

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 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H4/10/03

A Bill

Act 1596 of 2003
HOUSE BILL 1418

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 BIENNIAL PERIOD ENDING
13 JUNE 30, 2005; 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 2003-2005
19 BIENNIUM.
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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 Aging and Adult Services for the
27 2003-2005 biennium, the following maximum number of regular employees whose
28 salaries shall be governed by the provisions of the Uniform Classification
29 and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor,
30 and all laws amendatory thereto. Provided, however, that any position to
31 which a specific maximum annual salary is set out herein in dollars, shall be
32 exempt from the provisions of said Uniform Classification and Compensation
33 Act. All persons occupying positions authorized herein are hereby governed
34 by the provisions of the Regular Salaries Procedures and Restrictions Act
35 (Arkansas Code §21-5-101), or its successor.
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Item	Class	No. of	Maximum Annual		
			Maximum	Salary Rate	
No.	Code	Title	Employees	2003-2004	2004-2005
(1)	8868	DHS DEPUTY DIRECTOR ADULT SERVICES	1	\$92,241	\$94,383
(2)	8960	AGING & ADULT SVCS ASST DEP DIR	1	\$62,022	\$63,600
(3)	8930	AGING & ADULT SVCS ASST DEP DIR	1	\$60,025	\$61,565
(4)	923Z	DHS PRGM ADMINISTRATOR	4	GRADE	23
(5)	697Z	DHS PRGM MANAGER	2	GRADE	21
(6)	L019	NUTRITIONIST CONSULTANT	1	GRADE	21
(7)	L082	NURSING SERVICES SPECIALIST	4	GRADE	21
(8)	R115	OFFICE ON AGING PROGRAM SUPERVISOR	7	GRADE	21
(9)	L070	NURSE II	41	GRADE	20
(10)	M005	FAMILY SERVICE WORKER SPECIALIST	20	GRADE	20
(11)	M127	SR REHABILITATION COUNSELOR	4	GRADE	20
(12)	R266	MANAGEMENT PROJECT ANALYST II	3	GRADE	20
(13)	D034	PROGRAMMER ANALYST	1	GRADE	18
(14)	R134	PLANNING SPECIALIST II	1	GRADE	18
(15)	R264	MANAGEMENT PROJECT ANALYST I	5	GRADE	18
(16)	R010	ADMINISTRATIVE ASSISTANT II	8	GRADE	17
(17)	M079	SOCIAL SERVICE WORKER I	1	GRADE	15
(18)	K153	SECRETARY II	<u>6</u>	GRADE	13
		MAX. NO. OF EMPLOYEES	111		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Human Services - Division of Aging and Adult Services for the 2003-2005 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: eighteen (18) 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, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - MEALS ON WHEELS. There is hereby appropriated, to the Department of Human Services - Division of Aging and Adult Services, to be payable from the Aging and Adult Services Fund Account, for the Meals

1 on Wheels Program and transportation services for the elderly of the
 2 Department of Human Services - Division of Aging and Adult Services for the
 3 biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) TRANSPORTATION SERVICES	\$ 3,500,000	\$ 3,500,000

9 SECTION 4. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 10 the Department of Human Services - Division of Aging and Adult Services, to
 11 be payable from the paying account as determined by the Chief Fiscal Officer
 12 of the State, for personal services and operating expenses of the Department
 13 of Human Services - Division of Aging and Adult Services for the biennial
 14 period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 3,434,948	\$ 3,527,691
(02) EXTRA HELP	140,868	140,868
(03) PERSONAL SERVICE MATCH	930,562	947,622
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	767,144	767,144
(B) CONF. & TRAVEL	169,409	169,409
(C) PROF. FEES	543,000	543,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(05) PROJECT GRANTS	8,457,740	8,457,740
(06) RETIRED AND SENIOR VOLUNTEER PROGRAM	75,000	75,000
(07) NURSING HOME CARE ALTERNATIVES	5,121,709	5,121,709
(08) COMMUNITY BASED CARE	171,358	171,358
(09) OLDER WORKER PROGRAM	1,132,006	1,132,006
(10) NUTRITION PROGRAMS	7,811,750	7,811,750
(11) PURCHASE DATA PROCESSING	<u>30,000</u>	<u>30,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 28,785,494</u>	<u>\$ 28,895,297</u>

SECTION 5. APPROPRIATION - ADULT PROTECTIVE SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Aging and Adult Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Human Services - Division of Aging and Adult Services - Adult Protective Services for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 810,873	\$ 832,767
(02) PERSONAL SERVICE MATCH	229,354	233,369
(03) OVERTIME	1,200	1,200
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	141,626	141,626
(B) CONF. & TRAVEL	6,670	6,670
(C) PROF. FEES	20,000	20,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,209,723</u>	<u>\$ 1,235,632</u>

SECTION 6. APPROPRIATION - ARKANSAS SENIOR OLYMPICS. There is hereby appropriated, to the Department of Human Services - Division of Aging and Adult Services, to be payable from the Aging and Adult Services Fund Account, for matching funds for the Arkansas Senior Olympics of the Department of Human Services - Division of Aging and Adult Services for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) STATE MATCH	<u>\$ 60,000</u>	<u>\$ 60,000</u>

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND

1 ADULT SERVICES - CARRY FORWARD. Any unexpended balance of funds and
2 appropriation authorized in Section 3 for elderly transportation including
3 the Meals on Wheels Program which remains at the close of the fiscal year
4 ending ~~June 30, 2001~~ June 30, 2003 or ~~June 30, 2002~~ June 30, 2004 or both,
5 shall be carried forward into the next fiscal year, there to be used for the
6 same purpose.

7 The provisions of this section shall be in effect only from ~~July 1, 2001~~
8 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

9

10 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
12 ADULT SERVICES - MATCHING FUNDS. The funds appropriated for state match for
13 the Arkansas Senior Olympics Program in this Act shall be paid on a two-to-
14 one state/local matching basis. The Senior Arkansas Sports Organization must
15 certify its portion of the match to the Division of Aging and Adult Services
16 before any funds appropriated for state match for the Arkansas Senior
17 Olympics Program in this Act are disbursed.

18 The provisions of this section shall be in effect only from ~~July 1, 2001~~
19 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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

28 The provisions of this section shall be in effect only from ~~July 1, 2001~~
29 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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31 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND
33 ADULT SERVICES - GRANT/CONTRACT DISBURSEMENT GUIDELINES. All appropriations
34 for state and federal funding contained herein for the Division of Aging and
35 Adult Services and that are distributed under grant or contract methodologies
36 may be disbursed by the Department of Human Services in the same manner as

1 authorized under federal regulations for the disbursement of Title III Older
2 Americans Act funds. Otherwise, all disbursements shall comply with the
3 provisions of this Act.

4 The provisions of this section shall be in effect only from ~~July 1, 2001~~
5 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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7 SECTION 11. 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 - NURSING HOME CARE ALTERNATIVES. Funding for "Nursing Home
10 Care Alternatives", as it appears in the Aging and Adult Services -
11 Operations appropriation may be used for home delivered meals, adult day
12 care, homemaker/chore, respite care, personal care, health promotion, and
13 other community based activities. These funds may also be used to match
14 Medicaid community based programs.

15 The provisions of this section shall be in effect only from ~~July 1, 2001~~
16 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

17
18 SECTION 12. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
19 by this act shall be limited to the appropriation for such agency and funds
20 made available by law for the support of such appropriations; and the
21 restrictions of the State Purchasing Law, the General Accounting and
22 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
23 Procedures and Restrictions Act, or their successors, and other fiscal
24 control laws of this State, where applicable, and regulations promulgated by
25 the Department of Finance and Administration, as authorized by law, shall be
26 strictly complied with in disbursement of said funds.

27
28 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General Assembly
29 that any funds disbursed under the authority of the appropriations contained
30 in this act shall be in compliance with the stated reasons for which this act
31 was adopted, as evidenced by the Agency Requests, Executive Recommendations
32 and Legislative Recommendations contained in the budget manuals prepared by
33 the Department of Finance and Administration, letters, or summarized oral
34 testimony in the official minutes of the Arkansas Legislative Council or
35 Joint Budget Committee which relate to its passage and adoption.

36

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 two (2) year period; that the
4 effectiveness of this Act on July 1, 2003 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, 2003 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, 2003.

12
13 */s/ Joint Budget Committee*

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16 *APPROVED: 4/21/2003*
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