

Act 44 of the First Special Session of 1989.

Act 44

SB74

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 ECONOMIC AND MEDICAL 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 Economic and Medical 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.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				1989-90	1990-91
(1)	9985	DHS DEP DIR ECON & MED SVCS	1	\$56,613	\$58,028
(2)	9751	DHS DIRECTOR COMMUNITY SVCS	1	\$38,313	\$39,271
(3)	6603	GENERAL PHYSICIAN	9	\$66,247	\$67,903
(4)	705Z	DHS/DEMS ASST DEP DIR ECON SVCS	1		GRADE 26
	896Z	DHS/DEMS ASST DEP DIR - MEDICAL SVC	1		
(5)	704Z	DHS/DEMS ASST DEP DIR PGM & ADMIN SPT	1		GRADE 25
	937Z	DHS/DEMS ASST DEP DIR LONG-TRM CARE	1		
(6)	923Z	DHS PROGRAM ADMR	4		GRADE 23
	L096	SENIOR PHARMACIST	4		
(7)	975Z	DHS WEATHERIZATION PROGRAM ADMIN	1		GRADE 22
	L192	DHS/DEMS MEDICAL ASST ADMR	1		
	699Z	DHS/DEMS FIELD MANAGER	5		
	924Z	DHS/DEMS MGT & SYS ANALYSIS MGR	1		
(8)	R488	GRANTS ADMIN SUPV	2		GRADE 21
	M032	DEMS COUNTY SUPERVISOR IV	1		
	D066	SYSTEMS COORDINATION ANALYST	1		
	697Z	DHS PROGRAM MANAGER	8		
	925Z	DHS SPECIALITY PROG DIRECTOR	3		
	926Z	DHS/DEMS COMMODITY SVCS MGR	1		
	930Z	DHS/DEMS QUALITY CONTROL MGR	1		
	X430	INSPECTION ENGINEER II	2		
	L076	NURSE PRACTITIONER III	1		
(9)	L074	NURSE PRACTITIONER II	2		GRADE 20
	E112	WEATHERIZATION TRAINING COORD	1		
	M029	DHS/DEMS ECONOMIC & MED SUPV III	9		
	932Z	DHS PROGRAM COORDINATOR	13		
	D036	SR PROGRAMMER/ANALYST	1		
	L078	NURSE SUPERVISOR	1		

(10)	719Z DHS STAFF MANAGER	14	GRADE 19
	R332 DHS POLICY DEVELOPMENT COORD	5	
	M027 DHS/DEMS ECONOMIC MEDICAL SUPV II	29	
	L082 NURSING SERVICES SPECIALIST	8	
	R266 MANAGEMENT PROJECT ANALYST II	2	
	R298 AGENCY PROGRAM COORDINATOR	2	
	Q046 MEDICARE SURVEY SPECIALIST	2	
(11)	M176 WORK PROGRAM SUPERVISOR	17	GRADE 18
	R264 MANAGEMENT PROJECT ANALYST I	5	
	L028 DIETICIAN	2	
	X366 NURSING SERVICES INSPECTOR	20	
	R168 SUB-GRANT ADMINISTRATOR III	6	
	R136 PLANNING SPECIALIST III	2	
	M025 DHS/DEMS ECONOMIC & MEDICAL SUPV I	37	
	L070 NURSE II	9	
	M068 DHS PROGRAM ANALYST	7	
	M076 SOCIAL SERVICES REPRESENTATIVE III	13	
	M078 DHS STAFF SUPERVISOR	16	
	M154 DHS/DEMS INCOME MAINT FIELD REP	19	
	M160 DHS/DCFS FIELD SVCS REP	2	
	D034 PROGRAMMER ANALYST	1	
	X358 HOS & NURSING HOME SURVEYOR II	10	
	X320 DIETICIAN SURVEYOR	1	
	R114 NUTRITIONIST	1	
	R150 RESEARCH PROJECT ANALYST	1	
(12)	M072 SOCIAL SERVICE INVESTIGATOR II	4	GRADE 17
	M075 SOCIAL SERVICE REPRESENTATIVE II	84	
	X352 HLTH CARE ANALYST II	13	
	A004 ACCOUNTANT II	1	
	M164 QUALITY CONTROL REVIEW SUPV	7	
	W032 MEDICAL RECORDS FIELD REP	1	
	W012 MEDICAL RECORDS ADMINISTRATOR	1	
	M008 CAREER PLNG & PLAC ADVISOR	24	
(13)	M070 SOCIAL SERVICE INVESTIGATOR I	50	GRADE 16
	M110 VOLUNTEER SERVICES COORDINATOR	1	
	R010 ADMINISTRATIVE ASSISTANT II	7	
	M170 QUALITY CONTROL REVIEWER	42	
	R110 MEDICAL PROGRAM REPRESENTATIVE	4	
(14)	M079 SOCIAL SERVICE WORKER I	189	GRADE 15
	M073 SOCIAL SERVICE REPRESENTATIVE I	672	
	A002 ACCOUNTANT I	1	
(15)	R009 ADMINISTRATIVE ASSISTANT I	7	GRADE 14
	V021 COMMODITY DIST REP	5	
	X350 HLTH CARE ANALYST I	11	
(16)	K087 OFFICE SERVICES SUPV/OFFICE MANAGER	2	GRADE 13
	K133 MANAGEMENT SUPPORT TECHNICIAN	4	
	V051 STOREROOM SUPV/STORE SUPV	1	
(17)	K039 DOCUMENT EXAMINER II	15	GRADE 12
	D003 COMPUTER OPERATOR I	2	
	K117 MEDICAL OR LEGAL SECRETARY	3	
	K115 STATISTICIAN ASST II/STATISTICIAN I	1	
(18)	K153 SECRETARY II	21	GRADE 11
	K011 CLERICAL SUPERVISOR	4	
	K165 MEDICAL TRANSCRIPTIONIST	3	
(19)	M174 SOC SVCS REP TRAINEE	3	GRADE 10
(20)	A011 BOOKKEEPER I/ACCOUNTING ASST I	1	GRADE 09
	K037 DOCUMENT EXAMINER I	43	

	K155 SECRETARY I	44	
	V057 WAREHOUSE SUPERVISOR	1	
(21)	G045 EQUIPMENT OPERATOR I	1	GRADE 07
	K023 CLERK TYPIST II	23	
	M065 SOCIAL SERVICE AIDE II	45	
	K157 DATA ENTRY OPERATOR I	2	
(22)	K015 CLERK II	1	GRADE 05
	V049 STOCK CLERK II	1	
		<u>1</u>	
	MAX NO. OF EMPLOYEES	1654	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Human Services - Division of Economic and Medical 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: Thirteen (13) 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 Economic and Medical 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 Economic and Medical Services for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 27,643,531	\$ 28,334,661
(02) EXTRA HELP	22,596	22,596
(03) PERSONAL SERV MATCHING	7,447,995	7,903,819
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 2,422,921	\$ 2,390,505
(B) CONF. & TRAVEL	235,829	238,829
(C) PROF. FEES	1,066,974	1,066,974
(D) CAPITAL OUTLAY	76,928	63,218
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	3,802,652	3,759,526
(05) AFDC CONTRACT SERVICES	2,639,452	2,639,452
(06) PURCHASE DATA PROCESSING	1,048,214	813,804
TOTAL AMOUNT APPROPRIATED	\$ 42,604,440	\$ 43,473,858

SECTION 4. APPROPRIATIONS - GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Economic and Medical 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 Economic and Medical Services for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) A.F.D.C. UNEMPLOYED PARENT	\$ 3,905,120	\$ 5,068,519
(02) A.F.D.C.	54,499,566	54,499,566
(03) PRIVATE NURSING HOME CARE	192,227,140	199,349,189
(04) EASTER SEAL - NURSING HOME CARE	1,403,230	1,403,230
(05) INFANT INFIRMARY - NURSING HOME CARE	10,809,128	11,582,224
(06) PUBLIC NURSING HOME CARE	90,759,986	95,262,330

(07)	PRESCRIPTION DRUGS	50,937,130	55,461,492
(08)	HOSPITAL AND MEDICAL SERVICES	267,364,156	273,637,446
(09)	WORK INCENTIVE PROGRAM	1,827,340	2,404,026
(10)	CHILD AND FAMILY LIFE INSTITUTE	<u>700,000</u>	<u>1,100,000</u>
	TOTAL AMOUNT APPROPRIATED	\$ 674,432,796	\$ 699,768,022

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

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) BOARDING HOMES	\$ 1,122,000	\$ 1,122,000
(02) A.A.B.D.	30,000	30,000
(03) CRIPPLED CHILDREN	<u>1,193,978</u>	<u>1,193,978</u>
TOTAL AMOUNT APPROPRIATED	\$ 2,345,978	\$ 2,345,978

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

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) CRIPPLED CHILDREN	\$ 1,019,741	\$ 1,019,741
(02) WEATHERIZATION PROGRAM GRANTS	4,200,000	4,200,000
(03) EMERGENCY FOOD	750,000	750,000
(04) LOW INCOME ENERGY ASSISTANCE	11,812,293	11,812,293
(05) VIETNAMESE REFUGEE ASSISTANCE	519,476	519,476
(06) COMMUNITY SERVICES BLOCK GRANT	4,200,000	4,200,000
(07) HOMELESS ASSISTANCE GRANT	<u>161,000</u>	<u>161,000</u>
TOTAL AMOUNT APPROPRIATED	22,662,510	\$ 22,662,510

SECTION 7. APPROPRIATIONS - INDIGENT HEALTH CARE. There is hereby appropriated, to the Department of Human Services - Division of Economic and Medical Services, to be payable from the Indigent Health Care Fund, for personal services of the Department of Human Services - Division of Economic and Medical Services - Indigent Health Care Program for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 51,128	\$ 52,521
(02) PERSONAL SERV MATCHING	<u>13,789</u>	<u>14,658</u>
TOTAL AMOUNT APPROPRIATED	\$ 64,917	\$ 67,179

SECTION 8. APPROPRIATIONS - COMMODITY DISTRIBUTION SALVAGE AND CONTAINER. There is hereby appropriated, to the Department of Human Services - Division of Economic and Medical Services, to be payable from cash funds, for operating expenses of the Department of Human Services - Division of Economic and Medical Services - Commodity Distribution Salvage and Container

Program for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
NO.	1989-90	1990-91
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES \$	107,597	\$ 157,597
(B) CONF. & TRAVEL	5,240	5,240
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	22,773	1,773
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	135,610	164,610
TOTAL AMOUNT APPROPRIATED	\$ 135,610	\$ 164,610

SECTION 9. The Director of the Department of Human Services is authorized to transfer from the Department of Human Services Federal Funds as designated by the Chief Fiscal Officer of the State to the appropriate State Fund Account those federal funds recovered as reimbursement for indirect costs which are not required to be transferred to the Constitutional Officers or State Central Services Funds pursuant to Arkansas Code __19-7-601--19-7-610.

SECTION 10. CARRY FORWARD. The unexpended balances in appropriations provided for the expenditure of federal funds as provided for in this Act on June 30, 1990 shall be carried forward and made available for expenditures for the same purpose for the fiscal year ending June 30, 1991.

SECTION 11. DEPARTMENT OF HUMAN SERVICES. It is hereby found and determined by the Seventy-Seventh General Assembly that regional offices tend to create inefficiency in the operation of the programs and services provided by the Department of Human Services. Therefore, no office of the Department of Human Services shall be called a "Regional Office", nor shall any function of any office, other than the Department of Human Services Central Office, include supervision of any district Department of Human Services Office.

SECTION 12. REPORTING REQUIREMENTS. The Department of Human Services - Economic and Medical Services Division shall file a semi-annual report with the Arkansas Legislative Council concerning performance and progress made in administering the Child Support Enforcement Program approved under Title IV-D of the Social Security Act.

SECTION 13. BIENNIAL GOALS. The Director of the Department of Human Services is hereby directed to adopt the following goals in the Health Delivery and Economic and Medical Programs which he administers for the upcoming biennial period:

1. Develop statewide alternatives to Nursing Home Placement for the financially dependent elderly and disabled citizens of our State;
2. Implement preventive Home Health and Social Maintenance Programs designed to avoid the unnecessary deterioration of the mental and physical health of our State's elderly and disabled citizens which ultimately results in Nursing Home Placement, and;
3. Conduct formal screening of all current nursing home placements in a manner that will assure a systematic means of providing alternatives to Nursing Home Services.

It is further intended that the Arkansas Legislative Council be advised on a quarterly basis as to visible progress in reaching these goals as well as any legislation needed to be considered by the Arkansas General Assembly in this regard.

SECTION 14. Of the state and federal funds appropriated for the Hospital and Medical line item in Section 4 of this Act, a minimum of \$3 million each year shall be distributed between the Children and Family Services Division and the Mental Health Services Division of the Department of Human Services. These funds shall be allocated based on the prevailing Medicaid state match arrangement for use by these agencies in meeting the needs of the Emotionally Disturbed Youth (EDY) population of this State.

SECTION 15. 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 16. 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 17. 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 915 of 1989 is hereby repealed.

SECTION 18. 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
