

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 1380 of the Regular Session

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

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.
20
21

22
23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

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.



				Maximum	Maximum Annual
				No. of	Salary Rate
	Item	Class			Fiscal Year
	No.	Code	Title	Employees	2009-2010
6	(1)	N027N	DHS DEPUTY DIRECTOR ADULT SERVICES	1	GRADE N909
7	(2)	N147N	DHS/DAAS ASST DEP DIR	1	GRADE N902
8	(3)	N142N	DHS/DAAS DEPUTY DIRECTOR	1	GRADE N902
9	(4)	N168N	DHS DIR HOME & COMMUNITY BASED SVCS	1	GRADE N901
10	(5)	A024C	DHS DIVISION CHIEF FISCAL OFFICER	1	GRADE C125
11	(6)	L009C	NURSE MANAGER	2	GRADE C125
12	(7)	G083C	DHS/DAAS DIVISION MANAGER	2	GRADE C123
13	(8)	G101C	DHS AREA MANAGER	2	GRADE C122
14	(9)	G099C	DHS PROGRAM ADMINISTRATOR	8	GRADE C122
15	(10)	L027C	REGISTERED NURSE SUPERVISOR	11	GRADE C122
16	(11)	M016C	DHS FIELD MANAGER	5	GRADE C120
17	(12)	L038C	REGISTERED NURSE	75	GRADE C120
18	(13)	R021C	BUDGET ANALYST	1	GRADE C119
19	(14)	G152C	DHS PROGRAM MANAGER	3	GRADE C119
20	(15)	G153C	DHS/DAAS PROGRAM SUPERVISOR	4	GRADE C119
21	(16)	V007C	PROCUREMENT COORDINATOR	1	GRADE C119
22	(17)	M026C	LICENSED SOCIAL WORKER	1	GRADE C118
23	(18)	M025C	PROGRAM ELIGIBILITY COORDINATOR I	1	GRADE C118
24	(19)	M045C	ADULT PROTECTIVE SERVICES WORKER	39	GRADE C117
25	(20)	G183C	DHS PROGRAM COORDINATOR	4	GRADE C117
26	(21)	R025C	HUMAN RESOURCES ANALYST	1	GRADE C117
27	(22)	G198C	DHS/DAAS PROGRAM SPECIALIST	13	GRADE C116
28	(23)	G210C	DHS PROGRAM SPECIALIST	5	GRADE C115
29	(24)	D077C	HELP DESK SPECIALIST	1	GRADE C115
30	(25)	C056C	ADMINISTRATIVE SPECIALIST III	13	GRADE C112
31	(26)	C073C	ADMINISTRATIVE SPECIALIST II	<u>6</u>	GRADE C109
32			MAX. NO. OF EMPLOYEES	203	

33

34 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 35 Department of Human Services - Division of Aging and Adult Services for the
 36 2009-2010 fiscal year, the following maximum number of part-time or temporary

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

6

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

13

14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2009-2010</u>
16 (01) REGULAR SALARIES	\$ 9,004,656
17 (02) EXTRA HELP	140,868
18 (03) PERSONAL SERVICES MATCHING	2,784,188
19 (04) MAINT. & GEN. OPERATION	
20 (A) OPER. EXPENSE	2,823,321
21 (B) CONF. & TRAVEL	110,100
22 (C) PROF. FEES	547,615
23 (D) CAP. OUTLAY	0
24 (E) DATA PROC.	0
25 (05) COMMUNITY BASED CARE	90,000
26 (06) NURSING HOME CARE ALTERNATIVES	6,656,003
27 (07) NUTRITION PROGRAMS	11,343,402
28 (08) OLDER WORKER PROGRAM	1,132,005
29 (09) PROJECT GRANTS	13,960,559
30 (10) RETIRED & SENIOR VOLUNTEER PROGRAM	75,000
31 (11) SENIOR CITIZEN CENTERS	5,000,000
32 (12) NUTRITION PROGRAMS - ARRA OF 2009	967,214
33 (13) PROJECT GRANTS - ARRA OF 2009	<u>431,800</u>
34 TOTAL AMOUNT APPROPRIATED	<u>\$ 55,066,731</u>

35

36 SECTION 4. APPROPRIATION - MEALS ON WHEELS. There is hereby appropriated,

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

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

10

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

17

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

21

22 SECTION 6. APPROPRIATION - MS. SENIOR PAGEANT. There is hereby
23 appropriated, to the Department of Human Services - Division of Aging and
24 Adult Services, to be payable from the Aging and Adult Services Fund Account,
25 for expenses of the Ms. Senior Pageant by the Department of Human Services -
26 Division of Aging and Adult Services for the fiscal year ending June 30,
27 2010, the following:

28

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

32

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

1 one state/local matching basis. The Senior Arkansas Sports Organization must
2 certify its portion of the match to the Division of Aging and Adult Services
3 before any funds appropriated for state match for the Arkansas Senior
4 Olympics Program in this Act are disbursed.

5 The provisions of this section shall be in effect only from July 1, ~~2007~~
6 2009 through June 30, ~~2009~~ 2010.

7

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

15 The provisions of this section shall be in effect only from July 1, ~~2007~~
16 2009 through June 30, ~~2009~~ 2010.

17

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

27 The provisions of this section shall be in effect only from July 1, ~~2007~~
28 2009 through June 30, ~~2009~~ 2010.

29

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

1 Medicaid community-based programs.

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

4

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

18 The provisions of this section shall be in effect only from July 1,
19 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

20

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

30

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

1 testimony in the official minutes of the Arkansas Legislative Council or
2 Joint Budget Committee which relate to its passage and adoption.

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

15
16 */s/ Joint Budget Committee*

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18 **APPROVED: 4/9/2009**