

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  
4

*As Engrossed: H4/6/09*  
**A Bill**

HOUSE BILL 1184

5 By: Joint Budget Committee  
6  
7

**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**

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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		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2009-2010
(1)	N027N	DHS DEPUTY DIRECTOR ADULT SERVICES	1	GRADE N909
(2)	N147N	DHS/DAAS ASST DEP DIR	1	GRADE N902
(3)	N142N	DHS/DAAS DEPUTY DIRECTOR	1	GRADE N902
(4)	N168N	DHS DIR HOME & COMMUNITY BASED SVCS	1	GRADE N901
(5)	A024C	DHS DIVISION CHIEF FISCAL OFFICER	1	GRADE C125
(6)	L009C	NURSE MANAGER	2	GRADE C125
(7)	G083C	DHS/DAAS DIVISION MANAGER	2	GRADE C123
(8)	G101C	DHS AREA MANAGER	2	GRADE C122
(9)	G099C	DHS PROGRAM ADMINISTRATOR	8	GRADE C122
(10)	L027C	REGISTERED NURSE SUPERVISOR	11	GRADE C122
(11)	M016C	DHS FIELD MANAGER	5	GRADE C120
(12)	L038C	REGISTERED NURSE	75	GRADE C120
(13)	R021C	BUDGET ANALYST	1	GRADE C119
(14)	G152C	DHS PROGRAM MANAGER	3	GRADE C119
(15)	G153C	DHS/DAAS PROGRAM SUPERVISOR	4	GRADE C119
(16)	V007C	PROCUREMENT COORDINATOR	1	GRADE C119
(17)	M026C	LICENSED SOCIAL WORKER	1	GRADE C118
(18)	M025C	PROGRAM ELIGIBILITY COORDINATOR I	1	GRADE C118
(19)	M045C	ADULT PROTECTIVE SERVICES WORKER	39	GRADE C117
(20)	G183C	DHS PROGRAM COORDINATOR	4	GRADE C117
(21)	R025C	HUMAN RESOURCES ANALYST	1	GRADE C117
(22)	G198C	DHS/DAAS PROGRAM SPECIALIST	13	GRADE C116
(23)	G210C	DHS PROGRAM SPECIALIST	5	GRADE C115
(24)	D077C	HELP DESK SPECIALIST	1	GRADE C115
(25)	C056C	ADMINISTRATIVE SPECIALIST III	13	GRADE C112
(26)	C073C	ADMINISTRATIVE SPECIALIST II	<u>6</u>	GRADE C109
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	5,000,000
31	(12) NUTRITION PROGRAMS - ARRA OF 2009	967,214
32	(13) PROJECT GRANTS - ARRA OF 2009	<u>431,800</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 55,066,731</u>

34

35 SECTION 4. APPROPRIATION - MEALS ON WHEELS. There is hereby appropriated,  
 36 to the Department of Human Services - Division of Aging and Adult Services,

1 to be payable from the Aging and Adult Services Fund Account, for the Meals  
 2 on Wheels Program and transportation services for the elderly of the  
 3 Department of Human Services - Division of Aging and Adult Services for the  
 4 fiscal year ending June 30, 2010, the following:

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

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

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

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21 SECTION 6. APPROPRIATION - MS. SENIOR PAGEANT. There is hereby  
 22 appropriated, to the Department of Human Services - Division of Aging and  
 23 Adult Services, to be payable from the Aging and Adult Services Fund Account,  
 24 for expenses of the Ms. Senior Pageant by the Department of Human Services -  
 25 Division of Aging and Adult Services for the fiscal year ending June 30,  
 26 2010, the following:

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

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

1 certify its portion of the match to the Division of Aging and Adult Services  
2 before any funds appropriated for state match for the Arkansas Senior  
3 Olympics Program in this Act are disbursed.

4 The provisions of this section shall be in effect only from July 1, ~~2007~~  
5 2009 through June 30, ~~2009~~ 2010.

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

14 The provisions of this section shall be in effect only from July 1, ~~2007~~  
15 2009 through June 30, ~~2009~~ 2010.

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

26 The provisions of this section shall be in effect only from July 1, ~~2007~~  
27 2009 through June 30, ~~2009~~ 2010.

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

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

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

17 The provisions of this section shall be in effect only from July 1,  
18 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

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20 SECTION 12. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
21 by this act shall be limited to the appropriation for such agency and funds  
22 made available by law for the support of such appropriations; and the  
23 restrictions of the State Procurement Law, the General Accounting and  
24 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
25 Procedures and Restrictions Act, or their successors, and other fiscal  
26 control laws of this State, where applicable, and regulations promulgated by  
27 the Department of Finance and Administration, as authorized by law, shall be  
28 strictly complied with in disbursement of said funds.

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30 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General Assembly  
31 that any funds disbursed under the authority of the appropriations contained  
32 in this act shall be in compliance with the stated reasons for which this act  
33 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
34 and Legislative Recommendations contained in the budget manuals prepared by  
35 the Department of Finance and Administration, letters, or summarized oral  
36 testimony in the official minutes of the Arkansas Legislative Council or

1 Joint Budget Committee which relate to its passage and adoption.

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

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15 */s/ Joint Budget Committee*  
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