services Paying Account as designated by the Chief Fiscal Officer of the State, for grant

payments of the Department of Human Services - Division of Children and Family Services for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) GRANTS	\$ 1,148,817	\$ 1,148,817

SECTION 5. APPROPRIATIONS - GRANTS - STATE. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the Children and Family Services Fund Account, for grant payments by the Department of Human Services - Division of Children and Family Services for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) FOSTER CARE DAY CARE	\$ 440,888	\$ 440,888
(02) RESIDENTIAL TREATMENT CARE	1,820,019	1,820,019
(03) FOSTER CARE	4,799,397	4,799,397
(04) SCAN	270,000	270,000
(05) COMMUNITY SERVICES MATCH	410,446	410,446
(06) COMMUNITY SERVICES	2,128,787	2,128,787
(07) RESIDENTIAL YOUTH TREATMENT	145,000	145,000
TOTAL AMOUNT APPROPRIATED	\$ 10,014,537	\$ 10,014,537

SECTION 6. APPROPRIATIONS - GRANTS - FEDERAL. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the Department of Human Services Federal Funds as designated by the Chief Fiscal Officer of the State, for grant payments by the Department of Human Services - Division of Children and Family Services for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) CHILD CARE FOOD	\$ 6,243,358	\$ 6,243,358
(02) CHILD WELFARE ASSISTANCE	224,034	224,034
(03) CHILD & YOUTH SERV-GRANTS	492,000	502,000
	\$ 6,959,392	\$ 6,969,392

SECTION 7. RESIDENTIAL TREATMENT CARE. Of the State General Revenues appropriated to the Department of Human Services - Children and Family Services Division, under Item (02) of Section 5 of this Act, a minimum of \$60,000 in each fiscal year shall be utilized as state match for Medicaid funding of operational costs associated with the provision of residential psychiatric treatment services at JCAH Accredited and State Licensed Psychiatric Residential Treatment Facilities. It is anticipated that the receipt of these funds will enable such facilities to provide higher quality services and will have a positive impact on the youth population currently receiving such services out-of-state.

SECTION 8. It is the intent of the Legislature that treatment for Emotionally Disturbed Youth (EDY) within the State of Arkansas will result in higher quality care provided for less cost when compared with similar services delivered out-of-state. The Department of Human Services, Division of Children and Family Services shall provide a report monthly to the Arkansas Legislative Council reflecting the number of youth receiving services out-of-state, including plans for their return to Arkansas. Additionally,

out-of-state placements for emotionally disturbed youth should only be considered in the event that all other alternatives are exhausted.

SECTION 9. The Director of the Department of Human Services shall, with the approval of the Chief Fiscal Officer of the State, have the authority to transfer an amount not to exceed \$100,000 for each year of the 1989-91 biennium to be used for the repair and renovation of institutional facilities (Maintenance and General Operations and Professional Fees and Services) needed by the Division of Children and Family Services from Regular Salaries and Personal Services Matching in the administrative paying account appropriation when it is determined a surplus of funds and appropriation will be available.

SECTION 10. Due to current working conditions and the necessity of recruiting and retaining qualified personnel, the Division of Children and Family Services of the Department of Human Services is authorized special rates of pay for current and new employees up to the levels listed below:

CLASS			
CODE	TITLE	GRADE	STEP
M035	Family Service Worker III	19	8
M030	Family Service Worker II	18	8
M034	Family Service Worker I	16	8

This special provision shall be in full force and effect for the biennium beginning July 1, 1989 and ending June 30, 1991.

The Division of Children and Family Services Department of Human Services shall be limited to a maximum of 80 filled positions in utilizing the title of Family Service Worker III, Grade 19; 150 filled positions in utilizing the title of Family Service Worker II, Grade 18; and 300 filled position in utilizing the title of Family Service Worker I, Grade 16. At no time during the biennium shall the combined use of all titles referenced above, Family Service Worker I, II and III, exceed 425 total filled positions.

SECTION 11. 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 Purchasing 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 12. 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 13. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code. Act 834 of 1989 is hereby repealed.

SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1989 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1989 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1989.

APPROVED: June 23, 1989
