

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1184

4
5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 DEPARTMENT OF HUMAN SERVICES - DIVISION OF AGING
12 AND ADULT SERVICES FOR THE FISCAL YEAR ENDING
13 JUNE 30, 2010; AND FOR OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF HUMAN
17 SERVICES - DIVISION OF AGING AND ADULT
18 SERVICES APPROPRIATION FOR THE 2009-2010
19 FISCAL YEAR.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
26 the Department of Human Services - Division of Aging and Adult Services for
27 the 2009-2010 fiscal year, the following maximum number of regular employees
28 whose salaries shall be governed by the provisions of the Uniform
29 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
30 its successor, and all laws amendatory thereto. Provided, however, that any
31 position to which a specific maximum annual salary is set out herein in
32 dollars, shall be exempt from the provisions of said Uniform Classification
33 and Compensation Act. All persons occupying positions authorized herein are
34 hereby governed by the provisions of the Regular Salaries Procedures and
35 Restrictions Act (Arkansas Code §21-5-101), or its successor.
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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2009-2010
1	(1)	N027N	DHS DEPUTY DIRECTOR ADULT SERVICES	1 GRADE N909
2	(2)	N147N	DHS/DAAS ASST DEP DIR	1 GRADE N902
3	(3)	N142N	DHS/DAAS DEPUTY DIRECTOR	1 GRADE N902
4	(4)	N168N	DHS DIR HOME & COMMUNITY BASED SVCS	1 GRADE N901
5	(5)	A024C	DHS DIVISION CHIEF FISCAL OFFICER	1 GRADE C125
6	(6)	L009C	NURSE MANAGER	2 GRADE C125
7	(7)	G083C	DHS/DAAS DIVISION MANAGER	2 GRADE C123
8	(8)	G101C	DHS AREA MANAGER	2 GRADE C122
9	(9)	G099C	DHS PROGRAM ADMINISTRATOR	8 GRADE C122
10	(10)	L027C	REGISTERED NURSE SUPERVISOR	11 GRADE C122
11	(11)	M016C	DHS FIELD MANAGER	5 GRADE C120
12	(12)	L038C	REGISTERED NURSE	75 GRADE C120
13	(13)	R021C	BUDGET ANALYST	1 GRADE C119
14	(14)	G152C	DHS PROGRAM MANAGER	3 GRADE C119
15	(15)	G153C	DHS/DAAS PROGRAM SUPERVISOR	4 GRADE C119
16	(16)	V007C	PROCUREMENT COORDINATOR	1 GRADE C119
17	(17)	M026C	LICENSED SOCIAL WORKER	1 GRADE C118
18	(18)	M025C	PROGRAM ELIGIBILITY COORDINATOR I	1 GRADE C118
19	(19)	M045C	ADULT PROTECTIVE SERVICES WORKER	39 GRADE C117
20	(20)	G183C	DHS PROGRAM COORDINATOR	4 GRADE C117
21	(21)	R025C	HUMAN RESOURCES ANALYST	1 GRADE C117
22	(22)	G198C	DHS/DAAS PROGRAM SPECIALIST	13 GRADE C116
23	(23)	G210C	DHS PROGRAM SPECIALIST	5 GRADE C115
24	(24)	D077C	HELP DESK SPECIALIST	1 GRADE C115
25	(25)	C056C	ADMINISTRATIVE SPECIALIST III	13 GRADE C112
26	(26)	C073C	ADMINISTRATIVE SPECIALIST II	<u>6</u> GRADE C109
27	MAX. NO. OF EMPLOYEES			203

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Department of Human Services - Division of Aging and Adult Services for the 2009-2010 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated

1 herein for such purposes: eighteen (18) temporary or part-time employees,
 2 when needed, at rates of pay not to exceed those provided in the Uniform
 3 Classification and Compensation Act, or its successor, or this act for the
 4 appropriate classification.

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 6 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 7 the Department of Human Services - Division of Aging and Adult Services, to
 8 be payable from the paying account as determined by the Chief Fiscal Officer
 9 of the State, for personal services and operating expenses of the Department
 10 of Human Services - Division of Aging and Adult Services for the fiscal year
 11 ending June 30, 2010, the following:

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13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2009-2010</u>
15 (01) REGULAR SALARIES	\$ 9,004,656
16 (02) EXTRA HELP	140,868
17 (03) PERSONAL SERVICES MATCHING	2,784,188
18 (04) MAINT. & GEN. OPERATION	
19 (A) OPER. EXPENSE	2,823,321
20 (B) CONF. & TRAVEL	110,100
21 (C) PROF. FEES	547,615
22 (D) CAP. OUTLAY	0
23 (E) DATA PROC.	0
24 (05) COMMUNITY BASED CARE	90,000
25 (06) NURSING HOME CARE ALTERNATIVES	6,656,003
26 (07) NUTRITION PROGRAMS	11,343,402
27 (08) OLDER WORKER PROGRAM	1,132,005
28 (09) PROJECT GRANTS	13,960,559
29 (10) RETIRED & SENIOR VOLUNTEER PROGRAM	75,000
30 (11) SENIOR CITIZEN CENTERS	<u>4,600,000</u>
31 TOTAL AMOUNT APPROPRIATED	<u>\$ 53,267,717</u>

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 33 SECTION 4. APPROPRIATION - MEALS ON WHEELS. There is hereby appropriated,
 34 to the Department of Human Services - Division of Aging and Adult Services,
 35 to be payable from the Aging and Adult Services Fund Account, for the Meals
 36 on Wheels Program and transportation services for the elderly of the

1 Department of Human Services - Division of Aging and Adult Services for the
2 fiscal year ending June 30, 2010, the following:

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4	ITEM	FISCAL YEAR
5	<u>NO.</u>	<u>2009-2010</u>
6	(01) TRANSPORTATION SERVICES	\$ <u>3,500,000</u>

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8 SECTION 5. APPROPRIATION - ARKANSAS SENIOR OLYMPICS. There is hereby
9 appropriated, to the Department of Human Services - Division of Aging and
10 Adult Services, to be payable from the Aging and Adult Services Fund Account,
11 for matching funds for the Arkansas Senior Olympics of the Department of
12 Human Services - Division of Aging and Adult Services for the fiscal year
13 ending June 30, 2010, the following:

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15	ITEM	FISCAL YEAR
16	<u>NO.</u>	<u>2009-2010</u>
17	(01) STATE MATCH	\$ <u>70,000</u>

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19 SECTION 6. APPROPRIATION - MS. SENIOR PAGEANT. There is hereby
20 appropriated, to the Department of Human Services - Division of Aging and
21 Adult Services, to be payable from the Aging and Adult Services Fund Account,
22 for expenses of the Ms. Senior Pageant by the Department of Human Services -
23 Division of Aging and Adult Services for the fiscal year ending June 30,
24 2010, the following:

25		
26	ITEM	FISCAL YEAR
27	<u>NO.</u>	<u>2009-2010</u>
28	(01) MS. SENIOR PAGEANT EXPENSES	\$ <u>20,000</u>

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30 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
32 ADULT SERVICES - MATCHING FUNDS. The funds appropriated for state match for
33 the Arkansas Senior Olympics Program in this Act shall be paid on a two-to-
34 one state/local matching basis. The Senior Arkansas Sports Organization must
35 certify its portion of the match to the Division of Aging and Adult Services
36 before any funds appropriated for state match for the Arkansas Senior

1 Olympics Program in this Act are disbursed.

2 The provisions of this section shall be in effect only from July 1, 2007
 3 2009 through June 30, ~~2009~~ 2010.

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5 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
 7 ADULT SERVICES - STATE MATCH AUTHORIZED. The Director of the Department of
 8 ~~Health and~~ Human Services is authorized to use State funds appropriated in
 9 this Act to match Federal funds available under Title III and Title V of the
 10 Older Americans Act, Social Services Block Grant, or such other federal funds
 11 as may become available.

12 The provisions of this section shall be in effect only from July 1, 2007
 13 2009 through June 30, ~~2009~~ 2010.

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15 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
 17 ADULT SERVICES - GRANT/CONTRACT DISBURSEMENT GUIDELINES. All appropriations
 18 for state and federal funding contained herein for the Division of Aging and
 19 Adult Services and that are distributed under grant or contract methodologies
 20 may be disbursed by the Department of ~~Health and~~ Human Services in the same
 21 manner as authorized under federal regulations for the disbursement of Title
 22 III Older Americans Act funds. Otherwise, all disbursements shall comply
 23 with the provisions of this Act.

24 The provisions of this section shall be in effect only from July 1, 2007
 25 2009 through June 30, ~~2009~~ 2010.

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27 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
 29 ADULT SERVICES - NURSING HOME CARE ALTERNATIVES. Funding for "Nursing Home
 30 Care Alternatives", as it appears in the Aging and Adult Services -
 31 Operations appropriation may be used for home delivered meals, adult day
 32 care, homemaker/chore, respite care, personal care, health promotion, and
 33 other community-based activities. These funds may also be used to match
 34 Medicaid community-based programs.

35 The provisions of this section shall be in effect only from July 1, 2007
 36 2009 through June 30, ~~2009~~ 2010.

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SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR CITIZEN CENTERS. The appropriation each fiscal year in this act for Senior Citizen Centers shall be distributed in the same manner as the funding formula requirements set out in the federal Older Americans Act funding law. The additional funding provided by this provision shall supplement and not supplant any monies currently funding services for Senior Citizen Centers. The requirements in this section shall only be implemented in accordance with any necessary approval by the Centers for Medicare and Medicaid Services and in the event that additional general revenue funding is provided by the General Assembly for these purposes. Should additional funding provided for these purposes be insufficient to provide for the increases in full, the increases shall be provided to the extent that funding is made available.

The provisions of this section shall be in effect only from July 1, ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

SECTION 12. 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 Procurement 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 13. 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.

1 SECTION 14. EMERGENCY CLAUSE. It is found and determined by the General
2 Assembly, that the Constitution of the State of Arkansas prohibits the
3 appropriation of funds for more than a one (1) year period; that the
4 effectiveness of this Act on July 1, 2009 is essential to the operation of
5 the agency for which the appropriations in this Act are provided, and that in
6 the event of an extension of the Regular Session, the delay in the effective
7 date of this Act beyond July 1, 2009 could work irreparable harm upon the
8 proper administration and provision of essential governmental programs.
9 Therefore, an emergency is hereby declared to exist and this Act being
10 necessary for the immediate preservation of the public peace, health and
11 safety shall be in full force and effect from and after July 1, 2009.

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