

Stricken language will be deleted and underlined language will be added.
Act 233 of the Fiscal Session

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

As Engrossed: S5/3/16
A Bill

SENATE BILL 70

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
10 VETERANS' AFFAIRS FOR THE FISCAL YEAR ENDING JUNE 30,
11 2017; AND FOR OTHER PURPOSES.
12
13

14 **Subtitle**

15 AN ACT FOR THE DEPARTMENT OF VETERANS'
16 AFFAIRS APPROPRIATION FOR THE 2016-2017
17 FISCAL YEAR.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Department of Veterans' Affairs for the 2016-2017 fiscal year, the following
24 maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
30	(1) U008U	ADVA DIRECTOR	1	\$99,602
31	(2) G039N	ADVA ASSISTANT DIRECTOR	1	GRADE N905
32	(3) N197N	NURSING HOME DIVISION DIRECTOR	1	GRADE N904
33	(4) A012N	ADVA CHIEF FISCAL OFFICER	1	GRADE N903
34	(5) L026N	STATE VETERANS HOME ADMINISTRATOR	1	GRADE N903
35	(6) D020C	INSTITUTION INFO TECH COORDINATOR	1	GRADE C125
36	(7) G254C	ADVA CLAIMS & APPEALS DIVISION MGR	1	GRADE C124



1	(8)	A031C	ASSISTANT CONTROLLER	1	GRADE C124
2	(9)	L019C	REGISTERED NURSE COORDINATOR	2	GRADE C123
3	(10)	L027C	REGISTERED NURSE SUPERVISOR	1	GRADE C122
4	(11)	S003C	FOOD & BEVERAGE DIRECTOR	1	GRADE C122
5	(12)	M009C	LICENSED CERTIFIED SOCIAL WORKER	2	GRADE C121
6	(13)	R014C	PERSONNEL MANAGER	2	GRADE C121
7	(14)	L032C	REGISTERED NURSE - HOSPITAL	16	GRADE C121
8	(15)	G252C	VETERANS SERVICE PROGRAM MANAGER	3	GRADE C120
9	(16)	G159C	DEPARTMENT BUSINESS COORDINATOR	1	GRADE C119
10	(17)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
11	(18)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
12	(19)	G253C	VETERANS SERVICE OFFICER	9	GRADE C118
13	(20)	G237C	VETERANS CEMETERY MANAGER	1	GRADE C117
14	(21)	E040C	STAFF DEVELOPMENT COORDINATOR	1	GRADE C117
15	(22)	S017C	MAINTENANCE COORDINATOR	1	GRADE C117
16	(23)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
17	(24)	V041C	BUYER	1	GRADE C116
18	(25)	C037C	ADMINISTRATIVE ANALYST	2	GRADE C115
19	(26)	A091C	FISCAL SUPPORT ANALYST	5	GRADE C115
20	(27)	S033C	MAINTENANCE SUPERVISOR	2	GRADE C115
21	(28)	D079C	COMPUTER SUPPORT TECHNICIAN	1	GRADE C115
22	(29)	C028C	MEDICAL RECORDS SUPERVISOR	1	GRADE C115
23	(30)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	1	GRADE C114
24	(31)	V018C	WAREHOUSE MANAGER	1	GRADE C114
25	(32)	L069C	LICENSED PRACTICAL NURSE	34	GRADE C113
26	(33)	S046C	MAINTENANCE TECHNICIAN	4	GRADE C113
27	(34)	C056C	ADMINISTRATIVE SPECIALIST III	6	GRADE C112
28	(35)	M076C	RECREATIONAL ACTIVITY LEADER II	2	GRADE C111
29	(36)	C073C	ADMINISTRATIVE SPECIALIST II	2	GRADE C109
30	(37)	L082C	CERTIFIED NURSING ASSISTANT	156	GRADE C109
31	(38)	S060C	HEAVY EQUIPMENT OPERATOR	4	GRADE C109
32	(39)	M082C	RECREATIONAL ACTIVITY LEADER I	1	GRADE C109
33	(40)	V027C	INVENTORY CONTROL TECHNICIAN	<u>1</u>	GRADE C108
34			MAX. NO. OF EMPLOYEES	275	

35

36 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby

1 appropriated, to the Department of Veterans' Affairs, to be payable from the
 2 Miscellaneous Agencies Fund Account, for personal services and operating
 3 expenses of the Department of Veterans' Affairs - State Operations for the
 4 fiscal year ending June 30, 2017, the following:

5

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2016-2017</u>
8 (01) REGULAR SALARIES	\$2,783,856
9 (02) <i>EXTRA HELP</i>	6,544
10 (03) PERSONAL SERVICES MATCHING	1,249,904
11 (04) <i>OVERTIME</i>	20,380
12 (05) MAINT. & GEN. OPERATION	
13 (A) OPER. EXPENSE	1,849,320
14 (B) CONF. & TRAVEL	30,750
15 (C) PROF. FEES	83,333
16 (D) CAP. OUTLAY	142,500
17 (E) DATA PROC.	0
18 (06) AID TO COUNTY VETERANS' SERVICE	
19 OFFICES	375,000
20 (07) CONTINGENCY	<u>250,000</u>
21 TOTAL AMOUNT APPROPRIATED	<u><u>\$6,791,587</u></u>

22

23 SECTION 3. EXTRA HELP -VETERANS' *HOMES*. There is hereby authorized,
 24 for the Department of Veterans' Affairs - Veterans' Home - Fayetteville for
 25 the 2016-2017 fiscal year, the following maximum number of part-time or
 26 temporary employees, to be known as "Extra Help", payable from funds
 27 appropriated herein for such purposes: *fifteen (15)* temporary or part-time
 28 employees, when needed, at rates of pay not to exceed those provided in the
 29 Uniform Classification and Compensation Act, or its successor, or this act
 30 for the appropriate classification.

31

32 SECTION 4. APPROPRIATION - VETERANS' *HOMES*. There is hereby
 33 appropriated, to the Department of Veterans' Affairs, to be payable from the
 34 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 35 Officer of the State, for personal services and operating expenses of the
 36 Department of Veterans' Affairs - Veterans' *Homes* for the fiscal year ending

1 June 30, 2017, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2016-2017</u>
5 (01) REGULAR SALARIES	\$6,459,529
6 (02) EXTRA HELP	52,612
7 (03) PERSONAL SERVICES MATCHING	3,052,137
8 (04) OVERTIME	79,278
9 (05) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	4,834,575
11 (B) CONF. & TRAVEL	30,885
12 (C) PROF. FEES	485,000
13 (D) CAP. OUTLAY	74,500
14 (E) DATA PROC.	0
15 (06) REFUNDS/REIMBURSEMENTS	475,000
16 (07) CONTINGENCY	<u>250,000</u>
17 TOTAL AMOUNT APPROPRIATED	<u><u>\$15,793,516</u></u>

18

19 SECTION 5. APPROPRIATION - VETERANS' CEMETERIES - STATE. There is
 20 hereby appropriated, to the Department of Veterans' Affairs, to be payable
 21 from the Miscellaneous Agencies Fund Account, for personal services and
 22 operating expenses of the Department of Veterans' Affairs - Veterans'
 23 Cemeteries - State for the fiscal year ending June 30, 2017, the following:

24

25 ITEM	FISCAL YEAR
26 <u>NO.</u>	<u>2016-2017</u>
27 (01) REGULAR SALARIES	\$285,402
28 (02) PERSONAL SERVICES MATCHING	132,312
29 (03) MAINT. & GEN. OPERATION	
30 (A) OPER. EXPENSE	135,070
31 (B) CONF. & TRAVEL	3,000
32 (C) PROF. FEES	0
33 (D) CAP. OUTLAY	0
34 (E) DATA PROC.	<u>0</u>
35 TOTAL AMOUNT APPROPRIATED	<u><u>\$555,784</u></u>

36

SECTION 6. EXTRA HELP - VETERANS' CEMETERIES - CASH. There is hereby authorized, for the Department of Veterans' Affairs - Veterans' Cemeteries - Cash for the 2016-2017 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: *five (5)* 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 7. APPROPRIATION - VETERANS' CEMETERIES - CASH. There is hereby appropriated, to the Department of Veterans' Affairs, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Veterans' Affairs - Veterans' Cemeteries - Cash for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$161,596
(02) PERSONAL SERVICES MATCHING	71,579
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	135,000
(B) CONF. & TRAVEL	5,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	215,000
(E) DATA PROC.	0
(04) CONTINGENCY	<u>250,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$838,175</u></u>

SECTION 8. APPROPRIATION - MILITARY FUNERAL HONORS PROGRAM. There is hereby appropriated, to the Department of Veterans' Affairs, to be payable from the Military Funeral Honors Fund, for operating expenses of the Department of Veterans' Affairs - Military Funeral Honors Program for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
------	-------------

1	<u>NO.</u>	<u>2016-2017</u>
2	(01) MILITARY FUNERAL HONORS EXPENSES	<u>\$100,000</u>

3

4 SECTION 9. APPROPRIATION - NLR CEMETERY - FEDERAL. There is hereby
 5 appropriated, to the Department of Veterans' Affairs, to be payable from the
 6 federal funds as designated by the Chief Fiscal Officer of the State, for
 7 construction, maintenance and operating expenses of the Department of
 8 Veterans' Affairs - NLR Cemetery - Federal for the fiscal year ending June
 9 30, 2017, the following:

10

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2016-2017</u>
13	(01) MAINT. & GEN. OPERATION	
14	(A) OPER. EXPENSE	\$408,494
15	(B) CONF. & TRAVEL	0
16	(C) PROF. FEES	41,039
17	(D) CAP. OUTLAY	0
18	(E) DATA PROC.	0
19	(02) CONSTRUCTION	<u>689,529</u>
20	TOTAL AMOUNT APPROPRIATED	<u>\$1,139,062</u>

21

22 SECTION 10. APPROPRIATION - VETERANS' HOME TREASURY - CASH. There is
 23 hereby appropriated, to the Department of Veterans' Affairs, to be payable
 24 from the cash fund deposited in the State Treasury as determined by the Chief
 25 Fiscal Officer of the State, for operating expenses of the Department of
 26 Veterans' Affairs - Veterans' Home Treasury - Cash for the fiscal year ending
 27 June 30, 2017, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2016-2017</u>
31	(01) MAINT. & GEN. OPERATION	
32	(A) OPER. EXPENSE	\$635,727
33	(B) CONF. & TRAVEL	0
34	(C) PROF. FEES	0
35	(D) CAP. OUTLAY	0
36	(E) DATA PROC.	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$635,727

2

3 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRAINING
5 CONFERENCES. The funds appropriated herein for Aid to County Veterans'
6 Service Offices may also be used by the Department of Veterans' Affairs to
7 pay expenses of County Veterans' Service Officers for attending regional or
8 statewide training conferences approved by the Department of Veterans'
9 Affairs and designed to provide better trained and qualified Veterans'
10 Service Officers in the various counties. Any such expenses paid by the
11 Department of Veterans' Affairs from funds appropriated herein shall be on
12 the same reimbursement basis as the reimbursement of state employees for
13 expenses incurred in attending their official business. Provided, no County
14 Veterans' Service Officer shall be entitled to receive reimbursement for
15 expenses incurred in attending more than two (2) approved conferences per
16 year.

17 The provisions of this section shall be in effect only from July 1, ~~2015~~
18 2016 through June 30, ~~2016~~ 2017.

19

20 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LIABILITY
22 INSURANCE APPROPRIATION RESTRICTION. In no event shall the Department of
23 Veterans' Affairs expend or transfer any appropriation or funds for the
24 purchase of malpractice liability insurance for the benefit of a non-
25 governmental entity.

26 The provisions of this section shall be in effect only from July 1, ~~2015~~
27 2016 through June 30, ~~2016~~ 2017.

28

29 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
31 ADVA CONTINGENCY POSITION POOL AND CONTINGENCY APPROPRIATION. In the event
32 additional appropriation becomes necessary that is not authorized or
33 contemplated in Section 2, Section 4 and Section 7 of this Act and growth in
34 the State Veterans' Home at Fayetteville's resident census and/or growth in
35 the number of interments at the State Veterans' Cemetery at North Little Rock
36 makes it necessary for the Arkansas Department of Veterans' Affairs to

1 request additional positions, regular salaries and personal services matching
 2 appropriation in order to carry out the objectives of the Agency, the ADVA
 3 Contingency Position Pool and Contingency Appropriation authorized herein may
 4 be used for regular salaries and personal services matching line items.
 5 The Arkansas Department of Veterans' Affairs Contingency Appropriation
 6 authorized herein shall be funded primarily with cash funds of the State
 7 Veterans' Home at Fayetteville and of the State Veterans' Cemetery at North
 8 Little Rock. Each entity's cash funds shall be utilized in support of its own
 9 business operations and shall not be co-mingled. In addition, general
 10 revenue funding in support of the ADVA Contingency Position Pool shall be
 11 limited to \$250,000 per year.

12 Use of the ADVA Contingency Position Pool and Contingency Appropriation
 13 authorized in this Act shall be conditioned upon approval by the Chief Fiscal
 14 Officer of the State and upon certification by the Director of the Arkansas
 15 Department of Veterans' Affairs that funds are available to support the
 16 contingency positions requested and upon prior review by the Arkansas
 17 Legislative Council or Joint Budget Committee.

18 The General Assembly has determined that the Arkansas State Veterans'
 19 Home at Fayetteville and the Arkansas State Veterans' Cemetery at North
 20 Little Rock may operate more efficiently if some flexibility is provided to
 21 the Arkansas Department of Veterans' Affairs under this Section.

		MAXIMUM ANNUAL
		SALARY RATE
ITEM	CLASS	FISCAL YEAR
NO.	CODE TITLE	2016-2017
26	(1) C087C ADMIN SPECIALIST I	GRADE C106
27	(2) S046C MAINT TECHNICIAN	GRADE C113
28	(3) S050C MAINT SPECIALIST	GRADE C112
29	(4) S056C MAINT ASSISTANT	GRADE C108
30	(5) L009C NURSE MANAGER	GRADE C125
31	(6) L019C REG NURSE COORD	GRADE C123
32	(7) D071C COMP SUPPORT ANALYST	GRADE C117
33	(8) L069C LICENSED PRACT NURSE	GRADE C113
34	(9) M065C RECR ACTIVITY LEADER SVR 1	GRADE C114
35	(10) L082C CERTIFIED NURSING ASSIST 9	GRADE C109
36	(11) S087C INSTITUTIONAL SERV ASST 3	GRADE C109

1 The provisions of this section shall be in effect only from July 1, 2015
2 2016 through June 30, ~~2016~~ 2017.

3
4 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
5 authorized by this act shall be limited to the appropriation for such agency
6 and funds made available by law for the support of such appropriations; and
7 the restrictions of the State Procurement Law, the General Accounting and
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
9 Procedures and Restrictions Act, or their successors, and other fiscal
10 control laws of this State, where applicable, and regulations promulgated by
11 the Department of Finance and Administration, as authorized by law, shall be
12 strictly complied with in disbursement of said funds.

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

22
23 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the
24 General Assembly, that the Constitution of the State of Arkansas prohibits
25 the appropriation of funds for more than a one (1) year period; that the
26 effectiveness of this Act on July 1, 2016 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the legislative session, the delay in the
29 effective date of this Act beyond July 1, 2016 could work irreparable harm
30 upon the proper administration and provision of essential governmental
31 programs. Therefore, an emergency is hereby declared to exist and this Act
32 being necessary for the immediate preservation of the public peace, health
33 and safety shall be in full force and effect from and after July 1, 2016.

34
35 */s/ Joint Budget Committee*

36

1
2

APPROVED: 05/09/2016