

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.

Act 1281 of the Regular Session

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

As Engrossed: H4/3/09

A Bill

HOUSE BILL 1244

4
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 WORKFORCE SERVICES FOR THE FISCAL
12 YEAR ENDING JUNE 30, 2010; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF WORKFORCE
17 SERVICES APPROPRIATION FOR THE 2009-2010
18 FISCAL YEAR.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the
25 Department of Workforce Services for the 2009-2010 fiscal year, the following
26 maximum number of regular employees whose salaries shall be governed by the
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
29 Provided, however, that any position to which a specific maximum annual
30 salary is set out herein in dollars, shall be exempt from the provisions of
31 said Uniform Classification and Compensation Act. All persons occupying
32 positions authorized herein are hereby governed by the provisions of the
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
34 or its successor.
35



1				Maximum Annual	
2				Salary Rate	
3	Item	Class	No. of	Fiscal Year	
4	No.	Code	Title	Employees	2009-2010
5	(1)	U037U	DWS DIRECTOR	1	\$133,923
6	(2)	U070U	DWS DEPUTY DIRECTOR	1	\$111,230
7	(3)	U076U	DWS WORKFORCE INVESTMENT DIRECTOR	1	\$104,078
8	(4)	U036U	AR APPEALS TRIBUNAL CHAIRMAN	1	\$100,874
9	(5)	N051N	DWS ASST DIR, EMPLOYMENT ASSIST	1	GRADE N908
10	(6)	N050N	DWS ASST DIR, FINANCIAL MANAGEMENT	1	GRADE N908
11	(7)	N049N	DWS ASST DIR, INFO AND TECHNOLOGY	1	GRADE N908
12	(8)	N074N	DWS ASST DIR, UNEMPLOYMENT INS	1	GRADE N908
13	(9)	G007N	DWS GENERAL COUNSEL	1	GRADE N908
14	(10)	G017N	DWS ASST DIR - TANF	1	GRADE N904
15	(11)	G016N	DWS ASST DIR GRANTS RESOURCE ADMIN	1	GRADE N904
16	(12)	G015N	DWS ASST DIR NEW HIRE REGISTRY	1	GRADE N904
17	(13)	D007C	INFORMATION SYSTEMS MANAGER	2	GRADE C128
18	(14)	A015C	DWS DIR INTERNAL AUDIT & SECURITY	1	GRADE C127
19	(15)	G020C	DWS PROGRAM ADMINISTRATOR	3	GRADE C127
20	(16)	A021C	AGENCY CONTROLLER I	1	GRADE C126
21	(17)	G047C	ATTORNEY SPECIALIST	2	GRADE C126
22	(18)	D017C	INFO SYSTEMS SECURITY SPECIALIST	1	GRADE C126
23	(19)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
24	(20)	A031C	ASSISTANT CONTROLLER	2	GRADE C124
25	(21)	G073C	ATTORNEY	7	GRADE C124
26	(22)	G068C	DWS AREA OPERATIONS CHIEF	6	GRADE C124
27	(23)	G072C	DWS WORKFORCE INVESTMENT PROG MGR	1	GRADE C124
28	(24)	D028C	SENIOR SOFTWARE SUPPORT SPECIALIST	1	GRADE C124
29	(25)	D022C	SYSTEMS SPECIALIST	1	GRADE C124
30	(26)	R013C	AGENCY HUMAN RESOURCES MANAGER	1	GRADE C123
31	(27)	G081C	DWS DIVISION CHIEF	6	GRADE C123
32	(28)	D038C	SENIOR SOFTWARE SUPPORT ANALYST	11	GRADE C123
33	(29)	G110C	DWS PROGRAM MANAGER	4	GRADE C121
34	(30)	G114C	DWS WORKFORCE INVEST REG ADVISOR	2	GRADE C121
35	(31)	D052C	SOFTWARE SUPPORT ANALYST	9	GRADE C121
36	(32)	G138C	AGENCY ADMIN REVIEW OFFICER	11	GRADE C120

1	(33)	R019C	BUDGET MANAGER	1	GRADE C120
2	(34)	R015C	DWS EQUAL OPPORTUNITY MANAGER	1	GRADE C120
3	(35)	G128C	DWS FIELD MANAGER II	14	GRADE C120
4	(36)	G127C	DWS PROGRAM OPERATIONS MANAGER	27	GRADE C120
5	(37)	E023C	TRAINING PROJECT MANAGER	2	GRADE C120
6	(38)	D062C	DATABASE ANALYST	1	GRADE C119
7	(39)	G149C	DWS FIELD MANAGER I	16	GRADE C119
8	(40)	D061C	INFO SYSTEMS COORDINATION SPECIALIST	1	GRADE C119
9	(41)	A066C	INTERNAL AUDITOR	3	GRADE C119
10	(42)	X062C	QUALITY ASSURANCE COORDINATOR	1	GRADE C119
11	(43)	A060C	SENIOR AUDITOR	2	GRADE C119
12	(44)	R024C	ASST PERSONNEL MANAGER	1	GRADE C118
13	(45)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
14	(46)	A075C	FINANCIAL ANALYST I	1	GRADE C118
15	(47)	A074C	FISCAL SUPPORT SUPERVISOR	6	GRADE C118
16	(48)	A073C	PROGRAM/FIELD AUDITOR SUPERVISOR	2	GRADE C118
17	(49)	A081C	AUDITOR	7	GRADE C117
18	(50)	R027C	BUDGET SPECIALIST	8	GRADE C117
19	(51)	D071C	COMPUTER SUPPORT ANALYST	1	GRADE C117
20	(52)	G181C	DWS PROGRAM MONITOR	39	GRADE C117
21	(53)	G180C	GRANTS ANALYST	1	GRADE C117
22	(54)	D068C	INFORMATION SYSTEMS ANALYST	1	GRADE C117
23	(55)	G179C	LEGAL SERVICES SPECIALIST	1	GRADE C117
24	(56)	S017C	MAINTENANCE COORDINATOR	1	GRADE C117
25	(57)	B076C	RESEARCH PROJECT ANALYST	20	GRADE C117
26	(58)	E040C	STAFF DEVELOPMENT COORDINATOR	2	GRADE C117
27	(59)	A089C	ACCOUNTANT I	1	GRADE C116
28	(60)	V014C	BUYER	2	GRADE C116
29	(61)	G196C	DWS SATELLITE OFFICE SUPERVISOR	4	GRADE C116
30	(62)	A085C	DWS SR FIELD TAX REPRESENTATIVE	3	GRADE C116
31	(63)	A084C	PROGRAM/FIELD AUDIT SPECIALIST	6	GRADE C116
32	(64)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
33	(65)	E046C	TRAINING INSTRUCTOR	7	GRADE C116
34	(66)	C037C	ADMINISTRATIVE ANALYST	23	GRADE C115
35	(67)	D079C	COMPUTER SUPPORT TECHNICIAN	1	GRADE C115
36	(68)	A092C	DWS FIELD TAX REP	24	GRADE C115

1	(69)	G209C	DWS PROGRAM SUPERVISOR	51	GRADE C115
2	(70)	C032C	DWS UI CLAIM TECHNICIAN	14	GRADE C115
3	(71)	X139C	DWS UI INVESTIGATOR	10	GRADE C115
4	(72)	A091C	FISCAL SUPPORT ANALYST	19	GRADE C115
5	(73)	S033C	MAINTENANCE SUPERVISOR	1	GRADE C115
6	(74)	S032C	PRINT SHOP SUPERVISOR	1	GRADE C115
7	(75)	V015C	PURCHASING SPECIALIST	1	GRADE C115
8	(76)	S031C	SKILLED TRADESMAN	1	GRADE C115
9	(77)	G217C	DWS WORKFORCE SPECIALIST	393	GRADE C114
10	(78)	C050C	ADMINISTRATIVE SUPPORT SUPERVISOR	3	GRADE C113
11	(79)	G220C	DWS UNIT SUPERVISOR	5	GRADE C113
12	(80)	R036C	HUMAN RESOURCES SPECIALIST	4	GRADE C113
13	(81)	C046C	LEGAL SUPPORT SPECIALIST	7	GRADE C113
14	(82)	S046C	MAINTENANCE TECHNICIAN	1	GRADE C113
15	(83)	C056C	ADMINISTRATIVE SPECIALIST III	16	GRADE C112
16	(84)	A098C	FISCAL SUPPORT SPECIALIST	23	GRADE C112
17	(85)	S054C	PRINTER	1	GRADE C111
18	(86)	V023C	STOREROOM SUPERVISOR	1	GRADE C111
19	(87)	X183C	DWS CLAIMS ADJUDICATOR	11	GRADE C110
20	(88)	C073C	ADMINISTRATIVE SPECIALIST II	13	GRADE C109
21	(89)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
22	(90)	C087C	ADMINISTRATIVE SPECIALIST I	30	GRADE C106
23	(91)	C088C	MAIL SERVICES ASSISTANT	2	GRADE C105
24	(92)	S087C	INSTITUTIONAL SERVICES ASSISTANT	<u>2</u>	GRADE C103
25			MAX. NO. OF EMPLOYEES	929	

26

27 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 28 the Department of Workforce Services, to be payable from the Arkansas
 29 Employment Security Department Trust Fund, for personal services and
 30 operating expenses of the Department of Workforce Services for the fiscal
 31 year ending June 30, 2010, the following:

32

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2009-2010</u>
35	(01) REGULAR SALARIES	\$ 33,143,539
36	(02) EXTRA HELP	4,093,000

1	(03) PERSONAL SERVICES MATCHING	11,200,793
2	(04) OVERTIME	60,000
3	(05) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	23,098,544
5	(B) CONF. & TRAVEL	681,493
6	(C) PROF. FEES	1,625,104
7	(D) CAP. OUTLAY	2,419,001
8	(E) DATA PROC.	8,530,516
9	(06) AMERICAN RECOVERY AND	
10	REINVESTMENT ACT OF 2009	<u>4,283,524</u>
11	TOTAL AMOUNT APPROPRIATED	<u>\$ 89,135,514</u>

12

13 SECTION 3. APPROPRIATION - UNEMPLOYMENT BENEFITS AND EXPENSES - CASH.

14 There is hereby appropriated, to the Department of Workforce Services, to be
 15 payable from cash funds as defined by Arkansas Code 19-4-801 of the
 16 Department of Workforce Services, for unemployment benefit payments and other
 17 expenses including, disaster relief payments, training allowances, payments
 18 to participant contractors and Unemployment Insurance Trust Fund Loan
 19 repayments by the Department of Workforce Services – Unemployment Benefits
 20 and Expenses – Cash for the fiscal year ending June 30, 2010, the following:

21

22	ITEM	FISCAL YEAR
23	<u>NO.</u>	<u>2009-2010</u>
24	(01) DISASTER RELIEF PAYMENTS	\$ 5,000,000
25	(02) FEDERAL EMPLOYEES BENEFIT PAYMENTS	225,000,000
26	(03) U I BENEFITS - REIMBURSABLE EMPLOYERS	25,000,000
27	(04) U I BENEFITS - TAXABLE EMPLOYERS	600,000,000
28	(05) TRAINING ALLOWANCES	5,000,000
29	(06) PAYMENTS TO PARTICIPANT CONTRACTORS	10,000,000
30	(07) U I LOAN REPAYMENT	<u>1</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 870,000,001</u>

32

33 SECTION 4. APPROPRIATION - AMERICAN RECOVERY AND REINVESTMENT ACT OF
 34 2009. There is hereby appropriated, to the Department of Workforce Services,
 35 to be payable from cash funds as defined by Arkansas Code 19-4-801 of the
 36 Department of Workforce Services, for costs and expenses of the American

1 *Recovery and Reinvestment Act (ARRA) of 2009 including, increased benefit*
 2 *payments, extension of benefit payments, Trade Adjustment Act (TAA)*
 3 *supportive services, and TAA training of the Department of Workforce Services*
 4 *for the fiscal year ending June 30, 2010, the following:*

6 <i>ITEM</i>	<i>FISCAL YEAR</i>
7 <u><i>NO.</i></u>	<u><i>2009-2010</i></u>
8 <i>(01) FEDERAL EMPLOYEES BENEFIT PAYMENTS - ARRA</i>	<i>\$ 363,880,000</i>
9 <i>(02) TRAINING ALLOWANCES - ARRA</i>	<i>7,500,000</i>
10 <i>(03) PAYMENTS TO PARTICIPANT CONTRACTORS - ARRA</i>	<u><i>3,750,000</i></u>
11 <i>TOTAL AMOUNT APPROPRIATED</i>	<u><i>\$ 375,130,000</i></u>

12

13 SECTION 5. APPROPRIATION - ANNUAL ASSESSMENTS. There is hereby
 14 appropriated, to the Department of Workforce Services, to be payable from the
 15 Employment Security Special Fund, for payment of the annual assessment to
 16 maintain voting member rights in the National Association of Workforce
 17 Agencies by the Department of Workforce Services for the fiscal year ending
 18 June 30, 2010, the following:

19

20 <i>ITEM</i>	<i>FISCAL YEAR</i>
21 <u><i>NO.</i></u>	<u><i>2009-2010</i></u>
22 <i>(01) ANNUAL ASSESSMENT</i>	<u><i>\$ 26,000</i></u>

23

24 SECTION 6. APPROPRIATION - EXCESS UNEMPLOYMENT BENEFITS AND EXPENSES.
 25 There is hereby appropriated, to the Department of Workforce Services, to be
 26 payable from the Employment Security Special Fund, for payment of
 27 unemployment benefits and expenses incurred in the administration of the
 28 Employment Security Law when such expenses exceed funds available from other
 29 sources by the Department of Workforce Services for the fiscal year ending
 30 June 30, 2010, the following:

31

32 <i>ITEM</i>	<i>FISCAL YEAR</i>
33 <u><i>NO.</i></u>	<u><i>2009-2010</i></u>
34 <i>(01) PAYMENT/EXPENSES</i>	<u><i>\$ 10,878,035</i></u>

35

36 SECTION 7. APPROPRIATION - WORKFORCE INVESTMENT ACT. There is hereby

1 appropriated, to the Department of Workforce Services, to be payable from the
 2 federal funds as designated by the Chief Fiscal Officer of the State, for
 3 grant payments of the Workforce Investment Act by the Department of Workforce
 4 Services for the fiscal year ending June 30, 2010, the following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2009-2010</u>
8 (01) WORKFORCE INVESTMENT ACT PAYMENTS	\$ 70,000,000
9 (02) AMERICAN RECOVERY AND	
10 REINVESTMENT ACT OF 2009	<u>12,459,948</u>
11 TOTAL AMOUNT APPROPRIATED	<u>\$ 82,459,948</u>

12
 13 SECTION 8. APPROPRIATION - U I TRUST FUND INTEREST/UNEMPLOYMENT INSURANCE.
 14 There is hereby appropriated, to the Department of Workforce Services, to be
 15 payable from the Employment Security Advance Interest Trust Fund, for paying
 16 interest incurred by the state on advances from the Federal Unemployment
 17 Trust Fund, making refunds of advance interest taxes or interest and penalty
 18 payments which were erroneously paid, and returning moneys to the
 19 Unemployment Compensation Fund Clearing Account which were incorrectly
 20 identified and erroneously transferred, if needed, by the Department of
 21 Workforce Services for the fiscal year ending June 30, 2010, the following:

23 ITEM	FISCAL YEAR
24 <u>NO.</u>	<u>2009-2010</u>
25 (01) U I TRUST FUND INTEREST	\$ 3,000,000
26 (02) LOAN INTEREST	<u>1</u>
27 TOTAL AMOUNT APPROPRIATED	<u>\$ 3,000,001</u>

28
 29 SECTION 9. APPROPRIATION - REED ACT FUNDS. There is hereby appropriated,
 30 to the Department of Workforce Services, to be payable from cash funds as
 31 defined by Arkansas Code 19-4-801 of the Department of Workforce Services,
 32 for construction, improvement of buildings, rent and lease costs, acquisition
 33 of data processing equipment, acquisition of land, payment of salaries and
 34 related benefits, maintenance and general operation and for the payment of
 35 unemployment insurance benefits, or as prescribed by the Social Security Act
 36 of the Department of Workforce Services for the fiscal year ending June 30,

1 2010, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2009-2010</u>
5 (01) REED ACT FUNDS	<u>\$ 38,500,000</u>

6

7 *SECTION 10. APPROPRIATION - REED ACT FUNDS - AMERICAN RECOVERY AND*
 8 *REINVESTMENT ACT (ARRA). There is hereby appropriated, to the Department of*
 9 *Workforce Services, to be payable from cash funds as defined by Arkansas Code*
 10 *19-4-801 of the Department of Workforce Services for unemployment insurance*
 11 *benefits, payment of salaries and related benefits, and maintenance and*
 12 *general operations as prescribed by the Social Security Act of 1935, as*
 13 *amended, and the ARRA-Stimulus Act of 2009, the same being P.L. 111-5, the*
 14 *following:*

15

16 ITEM	FISCAL YEAR
17 <u>NO.</u>	<u>2009-2010</u>
18 (01) AMERICAN RECOVERY AND 19 REINVESTMENT ACT OF 2009	<u>\$ 59,969,332</u>

20

21 SECTION 11. APPROPRIATION - ADMINISTRATION BUILDING UPKEEP. There is
 22 hereby appropriated, to the Department of Workforce Services, to be payable
 23 from the Employment Security Special Fund, for maintenance, repairs,
 24 equipment, furnishings, upkeep of the Administration Building and all other
 25 agency owned buildings, and maintenance of adjacent parking areas of the
 26 Department of Workforce Services for the fiscal year ending June 30, 2010,
 27 the following:

28

29 ITEM	FISCAL YEAR
30 <u>NO.</u>	<u>2009-2010</u>
31 (01) ADMINISTRATION BUILDING UPKEEP	<u>\$ 227,500</u>

32

33 SECTION 12. APPROPRIATION - BUILDING AND LAND ACQUISITION. There is hereby
 34 appropriated, to the Department of Workforce Services, to be payable from the
 35 Employment Security Special Fund, for acquisition of buildings, acquisition
 36 of land, construction of buildings, and modification of existing buildings

1 outside of the Pulaski County area by the Department of Workforce Services
 2 for the fiscal year ending June 30, 2010, the following:

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2009-2010</u>
6 (01) BUILDING AND LAND ACQUISITION	\$ <u>150,000</u>

7
 8 SECTION 13. APPROPRIATION - RENT OF BUILDINGS. There is hereby
 9 appropriated, to the Department of Workforce Services, to be payable from the
 10 Employment Security Special Fund, for rent of buildings by the Department of
 11 Workforce Services for the fiscal year ending June 30, 2010, the following:

13 ITEM	FISCAL YEAR
14 <u>NO.</u>	<u>2009-2010</u>
15 (01) RENT OF BUILDINGS	\$ <u>48,354</u>

16
 17 SECTION 14. APPROPRIATION - SPECIAL IMPROVEMENT DISTRICT TAXES. There is
 18 hereby appropriated, to the Department of Workforce Services, to be payable
 19 from the Employment Security Special Fund, for payment of special improvement
 20 district taxes by the Department of Workforce Services for the fiscal year
 21 ending June 30, 2010, the following:

23 ITEM	FISCAL YEAR
24 <u>NO.</u>	<u>2009-2010</u>
25 (01) SPECIAL IMPROVEMENT DISTRICT TAXES	\$ <u>500</u>

26
 27 SECTION 15. APPROPRIATION - TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)
 28 BLOCK GRANT PAYING. There is hereby appropriated, to the Department of
 29 Workforce Services, to be payable from the paying account as determined by
 30 the Chief Fiscal Officer of the State, for grant payments of the Department
 31 of Workforce Services - Temporary Assistance for Needy Families (TANF) Block
 32 Grant Paying for the fiscal year ending June 30, 2010, the following:

34 ITEM	FISCAL YEAR
35 <u>NO.</u>	<u>2009-2010</u>
36 (01) ARKANSAS TRANSITIONAL EMPLOYMENT	

1	PROGRAM OPERATION	\$ 100,000,000
2	(02) AMERICAN RECOVERY AND	
3	REINVESTMENT ACT OF 2009	<u>6,200,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 106,200,000</u>

5

6 SECTION 16. APPROPRIATION - INDIVIDUAL DEVELOPMENT ACCOUNT PROGRAM. There
 7 is hereby appropriated, to the Department of Workforce Services, to be
 8 payable from the Individual Development Account Trust Fund, for operating
 9 expenses of the Department of Workforce Services - Individual Development
 10 Account Program for the fiscal year ending June 30, 2010, the following:

11	ITEM	FISCAL YEAR
12	NO.	2009-2010
13	<hr/>	
14	(01) MAINT. & GEN. OPERATION	
15	(A) OPER. EXPENSE	\$ 0
16	(B) CONF. & TRAVEL	0
17	(C) PROF. FEES	1,700,000
18	(D) CAP. OUTLAY	0
19	(E) DATA PROC.	<u>0</u>
20	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,700,000</u>

21

22 SECTION 17. APPROPRIATION - DEPARTMENT OF WORKFORCE SERVICES TRAINING
 23 TRUST FUND. There is hereby appropriated, to the Department of Workforce
 24 Services, to be payable from the Department of Workforce Services Training
 25 Trust Fund, for personal services, operating expenses, and grants for the
 26 Worker Training Program of the Department of Workforce Services Training
 27 Trust Fund for the fiscal year ending June 30, 2010, the following:

28	ITEM	FISCAL YEAR
29	NO.	2009-2010
30	<hr/>	
31	(01) PERSONAL SERVICES, OPERATING EXPENSES	
32	AND GRANTS	<u>\$ 5,000,000</u>

33

34 SECTION 18. APPROPRIATION - DEPARTMENT OF WORKFORCE SERVICES UNEMPLOYMENT
 35 INSURANCE FUND. There is hereby appropriated, to the Department of Workforce
 36 Services, to be payable from the Department of Workforce Services

1 Unemployment Insurance Administration Fund, for operating expenses of the
 2 Unemployment Insurance Program of the Department of Workforce Services
 3 Unemployment Insurance Fund for the fiscal year ending June 30, 2010, the
 4 following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2009-2010</u>
8 (01) OPERATING EXPENSES	\$ <u>5,000,000</u>

9
 10 SECTION 19. APPROPRIATION - WORKFORCE INVESTMENT ACT OPERATIONS. There is
 11 hereby appropriated, to the Department of Workforce Services, to be payable
 12 from the federal funds as designated by the Chief Fiscal Officer of the
 13 State, for personal services and operating expenses of the Department of
 14 Workforce Services - Workforce Investment Act Operations for the fiscal year
 15 ending June 30, 2010, the following:

17 ITEM	FISCAL YEAR
18 <u>NO.</u>	<u>2009-2010</u>
19 (01) REGULAR SALARIES	\$ 598,131
20 (02) PERSONAL SERVICES MATCHING	207,937
21 (03) MAINT. & GEN. OPERATION	
22 (A) OPER. EXPENSE	222,394
23 (B) CONF. & TRAVEL	24,092
24 (C) PROF. FEES	30,000
25 (D) CAP. OUTLAY	0
26 (E) DATA PROC.	<u>0</u>
27 TOTAL AMOUNT APPROPRIATED	\$ <u>1,082,554</u>

28
 29 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 31 RESTRICTIONS ON FUNDS APPROPRIATED TO THE COMMUNITY INVESTMENT INITIATIVE.
 32 Funds appropriated for Community Investment Funds from the Temporary
 33 Assistance for Needy Families (TANF) Block Grant for the fiscal years ~~2007-~~
 34 ~~2008~~ 2009-2010 and ~~2008-2009~~ 2010-2011 (combined) shall be subject to these
 35 restrictions in their use for the specified statutory purposes:

36 (1) improving outcomes for youth (at least \$1,000,000),

- 1 (2) parenting and family functioning (at least \$500,000),
- 2 (3) marriage and relationship skills (\$500,000),
- 3 (4) fatherhood programs (at least \$500,000),
- 4 (5) family and employment services for ex-offenders (at least
- 5 \$500,000), and
- 6 (6) services to child-only TEA cases (at least \$500,000)

7

8 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 SUSPENSION OR REDUCTION OF FUNDS APPROPRIATED TO THE COMMUNITY INVESTMENT
 11 INITIATIVE. Spending for the Community Investment Initiative can be
 12 suspended or reduced if the Director of the Department of Workforce Services
 13 and the Transitional Employment Board certify that

14 a) Funding from the Temporary Assistance for Needy Families block grant is
 15 needed to support a critical economic development initiative,

16 b) Other funds from the Temporary Assistance for Needy Families block
 17 grant are not available beyond those needed for the operation of the TEA,
 18 Work Pays and High Wage Education and Training Programs and for an adequate
 19 reserve for possible increases in cash assistance during the current fiscal
 20 year, and

21 c) Spending for the economic development initiative is allowable within
 22 the federal rules governing the Temporary Assistance for Needy Families Block
 23 Grant.

24 Certification of these conditions shall be made to the Governor and the
 25 Chief Fiscal Officer of the State and notification shall be made to the
 26 Legislative Council and the Senate and House Public Health and Welfare
 27 Committees.

28 If spending on the Community Investment Initiative is reduced, these
 29 reductions shall be assessed proportionately to the funds designated by the
 30 TEA Board for each of the six statutory purposes of the Community Investment
 31 Initiative.

32 The provisions of this section shall be in effect only from July 1, 2007
 33 2009 through June 30, ~~2009~~ 2010.

34

35 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY

1 FORWARD - NEW HIRE REGISTRY. Any balance in the ~~appropriation and~~ funds made
2 available by this Act for the New Hire Registry which remain on June 30, ~~2008~~
3 2010, may be carried forward into the next fiscal year, to be used for the
4 same purpose.

5 Any carry forward of unexpended balance of ~~appropriation and/or~~ funding as
6 authorized herein, may be carried forward under the following conditions:

- 7 (1) Prior to June 30, ~~2008~~ 2010 the Agency shall by written statement set
8 forth its reason(s) for the need to carry forward said ~~appropriation and/or~~
9 funding to the Department of Finance and Administration Office of Budget;
- 10 (2) The Department of Finance and Administration Office of Budget shall
11 report to the Arkansas Legislative Council all amounts carried forward ~~from~~
12 ~~the first fiscal year of the biennium to the second fiscal year of the~~
13 ~~biennium~~ by the September Arkansas Legislative Council or Joint Budget
14 Committee meeting ~~in the second fiscal year of the biennial period~~ which
15 report shall include the name of the Agency, Board, Commission or Institution
16 and the amount of the ~~appropriation and/or~~ funding carried forward ~~from the~~
17 ~~first fiscal year to the second fiscal year~~, the program name or line item,
18 the funding source of that appropriation and a copy of the written request
19 set forth in (1) above;
- 20 (3) Each Agency, Board, Commission or Institution shall provide a written
21 report to the Arkansas Legislative Council or Joint Budget Committee
22 containing all information set forth in item (2) above, along with a written
23 statement as to the current status of the project, contract, purpose etc. for
24 which the carry forward was originally requested no later than thirty (30)
25 days prior to the time the Agency, Board, Commission or Institution presents
26 its budget request to the Arkansas Legislative Council/Joint Budget
27 Committee; and
- 28 (4) Thereupon, the Department of Finance and Administration shall include
29 all information obtained in item (3) above in the ~~biennial~~ budget manuals
30 and/or a statement of non-compliance by the Agency, Board, Commission or
31 Institution.

32

33 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA
35 HELP. There is hereby authorized, for the Department of Workforce Services
36 for the ~~2007-2009 biennium~~ 2009-2010 fiscal year, the following maximum

1 number of part-time or temporary employees, to be known as "Extra Help",
2 payable from funds appropriated herein for such purposes: four hundred (400)
3 temporary or part-time employees, when needed, at rates of pay not to exceed
4 those provided in the Uniform Classification and Compensation Act, or its
5 successor, for the appropriate classification. Any of these positions
6 utilized in a manner which are funded by federal sources are specifically
7 exempt from limitation of hours, either by Act or Regulation.

8 The provisions of this section shall be in effect only from July 1,
9 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

10
11 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. "REED ACT
13 FUNDS". Funds received by the State may be used as specified in 903 of the
14 Social Security Act, for the purpose of construction and improvement of
15 buildings, rent/lease costs, acquisition of land, the payment of salaries and
16 related benefits of central and local office staff, maintenance and operation
17 of central and local offices, payment of unemployment insurance benefits, or
18 as otherwise prescribed in Section 903 of the Social Security Act, as
19 amended.

20 The amount obligated pursuant to this Act shall not exceed the amount by
21 which (a) the aggregate of the amounts transferred to the account of this
22 State pursuant to Section 903 of the Social Security Act exceeds (b) the
23 aggregate of the amounts used by this State and charged against the amounts
24 transferred to the account of this State.

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

27
28 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
30 ADDITIONAL POSITIONS. The Director of the Department of Workforce Services,
31 after receiving the approval of the Office of Personnel Management, and after
32 seeking the prior review by the Arkansas Legislative Council, shall have the
33 authority to establish such new or additional full time positions as may
34 become necessary to carry out the objectives of the program and/or to meet
35 Federal requirements of new and/or expanded programs where such needs are
36 financed by federal funds; provided that not more than two hundred persons

1 may be employed in addition to those authorized in the salary schedule and
2 that the rate of pay shall not exceed those set out in the salary schedule
3 for comparable positions as authorized under the provisions of Section 1 of
4 this Act.

5 If the agency requests continuation of a "Growth Pool" position(s) as
6 established herein ~~during the next biennium~~, the position(s) must be
7 requested as a new position(s) in the agencies ~~biennial~~ budget request.

8 The provisions of this section shall be in effect only from July 1, ~~2007~~
9 2009 through June 30, ~~2009~~ 2010.

10

11 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
13 OF APPROPRIATION. Subject to such rules and regulations as may be
14 implemented by the Chief Fiscal Officer of the State and after having sought
15 the prior approval by the Arkansas Legislative Council or Joint Budget
16 Committee, the Director of the Department of Workforce Services is hereby
17 authorized to make transfers from any appropriation made by this Act to any
18 other appropriation made by this Act with the exception of the "Reed Act
19 Funds" appropriations set forth in *Sections 9 and 10* of this Act, and of the
20 appropriation made for Regular Salaries or Maintenance and General Operation.
21 Such transfers may be made whenever it appears, by projecting the
22 expenditures of any of the appropriations in this Act, that there will be a
23 deficiency of appropriation in one item and that there will be a
24 corresponding excess of appropriation in another item or items which may be
25 transferred. The transfer of appropriation shall be effected only on
26 approval of the Chief Fiscal Officer of the State. Provided, however, that no
27 transfer of appropriations may be authorized to increase the total amount
28 appropriated for Regular Salaries, or Maintenance and General Operations,
29 except as may be authorized elsewhere by law.

30 Determining the maximum number of employees and the maximum amount of
31 appropriation and general revenue funding for a state agency each fiscal year
32 is the prerogative of the General Assembly. This is usually accomplished by
33 delineating such maximums in the appropriation act(s) for a state agency and
34 the general revenue allocations authorized for each fund and fund account by
35 amendment to the Revenue Stabilization law. Further, the General Assembly
36 has determined that the Department of Workforce Services may operate more

1 efficiently if some flexibility is provided to the Department of Workforce
2 Services authorizing broad powers under this Section. Therefore, it is both
3 necessary and appropriate that the General Assembly maintain oversight by
4 requiring prior approval of the Legislative Council or Joint Budget Committee
5 as provided by this section. The requirement of approval by the Legislative
6 Council or Joint Budget Committee is not a severable part of this section.
7 If the requirement of approval by the Legislative Council or Joint Budget
8 Committee is ruled unconstitutional by a court of competent jurisdiction,
9 this entire section is void.

10 The provisions of this section shall be in effect only from July 1, ~~2007~~
11 2009 through June 30, ~~2009~~ 2010.

12
13 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INTER-
15 AGENCY TRANSFER OF STATE GENERAL REVENUE FOR THE TEMPORARY ASSISTANCE FOR
16 NEEDY FAMILIES (TANF) PROGRAMS. Upon the request of the Director of the
17 Department of ~~Health and~~ Human Services and the Director of the Department of
18 Workforce Services (DWS), the Chief Fiscal Officer of the State may approve
19 up to three million six hundred forty thousand six hundred fifty dollars
20 (\$3,640,650) each fiscal year in State General Revenue appropriated to DWS
21 for the TANF program to be transferred to the Department of ~~Health and~~ Human
22 Services ~~(DHS)~~ (DHS) - Division of County Operations in support of Arkansas'
23 Temporary Assistance for Needy Families (TANF) Programs or any related
24 separate state programs.

25 The Director of the Department of Workforce Services shall provide a
26 report of all transfers made to the ~~DHS~~ DHS-Division of County Operations to
27 the Performance Evaluation and Expenditure Review Committee of the Arkansas
28 Legislative Council and Joint Budget Committee. The report must include the
29 justification for and the amount of the completed transfers.

30 The provisions of this section shall be in effect only from July 1,
31 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

32
33 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
35 OF TANF BLOCK GRANT FUNDS. ~~For each~~ Each fiscal year ~~of the 2007-2009~~
36 ~~biennium~~, the Department of Workforce Services shall transfer the sum of

1 seven million five hundred thousand dollars (\$7,500,000) from the state's
2 federal Temporary Assistance for Needy Families block grant to ~~the Child Care~~
3 ~~Development Fund to be administered by the Division of Child Care and Early~~
4 ~~Childhood Education, Department of Health and Human Services. The funds shall~~
5 ~~be used to provide quality child care and preschool education for~~
6 ~~transitional employment assistance qualifying families and other low-income~~
7 ~~families for at-risk three- and four-year olds under the Arkansas Better~~
8 ~~Chance for School Success programs. These funds shall be transferred from the~~
9 ~~Division of Child Care and Early Childhood Education to the Department of~~
10 ~~Education, Public School Fund to be used solely for the purpose stated above~~
11 Arkansas Better Chance Program.

12 If the state match for the Temporary Assistance for Needy Families grant
13 or the state's Temporary Assistance for Needy Families grant is reduced, the
14 amount to be transferred may be adjusted in proportion to the percentage
15 change in the state match or the state's Temporary Assistance for Needy
16 Families grant. The amount to be transferred may also be reduced
17 proportionately if new cost requirements are imposed upon the state as a
18 result of new or revised Temporary Assistance for Needy Families regulations
19 at the federal level.

20 The provisions of this section shall be in effect only from July 1, 2007
21 2009 through June 30, ~~2009~~ 2010.

22
23 *SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
24 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. ARRA*
25 *APPROPRIATION RESTRICTIONS. Of the total funds appropriated in Section 10 of*
26 *this Act, a total of fifty million three hundred seventy-four thousand two*
27 *hundred thirty-nine dollars (\$50,374,239) shall be used by the Department of*
28 *Workforce Services for the payment of unemployment insurance benefits. The*
29 *remaining nine million five hundred ninety-five thousand eighty-three dollars*
30 *(\$9,595,083) shall be utilized by the Department of Workforce Services for*
31 *the payment of salaries and related benefits and maintenance and general*
32 *operation in support of and administration of the Unemployment Insurance (UI)*
33 *Modernization provisions adopted pursuant to the ARRA - Stimulus Act of 2009.*
34 *Those funds specifically identified by this section for the payment of*
35 *salaries and related benefits and maintenance and general operation shall be*
36 *considered as obligations of the Department of Workforce Services for the*

1 purpose of implementing and administering the UI Modernization provisions.

2
3 SECTION 30. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
4 by this act shall be limited to the appropriation for such agency and funds
5 made available by law for the support of such appropriations; and the
6 restrictions of the State Procurement Law, the General Accounting and
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
8 Procedures and Restrictions Act, or their successors, and other fiscal
9 control laws of this State, where applicable, and regulations promulgated by
10 the Department of Finance and Administration, as authorized by law, shall be
11 strictly complied with in disbursement of said funds.

12
13 SECTION 31. LEGISLATIVE INTENT. It is the intent of the General Assembly
14 that any funds disbursed under the authority of the appropriations contained
15 in this act shall be in compliance with the stated reasons for which this act
16 was adopted, as evidenced by the Agency Requests, Executive Recommendations
17 and Legislative Recommendations contained in the budget manuals prepared by
18 the Department of Finance and Administration, letters, or summarized oral
19 testimony in the official minutes of the Arkansas Legislative Council or
20 Joint Budget Committee which relate to its passage and adoption.

21
22 SECTION 32. EMERGENCY CLAUSE. It is found and determined by the General
23 Assembly, that the Constitution of the State of Arkansas prohibits the
24 appropriation of funds for more than a one (1) year period; that the
25 effectiveness of this Act on July 1, 2009 is essential to the operation of
26 the agency for which the appropriations in this Act are provided, and that in
27 the event of an extension of the Regular Session, the delay in the effective
28 date of this Act beyond July 1, 2009 could work irreparable harm upon the
29 proper administration and provision of essential governmental programs.
30 Therefore, an emergency is hereby declared to exist and this Act being
31 necessary for the immediate preservation of the public peace, health and
32 safety shall be in full force and effect from and after July 1, 2009.

33
34 /s/ Joint Budget Committee

35
36 APPROVED: 4/9/2009