

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 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 1322 of 2001
SENATE BILL 622

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN
11 SERVICES - DIVISION OF CHILDREN AND FAMILY SERVICES
12 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF CHILDREN AND
17 FAMILY SERVICES APPROPRIATION FOR
18 THE 2001-2003 BIENNIUM.
19
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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. There is hereby established for the
26 Department of Human Services - Division of Children and Family Services for
27 the 2001-2003 biennium, 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 its
30 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.
36

| 1 | | | | Maximum Annual | | |
|----|------|-------|----------------------------------|----------------|--------------|-----------|
| 2 | | | | Maximum | Salary Rate | |
| 3 | Item | Class | | No. of | Fiscal Years | |
| 4 | No. | Code | Title | Employees | 2001-2002 | 2002-2003 |
| 5 | (1) | 9720 | DHS/DEPUTY DIRECTOR DCFS | 1 | \$89,348 | \$91,671 |
| 6 | (2) | 9757 | DHS ASSISTANT DIRECTOR | 3 | \$74,140 | \$76,067 |
| 7 | (3) | 8961 | DHS DCFS ADMR ADMIN SERVICES | 1 | \$72,431 | \$74,314 |
| 8 | (4) | 878Z | DHS/DCFS ADMR PRGM OPS | 1 | GRADE | 25 |
| 9 | (5) | 880Z | DHS/DCFS ADMR PRGM SUPPORT | 2 | GRADE | 25 |
| 10 | (6) | M011 | FAMILY SERVICE WORKER PRINCIPAL | 42 | GRADE | 23 |
| 11 | (7) | 040Z | DHS/DCFS AREA MANAGER | 7 | GRADE | 23 |
| 12 | (8) | 923Z | DHS PRGM ADMINISTRATOR | 1 | GRADE | 23 |
| 13 | (9) | M009 | FAMILY SERVICE WORKER SUPERVISOR | 149 | GRADE | 22 |
| 14 | (10) | M087 | DHS/DCFS FIELD MANAGER | 1 | GRADE | 22 |
| 15 | (11) | E051 | TRAINING PROJECT MANAGER | 1 | GRADE | 22 |
| 16 | (12) | 909Z | PROGRAM SUPPORT MANAGER | 1 | GRADE | 22 |
| 17 | (13) | 809Z | DHS PLANNING & POLICY DEV COORD | 1 | GRADE | 21 |
| 18 | (14) | M085 | DHS/DCFS PRGM ADMINISTRATOR | 1 | GRADE | 21 |
| 19 | (15) | 697Z | DHS PRGM MANAGER | 5 | GRADE | 21 |
| 20 | (16) | R326 | QUALITY ASSURANCE COORDINATOR | 1 | GRADE | 21 |
| 21 | (17) | M005 | FAMILY SERVICE WORKER SPECIALIST | 513 | GRADE | 20 |
| 22 | (18) | R266 | MANAGEMENT PROJECT ANALYST II | 6 | GRADE | 20 |
| 23 | (19) | R145 | DHS PROGRAM COORDINATOR | 11 | GRADE | 20 |
| 24 | (20) | L070 | NURSE II | 4 | GRADE | 20 |
| 25 | (21) | M028 | COUNSELOR II | 6 | GRADE | 20 |
| 26 | (22) | M160 | DHS/DCFS FIELD SVCS REP | 6 | GRADE | 19 |
| 27 | (23) | R084 | DHS STAFF SUPERVISOR | 3 | GRADE | 19 |
| 28 | (24) | M004 | FAMILY SERVICE WORKER | 43 | GRADE | 19 |
| 29 | (25) | R168 | GRANTS COORDINATOR II | 4 | GRADE | 19 |
| 30 | (26) | R048 | BUDGET SPECIALIST | 1 | GRADE | 19 |
| 31 | (27) | M168 | CHILD CARE LICENSING SPECIALIST | 6 | GRADE | 18 |
| 32 | (28) | M068 | DHS PROGRAM ANALYST | 5 | GRADE | 18 |
| 33 | (29) | M075 | SOCIAL SERVICE REPRESENTATIVE II | 1 | GRADE | 18 |
| 34 | (30) | M082 | SOCIAL SERVICE WORKER III | 2 | GRADE | 18 |
| 35 | (31) | L068 | NURSE I | 2 | GRADE | 18 |
| 36 | (32) | E050 | STAFF DEVELOPMENT SPECIALIST II | 1 | GRADE | 18 |

| | | | | | |
|---|------|------|-------------------------------------|----------|----------|
| 1 | (33) | R010 | ADMINISTRATIVE ASSISTANT II | 9 | GRADE 17 |
| 2 | (34) | M080 | SOCIAL SERVICE WORKER II/SOC SVC WK | 21 | GRADE 17 |
| 3 | (35) | M020 | FAMILY SUPPORT SPECIALIST I | 1 | GRADE 15 |
| 4 | (36) | K041 | EXECUTIVE SECY/ADMINISTRATIVE SECY | 11 | GRADE 14 |
| 5 | (37) | K153 | SECRETARY II | 10 | GRADE 13 |
| 6 | (38) | M067 | SOCIAL SERVICE AIDE II | 193 | GRADE 13 |
| 7 | (39) | K039 | DOCUMENT EXAMINER II | 8 | GRADE 12 |
| 8 | (40) | K155 | SECRETARY I | <u>1</u> | GRADE 11 |
| 9 | | | MAX. NO. OF EMPLOYEES | 1,086 | |

10

11 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of
 12 Human Services - Division of Children and Family Services for the 2001-2003
 13 biennium, the following maximum number of part-time or temporary employees, to
 14 be known as "Extra Help", payable from funds appropriated herein for such
 15 purposes: sixty-five (65) temporary or part-time employees, when needed, at
 16 rates of pay not to exceed those provided in the Uniform Classification and
 17 Compensation Act, or its successor, or this act for the appropriate
 18 classification.

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20 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the
 21 Department of Human Services - Division of Children and Family Services, to be
 22 payable from the paying account as determined by the Chief Fiscal Officer of
 23 the State, for personal services and operating expenses of the Department of
 24 Human Services - Division of Children and Family Services for the biennial
 25 period ending June 30, 2003, the following:

26

| 27 | ITEM | FISCAL YEARS | |
|----|------------------------------|------------------|------------------|
| 28 | <u>NO.</u> | <u>2001-2002</u> | <u>2002-2003</u> |
| 29 | (01) REGULAR SALARIES | \$ 27,983,057 | \$ 28,710,683 |
| 30 | (02) EXTRA HELP | 349,994 | 349,994 |
| 31 | (03) PERSONAL SERV MATCHING | 8,082,704 | 8,212,334 |
| 32 | (04) OVERTIME | 200,000 | 200,000 |
| 33 | (05) MAINT. & GEN. OPERATION | | |
| 34 | (A) OPER. EXPENSE | 5,377,721 | 5,377,721 |
| 35 | (B) CONF. & TRAVEL | 846,255 | 846,255 |
| 36 | (C) PROF. FEES | 12,633,172 | 12,633,172 |

| | | | |
|---|-------------------------------|----------------------|----------------------|
| 1 | (D) CAP. OUTLAY | 468,000 | 300,000 |
| 2 | (E) DATA PROC. | 0 | 0 |
| 3 | (06) DATA PROCESSING SERVICES | 706,400 | 706,400 |
| 4 | (07) PURCHASE OF SERVICES | <u>2,026,034</u> | <u>2,026,034</u> |
| 5 | TOTAL AMOUNT APPROPRIATED | <u>\$ 58,673,337</u> | <u>\$ 59,362,593</u> |

6

7 SECTION 4. APPROPRIATION - GRANTS - STATE. There is hereby appropriated, to
 8 the Department of Human Services - Division of Children and Family Services,
 9 to be payable from the Children and Family Services Fund Account, for grant
 10 payments of the Department of Human Services - Division of Children and Family
 11 Services for the biennial period ending June 30, 2003, the following:

12

| 13 | ITEM | FISCAL YEARS | |
|----|----------------------------------|----------------------|----------------------|
| 14 | <u>NO.</u> | <u>2001-2002</u> | <u>2002-2003</u> |
| 15 | (01) STATE RESIDENTIAL TREATMENT | \$ 2,500,000 | \$ 2,500,000 |
| 16 | (02) FOSTER CARE | 12,976,924 | 12,976,924 |
| 17 | (03) SCAN | <u>931,110</u> | <u>931,110</u> |
| 18 | TOTAL AMOUNT APPROPRIATED | <u>\$ 16,408,034</u> | <u>\$ 16,408,034</u> |

19

20 SECTION 5. APPROPRIATION - TANF/FOSTER CARE. There is hereby appropriated,
 21 to the Department of Human Services - Division of Children and Family
 22 Services, to be payable from the paying account as determined by the Chief
 23 Fiscal Officer of the State, for grant payments of the Department of Human
 24 Services - Division of Children and Family Services - TANF/Foster Care for the
 25 biennial period ending June 30, 2003, the following:

26

27

| 28 | ITEM | FISCAL YEARS | |
|----|-----------------------|----------------------|----------------------|
| 29 | <u>NO.</u> | <u>2001-2002</u> | <u>2002-2003</u> |
| 30 | (01) TANF/FOSTER CARE | <u>\$ 23,100,591</u> | <u>\$ 23,100,591</u> |

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32 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 33 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CHILDREN AND
 34 FAMILY SERVICES - SPECIAL RATES OF PAY. Due to current working conditions and
 35 the necessity of recruiting and retaining qualified personnel, the Division of
 36 Children and Family Services of the Department of Human Services is authorized

1 special rates of pay for current and new employees up to the levels listed
 2 below:

3
 4 CLASS

| 5 CODE | TITLE | GRADE | LEVEL |
|---------|----------------------------------|-------|-------|
| 6 M011 | FAMILY SERVICE WORKER PRINCIPAL | 23 | III |
| 7 M009 | FAMILY SERVICE WORKER SUPERVISOR | 22 | III |
| 8 M005 | FAMILY SERVICE WORKER SPECIALIST | 20 | III |
| 9 M004 | FAMILY SERVICE WORKER | 19 | III |
| 10 M003 | FAMILY SERVICE WORKER TRAINEE | 18 | III |

11
 12 This special provision shall be in full force and effect for the biennium
 13 beginning July 1, ~~1999~~ 2001 and ending June 30, ~~2001~~ 2003, and shall be
 14 subject to a prior review by the Personnel Subcommittee of the Arkansas
 15 Legislative Council or Joint Budget Committee.

16
 17 The provisions of this section shall be in effect only from July 1, 2001
 18 through June 30, 2003.

19
 20 SECTION 7. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 21 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
 22 appropriations as provided in this Act, the agency disbursing officer shall
 23 monitor the level of fund balances in relation to expenditures on a monthly
 24 basis. If any proposed expenditures would cause a fund balance to decline to
 25 less than fifty percent (50%) of the balance available on July 1, 2001, the
 26 disbursing officer shall immediately notify the executive head of the agency.
 27 Prior to any obligations being made under these circumstances, the agency head
 28 shall file written documentation with the Chief Fiscal Officer of the State
 29 requesting approval of the expenditures. Such documentation shall provide
 30 sufficient financial data to justify the expenditures and shall include the
 31 following:

- 32 1) a plan that clearly indicates the specific fiscal impact of such
- 33 expenditures on the fund balance.
- 34 2) information clearly indicating and explaining what programs would be cut or
- 35 any other measures to be taken by the agency to restore the fund balance.
- 36 3) the extent to which any of the planned expenditures are for one-time costs

1 or one-time purchase of capitalized items.

2 4) a statement certifying that the expenditure of fund balances will not
3 jeopardize the financial health of the agency, nor result in a permanent
4 depletion of the fund balance.

5 (B) The Chief Fiscal Officer of the State shall review the request and
6 approve or disapprove all or any part of the request , after having sought
7 prior review by the Legislative Council.

8
9 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
10 this act shall be limited to the appropriation for such agency and funds made
11 available by law for the support of such appropriations; and the restrictions
12 of the State Purchasing Law, the General Accounting and Budgetary Procedures
13 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
14 Restrictions Act, or their successors, and other fiscal control laws of this
15 State, where applicable, and regulations promulgated by the Department of
16 Finance and Administration, as authorized by law, shall be strictly complied
17 with in disbursement of said funds.

18
19 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General Assembly
20 that any funds disbursed under the authority of the appropriations contained
21 in this act shall be in compliance with the stated reasons for which this act
22 was adopted, as evidenced by the Agency Requests, Executive Recommendations
23 and Legislative Recommendations contained in the budget manuals prepared by
24 the Department of Finance and Administration, letters, or summarized oral
25 testimony in the official minutes of the Arkansas Legislative Council or Joint
26 Budget Committee which relate to its passage and adoption.

27
28 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General
29 Assembly, that the Constitution of the State of Arkansas prohibits the
30 appropriation of funds for more than a two (2) year period; that the
31 effectiveness of this Act on July 1, 2001 is essential to the operation of the
32 agency for which the appropriations in this Act are provided, and that in the
33 event of an extension of the Regular Session, the delay in the effective date
34 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
35 administration and provision of essential governmental programs. Therefore, an
36 emergency is hereby declared to exist and this Act being necessary for the

1 immediate preservation of the public peace, health and safety shall be in full
2 force and effect from and after July 1, 2001.

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5 **APPROVED: 4/5/2001**
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