

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 1279 of the Regular Session

1 State of Arkansas As Engrossed: H2/16/07 H3/16/07 H3/21/07 H3/26/07 H3/27/07 H3/28/07 H3/29/07

2 86th General Assembly

A Bill

3 Regular Session, 2007

HOUSE BILL 1292

4
5 By: Joint Budget Committee

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8 **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 HEALTH AND HUMAN SERVICES -
12 ADMINISTRATION FOR THE BIENNIAL PERIOD ENDING
13 JUNE 30, 2009; AND FOR OTHER PURPOSES.

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16 **Subtitle**

17 AN ACT FOR THE DEPARTMENT OF HEALTH AND
18 HUMAN SERVICES - ADMINISTRATION
19 APPROPRIATION FOR THE 2007-2009
20 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 - DIRECTOR'S OFFICE - OFFICE OF CHIEF COUNSEL.*
26 *There is hereby established for the Department of Health and Human Services -*
27 *Director's Office - Office of Chief Counsel for the 2007-2009 biennium, the*
28 *following maximum number of regular employees whose salaries shall be*
29 *governed by the provisions of the Uniform Classification and Compensation Act*
30 *(Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory*
31 *thereto. Provided, however, that any position to which a specific maximum*
32 *annual salary is set out herein in dollars, shall be exempt from the*
33 *provisions of said Uniform Classification and Compensation Act. All persons*
34 *occupying positions authorized herein are hereby governed by the provisions*
35 *of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-*



1 101), or its successor.

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			<i>Maximum Annual</i>		
			<i>Maximum</i>	<i>Salary Rate</i>	
			<i>No. of</i>	<i>Fiscal Years</i>	
<i>Item</i>	<i>Class</i>		<i>Employees</i>	<i>2007-2008</i>	<i>2008-2009</i>
<i>No.</i>	<i>Code</i>	<i>Title</i>			
(1)	9984	DHS DIRECTOR	1	\$136,813	\$139,549
(2)	9920	DHS DEPUTY DIRECTOR	1	\$110,832	\$113,048
(3)	9233	DHS DEPUTY DIRECTOR	1	\$110,832	\$113,048
(4)	9726	DHS CHIEF ATTORNEY	1	\$98,994	\$100,973
(5)	9235	DHS COMMUNICATIONS DIRECTOR	1	\$91,689	\$93,522
(6)	8936	DHS/DMS ADD PROG & ADMIN SUPPORT	1	\$85,642	\$87,354
(7)	9410	DHS ASST DIRECTOR HUMAN RESOURCES	1	\$83,578	\$85,249
(8)	9409	DHS DIRECTOR OF PUBLIC RELATIONS	1	\$78,970	\$80,549
(9)	8958	DHS AUDIT/FISCAL REVIEW MANAGER	1	\$78,839	\$80,415
(10)	8957	DHS ATTORNEY SUPERVISOR	2	\$78,836	\$80,412
(11)	9856	DHS RESEARCH ANALYSIS MANAGER	1	\$75,000	\$76,500
(12)	8959	DHS PROGRAM MANAGER	1	\$72,791	\$74,246
(13)	R038	ATTORNEY SUPERVISOR	3	GRADE 26	
(14)	017Z	DHS/DYS ADMIN PROG COMPLIANCE	2	GRADE 26	
(15)	R170	ATTORNEY SPECIALIST	57	GRADE 25	
(16)	A026	INTERNAL AUDIT ASST ADMIN.	1	GRADE 25	
(17)	R036	ATTORNEY	3	GRADE 24	
(18)	A033	INTERNAL AUDIT SPECIALIST	4	GRADE 24	
(19)	R165	DHS CLIENT ADVOCATE	1	GRADE 23	
(20)	897Z	DHS INSTITUTION PROGRAM MANAGER	1	GRADE 23	
(21)	A095	DHS AUDIT SUPERVISOR	4	GRADE 22	
(22)	A251	SR AUDITOR	24	GRADE 21	
(23)	697Z	DHS PRGM MANAGER	1	GRADE 21	
(24)	R266	MANAGEMENT PROJECT ANALYST II	2	GRADE 20	
(25)	R145	DHS PROGRAM COORDINATOR	3	GRADE 20	
(26)	R150	RESEARCH PROJECT ANALYST	1	GRADE 19	
(27)	R424	FAIR HEARING REFEREE	3	GRADE 19	
(28)	R264	MANAGEMENT PROJECT ANALYST I	2	GRADE 18	
(29)	M068	DHS PROGRAM ANALYST	2	GRADE 18	
(30)	M072	SOCIAL SERVICE INVESTIGATOR II	8	GRADE 18	

1	(31)	R010	ADMINISTRATIVE ASSISTANT II	6	GRADE 17
2	(32)	X352	HLTH CARE ANALYST II	1	GRADE 17
3	(33)	K048	LEGAL SECRETARY II	36	GRADE 16
4	(34)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	4	GRADE 15
5	(35)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE 14
6	(36)	K155	SECRETARY I	<u>1</u>	GRADE 11
7			MAX. NO. OF EMPLOYEES	185	

SECTION 2. REGULAR SALARIES - ADMINISTRATIVE SERVICES. There is hereby established for the Department of Health and Human Services - Division of Administrative Services for the 2007-2009 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	Fiscal Years
				2007-2008	2008-2009
26	(1) 9724	DHS DEP DIR ADMINISTRATIVE SVCS	1	\$102,712	\$104,766
27	(2) 9234	CHIEF ADMINISTRATIVE OFFICER	1	\$102,712	\$104,766
28	(3) 9757	DHS ASSISTANT DIRECTOR	1	\$85,643	\$87,355
29	(4) 8945	DHS ASST DEP DIR FOR MGR ACCOUNTING	1	\$85,643	\$87,355
30	(5) 8946	DHS ASST DEP DIR FIN SUPPORT SYSTEM	1	\$78,626	\$80,198
31	(6) 9406	DHS ASST TO CHIEF FINANCIAL OFFICER	1	\$69,027	\$70,407
32	(7) 397Z	DHS/DCFS ADMIN COMMUNITY SVCS	1		GRADE 25
33	(8) A046	AGENCY CONTROLLER - LARGE/COMPLEX A	6		GRADE 25
34	(9) A084	AGENCY CONTROLLER - MEDIUM AGENCY	1		GRADE 24
35	(10) 187Z	DHS/DCFS ADMR INDIV & FAMILY SVCS	1		GRADE 24
36	(11) 297Z	GENERAL BUSINESS MANAGER	1		GRADE 24

1	(12)	385Z	DHHS HUMAN RESOURCES MANAGER	1	GRADE 24
2	(13)	055Z	DP MANAGER	2	GRADE 23
3	(14)	923Z	DHS PRGM ADMINISTRATOR	6	GRADE 23
4	(15)	A127	ASST CONTROLLER	6	GRADE 23
5	(16)	M011	FAMILY SERVICE WORKER PRINCIPAL	1	GRADE 23
6	(17)	M009	FAMILY SERVICE WORKER SUPERVISOR	1	GRADE 22
7	(18)	D066	SYSTEMS COORDINATION ANALYST II	15	GRADE 22
8	(19)	E051	TRAINING PROJECT MANAGER	1	GRADE 22
9	(20)	A088	DHS FINANCIAL SECTION MANAGER	11	GRADE 22
10	(21)	A032	AGENCY FISCAL MANAGER	1	GRADE 22
11	(22)	506Z	REHAB SERVICES PERSONNEL MANAGER	1	GRADE 22
12	(23)	909Z	PROGRAM SUPPORT MANAGER	3	GRADE 22
13	(24)	698Z	DHS/DAS MATERIALS MGMT ADMR	1	GRADE 22
14	(25)	V042	GENERAL SERVICES MANAGER	1	GRADE 22
15	(26)	V080	MGR PURCHASING & PROPERTY MGT	1	GRADE 21
16	(27)	892Z	DHS INSTITUTION BUSINESS MANAGER	1	GRADE 21
17	(28)	697Z	DHS PRGM MANAGER	6	GRADE 21
18	(29)	A008	ACCOUNTING SUPERVISOR II	27	GRADE 21
19	(30)	L072	REGISTERED NURSE PRACTITIONER I	1	GRADE 21
20	(31)	R143	DHS RESEARCH & STATISTICS MGR	1	GRADE 21
21	(32)	R488	GRANTS ADMIN SUPV	1	GRADE 21
22	(33)	R266	MANAGEMENT PROJECT ANALYST II	13	GRADE 20
23	(34)	R145	DHS PROGRAM COORDINATOR	6	GRADE 20
24	(35)	M005	FAMILY SERVICE WORKER SPECIALIST	1	GRADE 20
25	(36)	E007	SR REHAB TEACHER F/T BLIND	1	GRADE 20
26	(37)	M128	DHS/DDS PRGM COORDINATOR	1	GRADE 20
27	(38)	A006	ACCOUNTING SUPERVISOR I	2	GRADE 20
28	(39)	A038	FINANCIAL ANALYST	1	GRADE 20
29	(40)	E114	STAFF DEVELOPMENT COORDINATOR	7	GRADE 20
30	(41)	R406	DHS PERSONNEL PROCESSING SUPV	1	GRADE 20
31	(42)	V022	LEASING SPECIALIST II	1	GRADE 19
32	(43)	A110	ACCOUNTANT II	5	GRADE 19
33	(44)	R150	RESEARCH PROJECT ANALYST	2	GRADE 19
34	(45)	R030	ASST PERSONNEL MANAGER	2	GRADE 19
35	(46)	R048	BUDGET SPECIALIST	3	GRADE 19
36	(47)	R068	EEO/GRIEVANCE OFFICER	2	GRADE 19

1	(48)	R084	DHS STAFF SUPERVISOR	1	GRADE 19
2	(49)	R168	GRANTS COORDINATOR II	32	GRADE 19
3	(50)	M086	SOCIAL WORKER I	1	GRADE 19
4	(51)	R195	PERSONNEL ANALYST	3	GRADE 18
5	(52)	R264	MANAGEMENT PROJECT ANALYST I	3	GRADE 18
6	(53)	V020	LEASING SPECIALIST	1	GRADE 18
7	(54)	M068	DHS PROGRAM ANALYST	2	GRADE 18
8	(55)	A111	ACCOUNTANT	17	GRADE 18
9	(56)	D128	P C SUPPORT SPECIALIST	1	GRADE 18
10	(57)	D034	PROGRAMMER ANALYST	2	GRADE 18
11	(58)	V034	PLANT WAREHOUSE FOREMAN	1	GRADE 18
12	(59)	V040	PURCHASE AGENT II/PURCHASE AGENT	8	GRADE 18
13	(60)	W030	RECORDS MANAGEMENT ANALYST II	4	GRADE 18
14	(61)	Y087	PRINTER SUPERVISOR	1	GRADE 18
15	(62)	V030	INVENTORY CONTROL MANAGER	1	GRADE 17
16	(63)	R010	ADMINISTRATIVE ASSISTANT II	13	GRADE 17
17	(64)	N290	COMMERCIAL ARTIST II/GRAPHIC ART II	2	GRADE 17
18	(65)	M023	FAMILY SUPPORT SPECIALIST III	1	GRADE 17
19	(66)	R190	PERSONNEL OFFICER II	5	GRADE 17
20	(67)	R162	STATISTICIAN/STATISTICIAN II	5	GRADE 17
21	(68)	A024	COLLECTION OFFICER	3	GRADE 16
22	(69)	Y085	PRINTER II	6	GRADE 16
23	(70)	A108	ACCOUNTING TECHNICIAN II	38	GRADE 15
24	(71)	A063	PAYROLL OFFICER	1	GRADE 15
25	(72)	R342	INTERVIEWER	3	GRADE 15
26	(73)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15
27	(74)	K105	REPROD EQUIPMENT OPERATOR SUPV	1	GRADE 15
28	(75)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	3	GRADE 15
29	(76)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	7	GRADE 14
30	(77)	K153	SECRETARY II	9	GRADE 13
31	(78)	K181	MAILROOM SUPERVISOR	1	GRADE 12
32	(79)	K089	PERSONNEL ASSISTANT	1	GRADE 12
33	(80)	K039	DOCUMENT EXAMINER II	20	GRADE 12
34	(81)	V043	SHIPPING & RECEIVING CLERK	1	GRADE 11
35	(82)	K103	REPROD EQUIPMENT OPERATOR	2	GRADE 10
36	(83)	G013	WAREHOUSE WORKER	2	GRADE 10

1 (84) G045 EQUIPMENT OPERATOR 1 GRADE 08
 2 MAX. NO. OF EMPLOYEES 357

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 4 SECTION 3. REGULAR SALARIES - VOLUNTEERISM. There is hereby established
 5 for the Department of Health and Human Services - Division of Volunteerism
 6 for the 2007-2009 biennium, the following maximum number of regular employees
 7 whose salaries shall be governed by the provisions of the Uniform
 8 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
 9 its successor, and all laws amendatory thereto. Provided, however, that any
 10 position to which a specific maximum annual salary is set out herein in
 11 dollars, shall be exempt from the provisions of said Uniform Classification
 12 and Compensation Act. All persons occupying positions authorized herein are
 13 hereby governed by the provisions of the Regular Salaries Procedures and
 14 Restrictions Act (Arkansas Code §21-5-101), or its successor.

16			Maximum Annual		
17			Maximum	Salary Rate	
18	Item	Class	No. of	Fiscal Years	
19	No.	Code Title	Employees	2007-2008	2008-2009
20	(1)	7406 COMMUNITY SERVICE SPECIALIST	1	\$79,207	\$80,791
21	(2)	7354 DHS DEP DIR OFFICE OF VOL SVCS	1	\$72,404	\$73,852
22	(3)	7404 NATIONAL & COMM. SVC, EXEC DIR	1	\$69,664	\$71,057
23	(4)	8973 DOV ASST DEP DIR	1	\$48,686	\$49,659
24	(5)	923Z DHS PRGM ADMINISTRATOR	1	GRADE 23	
25	(6)	M113 VOLUNTEER PROGRAM MANAGER	1	GRADE 21	
26	(7)	R266 MANAGEMENT PROJECT ANALYST II	2	GRADE 20	
27	(8)	E114 STAFF DEVELOPMENT COORDINATOR	1	GRADE 20	
28	(9)	M097 VOLUNTEER PROGRAM DEVELOPER II	8	GRADE 19	
29	(10)	R440 BUSINESS CONTROLLER II	1	GRADE 16	
30	(11)	V039 PURCHASE AGENT I/ASST PURCHASE AGEN	1	GRADE 15	
31	(12)	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE 14	
32	(13)	K153 SECRETARY II	<u>2</u>	GRADE 13	
33	MAX. NO. OF EMPLOYEES		23		

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 35 SECTION 4. EXTRA HELP - DIRECTOR'S OFFICE - OFFICE OF CHIEF COUNSEL.
 36 There is hereby authorized, for the Department of Health and Human Services -

1 Director's Office - Office of Chief Counsel for the 2007-2009 biennium, the
 2 following maximum number of part-time or temporary employees, to be known as
 3 "Extra Help", payable from funds appropriated herein for such purposes: five
 4 (5) temporary or part-time employees, when needed, at rates of pay not to
 5 exceed those provided in the Uniform Classification and Compensation Act, or
 6 its successor, or this act for the appropriate classification.

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 8 SECTION 5. EXTRA HELP - ADMINISTRATIVE SERVICES. There is hereby
 9 authorized, for the Department of Health and Human Services - Division of
 10 Administrative Services for the 2007-2009 biennium, the following maximum
 11 number of part-time or temporary employees, to be known as "Extra Help",
 12 payable from funds appropriated herein for such purposes: twenty (20)
 13 temporary or part-time employees, when needed, at rates of pay not to exceed
 14 those provided in the Uniform Classification and Compensation Act, or its
 15 successor, or this act for the appropriate classification.

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 17 SECTION 6. APPROPRIATION - DIRECTOR'S OFFICE - OFFICE OF CHIEF COUNSEL
 18 OPERATIONS. There is hereby appropriated, to the Department of Health and
 19 Human Services - Director's Office - Office of Chief Counsel, to be payable
 20 from the paying account as determined by the Chief Fiscal Officer of the
 21 State, for personal services and operating expenses of the Department of
 22 Health and Human Services - Director's Office - Office of Chief Counsel for
 23 the biennial period ending June 30, 2009, the following:

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25 ITEM	FISCAL YEARS	
26 NO.	2007-2008	2008-2009
27 (01) REGULAR SALARIES	\$ 7,956,832	\$ 8,109,805
28 (02) EXTRA HELP	22,578	22,578
29 (03) PERSONAL SERVICES MATCHING	2,489,061	2,522,810
30 (04) MAINT. & GEN. OPERATION		
31 (A) OPER. EXPENSE	992,112	1,048,112
32 (B) CONF. & TRAVEL	24,472	32,472
33 (C) PROF. FEES	11,000	11,000
34 (D) CAP. OUTLAY	0	0
35 (E) DATA PROC.	0	0
36 (05) DATA PROCESSING SERVICES	<u>12,300</u>	<u>12,300</u>

1 (01) PURCHASE OF SERVICES \$ 120,000 \$ 120,000

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3 SECTION 9. APPROPRIATION - ADMINISTRATIVE SERVICES - VARIOUS BUILDING
 4 CONSTRUCTION. There is hereby appropriated, to the Department of Health and
 5 Human Services - Division of Administrative Services, to be payable from the
 6 Department of Human Services Renovation Fund, for construction, renovation,
 7 maintenance, equipment and repairs for various buildings operated by the
 8 Department of Health and Human Services for the biennial period ending June
 9 30, 2009, the following:

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11 ITEM	FISCAL YEARS	
12 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
13 (01) CONSTRUCTION	\$ <u>9,821,826</u>	\$ <u>9,821,826</u>

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15 SECTION 10. APPROPRIATION - ADMINISTRATIVE SERVICES - CONSOLIDATED COST.
 16 There is hereby appropriated, to the Department of Health and Human Services
 17 - Division of Administrative Services, to be payable from the DHS
 18 Consolidated Cost Revolving Fund, for operating expenses of the Department of
 19 Health and Human Services - Division of Administrative Services -
 20 Consolidated Cost for the biennial period ending June 30, 2009, the
 21 following:

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23 ITEM	FISCAL YEARS	
24 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
25 (01) MAINT. & GEN. OPERATION		
26 (A) OPER. EXPENSE	\$ 671,500	\$ 671,500
27 (B) CONF. & TRAVEL	0	0
28 (C) PROF. FEES	0	0
29 (D) CAP. OUTLAY	0	0
30 (E) DATA PROC.	<u>0</u>	<u>0</u>
31 TOTAL AMOUNT APPROPRIATED	\$ <u>671,500</u>	\$ <u>671,500</u>

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33 SECTION 11. APPROPRIATION - ADMINISTRATIVE SERVICES - SOCIAL SERVICES
 34 BLOCK GRANT - FEDERAL. There is hereby appropriated, to the Department of
 35 Health and Human Services - Division of Administrative Services, to be
 36 payable from the federal funds as designated by the Chief Fiscal Officer of

1 the State, for purchase of services of the Department of Health and Human
 2 Services - Division of Administrative Services for the biennial period ending
 3 June 30, 2009, the following:

4		FISCAL YEARS	
5	ITEM		
6	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
7	(01) PURCHASE OF SERVICES	\$ 259,047	\$ 259,047

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 9 SECTION 12. APPROPRIATION - VOLUNTEERISM - OPERATIONS. There is hereby
 10 appropriated, to the Department of Health and Human Services - Division of
 11 Volunteerism, to be payable from the paying account as determined by the
 12 Chief Fiscal Officer of the State, for personal services and operating
 13 expenses of the Department of Health and Human Services - Division of
 14 Volunteerism for the biennial period ending June 30, 2009, the following:

15		FISCAL YEARS	
16	ITEM		
17	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
18	(01) REGULAR SALARIES	\$ 769,991	\$ 786,497
19	(02) PERSONAL SERVICES MATCHING	254,347	257,724
20	(03) OVERTIME	1,000	1,000
21	(04) MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE	271,701	272,001
23	(B) CONF. & TRAVEL	25,000	25,000
24	(C) PROF. FEES	28,341	28,341
25	(D) CAP. OUTLAY	0	0
26	(E) DATA PROC.	0	0
27	(05) DELTA SERVICE CORPS GRANTS	3,037,311	3,037,311
28	(06) DATA PROCESSING SERVICES	<u>3,000</u>	<u>3,000</u>
29	TOTAL AMOUNT APPROPRIATED	<u>\$ 4,390,691</u>	<u>\$ 4,410,874</u>

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 31 SECTION 13. APPROPRIATION - VOLUNTEERISM - CASH. There is hereby
 32 appropriated, to the Department of Health and Human Services - Division of
 33 Volunteerism, to be payable from the cash fund deposited in the State
 34 Treasury as determined by the Chief Fiscal Officer of the State, for
 35 operating expenses of the Department of Health and Human Services - Division
 36 of Volunteerism for the biennial period ending June 30, 2009, the following:

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ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 4,296	\$ 4,296
(B) CONF. & TRAVEL	2,865	2,865
(C) PROF. FEES	1,432	1,432
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 8,593</u>	<u>\$ 8,593</u>

SECTION 14. APPROPRIATION - DHHS DECOUPLE EXPENSES. There is hereby appropriated, to the Department of Health and Human Services - Division of Administrative Services, to be payable from the Department of Human Services Administration Fund Account, for decoupling and related expenses of the Division of Health from the Department of Health and Human Services for the biennial period ending June 30, 2009, the sum of.....\$5,000,000.

SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DIRECTOR'S OFFICE/OFFICE OF CHIEF COUNSEL - PURCHASE OF EVIDENCE. Upon approval by the Chief Fiscal Officer of the State, the Chief Counsel for the Department of Health and Human Services may transfer an amount up to but not to exceed \$12,000 for the ~~2005-2007~~ 2007-2009 biennial period and deposit same in a bank account for the purpose of purchasing evidence in the course of investigating the illegal use of food stamps/Electronic Benefit Transfer (EBT) cards. The funds so transferred shall be subject to accounting in a manner substantially similar to that employed by the Arkansas State Police for such transactions; provided however, that information tending to identify participants in such transactions shall be exempt from the Arkansas Freedom of Information Act.

The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA

1 SALARIES. There is hereby authorized for the Department of Health and Human
2 Services for the ~~2005-2007~~ 2007-2009 biennium the following increases in
3 salaries for certain positions provided in the regular salary schedule of the
4 Department of Health and Human Services and to be in addition to the annual
5 amounts as established by the Uniform Classification and Compensation Act, as
6 amended: for full-time physicians certified by the American Specialty Boards,
7 a rate of pay not to exceed an additional \$4,500 per year; for each full-time
8 physician eligible to be certified by the American Specialty Boards, a rate
9 of pay not to exceed \$2,500 per year. If a physician is certified in Child
10 Psychiatry, an additional \$2,500 per year will be allowed with the total not
11 to exceed \$7,000. If a physician is certified in Forensic Psychiatry, an
12 additional \$2,500 per year will be allowed with the total not to exceed
13 \$7,000. In the event the physician is not a full-time employee, the amount
14 specified herein shall be adjusted proportionately to the amount of time
15 worked for the Department of Health and Human Services by that physician.

16 The provisions of this section shall be in effect only from July 1, ~~2005~~
17 2007 through June 30, ~~2007~~ 2009.

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19 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN
21 SERVICES RENOVATION FUND. Department of Human Services Renovation Fund.

22 (a) There is established on the books of the Treasurer of State, Auditor of
23 State, and the Chief Fiscal Officer of the State a fund to be known as the
24 Department of Human Services Renovation Fund.

25 (b) This fund shall be used for constructing, acquiring, renovating,
26 maintaining, repairing, and equipping facilities of the Department of Health
27 and Human Services and for paying disallowances by the federal government.

28 (c) The fund shall consist of:

29 (1) Federal reimbursement received by the Department of Health and Human
30 Services and deposited in the various fund accounts of the department; and

31 (2) General revenues transferred from the Division of Youth Services, the
32 Division of Behavioral Health, ~~and~~ the Division of Developmental Disabilities
33 Services, and the Division of Health for the purposes of repairing,
34 renovating, equipping, acquiring and constructing Department of Health and
35 Human Services facilities with an annual maximum of five million dollars
36 (\$5,000,000). The projects for which these transfers are authorized must be

1 projects which were unanticipated during the preceding regular session of the
2 Arkansas General Assembly and must be projects which, if not carried out in
3 the interim period between regular sessions of the Arkansas General Assembly
4 would cause greater harm to the facilities, clients or programs of the
5 Department of Health and Human Services than to wait until the next regular
6 session.

7 (3) Other non-general revenue funds as may be available within the
8 Department of Health and Human Services that can be used for the purposes of
9 this fund.

10 (d)(1) At the request of the Director of the Department of Health and Human
11 Services, and upon certification of the availability of such funds, the Chief
12 Fiscal Officer of the State shall initiate the necessary transfer documents
13 to reflect the transfer on the books of record of the Treasurer of State, the
14 Auditor of State, the Chief Fiscal Officer of the State, and the Department
15 of Health and Human Services.

16 (2) The Director of the Department of Health and Human Services shall submit
17 any transfer plan to and must receive approval of the plan from the Chief
18 Fiscal Officer of the State, the Governor and the Arkansas Legislative
19 Council prior to the effective date of the transfer.

20 (e) Provided, that any non-general revenue funding that may remain in the
21 fund at the end of any fiscal year shall be carried over into the next fiscal
22 year and all obligated general revenue funding that may remain in the fund at
23 the end of any fiscal year shall be carried over into the next fiscal year to
24 satisfy such legal and contractual obligations that have been entered into
25 prior to the end of the fiscal year.

26 (f) Determining the amount of funds appropriated to a state agency is the
27 prerogative of the General Assembly and is usually accomplished by
28 delineating specific line items and by identifying the appropriation and
29 funding attached to that line item. The General Assembly has determined that
30 the Department of Health and Human Services could be operated more
31 efficiently if some flexibility is given to that agency. That flexibility is
32 being accomplished by providing transfer authority in subsection (d) of this
33 section, and since the General Assembly has granted the agency broad powers
34 under the transfer authority concept, it is both necessary and appropriate
35 that the General Assembly maintain oversight of the utilization of the
36 transfer authority by requiring prior approval of the Legislative Council in

1 the utilization of this transfer authority. Therefore, the requirement of
2 approval by the Legislative Council is not a severable part of this section.
3 If the requirement of approval by the Legislative Council is ruled
4 unconstitutional by a court jurisdiction, this entire section is void.

5 The provisions of this section shall be in effect only from July 1, ~~2005~~
6 2007 through June 30, ~~2007~~ 2009.

7
8 *SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE*
9 *NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER*
10 *AUTHORITY. The Director of the Department of Health and Human Services shall*
11 *have transfer authority provided by the following:*

12 (a) *DEPARTMENT OF HUMAN SERVICES RENOVATION FUND. The Director of the*
13 *Department of Health and Human Services is authorized to request fund*
14 *transfers according to the provisions established by Arkansas Code Ann. 19-5-*
15 *1020, Department of Human Services Renovation Fund, as amended herein; and*

16 (b) *MATCH TRANSFER. The Director of the Department of Health and Human*
17 *Services, with the approval of the Chief Fiscal Officer of the State, is*
18 *authorized to effect inter-agency and inter-divisional fund transfers for the*
19 *purpose of providing the State's matching share for payments made to that*
20 *Division or Office or its service providers for services eligible for federal*
21 *reimbursement under programs administered by the Department of Health and*
22 *Human Services. The Department of Health and Human Services shall report to*
23 *the Legislative Council or Joint Budget Committee on a quarterly basis all*
24 *fund transfers made in accordance with the authority granted by this section;*
25 *and*

26 (c) *YOUTH SERVICES - HOUSING AND SEPARATION APPROPRIATION PROVISIONS. The*
27 *Division of Youth Services (DYS) is authorized to fulfill its responsibility*
28 *to house offenders between the ages of 18 and 21 and to separate juvenile*
29 *offenders by age and seriousness of offense by either employing additional*
30 *state employees and providing the corresponding operating expenses or*
31 *entering into professional services contracts. If the Division of Youth*
32 *Services determines that the Division needs to employ state employees to*
33 *fulfill the housing and separation requirements, they may transfer up to the*
34 *total amount appropriated for the DYS - Residential Services Program*
35 *appropriation to the appropriate DYS appropriation and line items, upon*
36 *approval of the Chief Fiscal Officer of the State, and prior review by the*

1 Legislative Council; and

2 (d) REALLOCATION OF RESOURCES: (1) The Department of Health and Human
3 Services (DHHS) provides hundreds of different services to over 1 million
4 Arkansans. The specific mix of service needs and the funding and staffing
5 required to provide them can vary significantly based on many factors,
6 including natural disasters, changing federal mandates and funding sources,
7 demographic shifts, fluctuating court-ordered services, social trends, and
8 job market variations such as nursing shortages. The impact of these factors
9 through the course of a biennium make it very difficult for the Department to
10 accurately predict the exact needs for funding, appropriation and positions
11 in each of its over 100 different appropriations. To ensure that it can
12 respond quickly to changing client needs and make the most effective use of
13 the resources allocated to it, the Department of Health and Human Services
14 shall be authorized to utilize the reallocation of resource authority to make
15 the proper adjustments to the budgets within the Department. Therefore, upon
16 ~~Upon~~ determination by the Director of the Department of Health and Human
17 Services that a reallocation of resources within the department is necessary
18 for the efficient and effective operation of the department, the director,
19 with approval of the Governor, shall have the authority to request, from the
20 Chief Fiscal Officer of the State, a transfer of positions, appropriations,
21 line item appropriations, and funds within or between existing and newly
22 created divisions, offices, sections, or units of the department. Provided,
23 however, that no transfer of funds or appropriation that provides direct
24 support or matching support for the Arkansas Medicaid Program shall be made
25 to any other fund account or appropriation that does not directly support the
26 Arkansas Medicaid Program. Further, no positions, funds, or appropriation
27 authorized during the ~~2005-2007~~ 2007-2009 biennial budget process for the
28 Division of Children and Family Services compliance with initiatives
29 established under the Angela R. consent decree shall be transferred to any
30 other division. Nothing in this provision is intended to prevent the one-
31 time transfers of savings in any other program to the Arkansas Medicaid
32 Program, with the exception of the provisions previously cited for the
33 Division of Children and Family Services – Angela R. consent decree. The
34 Division of Developmental Disabilities – Grants to Community Providers line
35 item of the Developmental Disabilities Services - Grants-in-Aid appropriation
36 may not be decreased. The appropriation, funding, and positions provided for

1 the six Human Development Centers shall remain at a level sufficient to
2 ensure quality care for the Centers' residents.—~~If requested by the Division~~
3 ~~of Child Care and Early Childhood Education (DCCECE), the Division of County~~
4 ~~Operations shall transfer sufficient general revenue to allow the State to~~
5 ~~access the full allocation of Federal Funds available through the Matching~~
6 ~~Category of the Child Care Development Fund.—General Revenue Dollars~~
7 ~~transferred to DCCECE must be used as matching funds to support the~~
8 ~~Transitional Employment Assistance (TEA) Program and must be eligible to be~~
9 ~~counted toward the State's Maintenance of Effort requirement for the~~
10 ~~Temporary Assistance for Needy Families (TANF) Block Grant.~~ The exemptions
11 provided in this subsection whereby certain ~~DHS~~ DHHS Programs and Divisions
12 are protected from appropriation, fund, or position transfers are applicable
13 only to the reallocation or transfer authority granted herein, and not by any
14 reductions which are applicable to all state programs.

15 The Director of the Department of Health and Human Services shall submit
16 any requests for transfers to and must receive approval of the requests for
17 transfers from the Chief Fiscal Officer of the State, the Governor, and the
18 Arkansas Legislative Council prior to the effective date of the transfers.
19 Provided, however, that the Department of Health and Human Services shall be
20 limited to submitting no more than four requests for reallocation of
21 resources transfers during any fiscal year. In each Departmental request no
22 single division will request reallocation for more than one purpose as listed
23 in this section. Transfer authority for unforeseen purposes shall further be
24 limited to no more than 5% of the total appropriation, funding, and positions
25 authorized for the Department. Reallocation of resources transfers may
26 include multiple items but shall be limited to the following purposes:
27 i). Medicaid Program
28 ii). Facilities and institutions costs, including operational expenses and
29 Construction/Renovation/Equipping expenses
30 iii). Departmental grants and contracts
31 iv). Court ordered settlements and payments
32 v). Payment of administrative expenses, including but not limited to,
33 overtime and other costs of personnel for critical services or functions
34 necessary to carry out the mission of the agency
35 vi). Restructuring efforts as deemed necessary to comply Compliance with new
36 and/or unanticipated federal or state mandates

1 vii). Redirecting internal resources, both direct and/or indirect, to meet
2 client needs and services

3 Determining the maximum number of employees and the maximum amount of
4 appropriation and general revenue funding for a state agency each fiscal year
5 is the prerogative of the General Assembly. This is usually accomplished by
6 delineating such maximums in the appropriation act(s) for a state agency and
7 the general revenue allocations authorized for each fund and fund account by
8 amendment to the Revenue Stabilization law. Further, the General Assembly
9 has determined that the Department of Health and Human Services may operate
10 more efficiently if some flexibility is provided to the Department of Health
11 and Human Services authorizing broad powers under the Reallocation of
12 Resources provisions herein. Therefore, it is both necessary and appropriate
13 that the General Assembly maintain oversight by requiring prior approval of
14 the Legislative Council or Joint Budget Committee as provided by this
15 section. The requirement of approval by the Legislative Council or Joint
16 Budget Committee is not a severable part of this section. If the requirement
17 of approval by the Legislative Council or Joint Budget Committee is ruled
18 unconstitutional by a court of competent jurisdiction, this entire section is
19 void.

20 (2) If it is determined that the requested reallocation of resources
21 transfers should be made, the Chief Fiscal Officer of the State shall then
22 initiate the necessary transfer documents to reflect the transfers upon the
23 fiscal records of the Treasurer of State, the Auditor of State, the Chief
24 Fiscal Officer of the State, and the Department of Health and Human Services.
25 In addition, the Chief Fiscal Officer of the State, together with the Co-
26 Chairpersons of the Legislative Council or Joint Budget Committee, may
27 approve, on an emergency basis, requests for utilization of this Section
28 without prior approval of the Arkansas Legislative Council, with any such
29 actions reported at the next meeting of the Arkansas Legislative Council.

30 The provisions of this section shall be in effect only from July 1, ~~2005~~
31 2007 through June 30, ~~2007-2009~~.

32
33 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

35 NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM. Special provision for a
36 Nursing/Direct Care Education Stipend Program for the Department of Health

1 and Human Services is hereby authorized to pay from State and Federal Funds
2 appropriated in each division Act. This program is for eligible nursing
3 students who are attending accredited nursing institutions to become
4 Registered or Licensed Practical Nurses, as well as Certified Nursing
5 Assistants, Life Skills Trainers and Mental Health Workers.

6
7 The stipend is \$5,000 per person per year. Any student who is awarded and
8 accepts a stipend is under employment commitment to the respective DHHS
9 Division and is required to work for that division, in a full-time employee
10 status effective immediately upon graduation. The student employment
11 commitment is equal to the number of years the stipend was awarded and
12 accepted. In the event of Employee/Student default of the employment
13 commitment, the Employee/Student will be considered in breach of contract and
14 repayment of the stipend will be required as specified in the Stipend
15 Contract.

16
17 Each division participating in the Education Stipend Program shall determine
18 on an annual basis, the number of student stipends available.

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

22
23 *SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
24 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HAZARDOUS*
25 *DUTY PAY. The Department of Health and Human Services is hereby authorized to*
26 *pay hazardous duty pay to eligible personnel to compensate for the increased*
27 *risk of personal injury. The hazardous duty pay authorized herein shall not*
28 *exceed an amount equal to 5 and one-half percent (5.5%) of the annual salary*
29 *authorized by law to any eligible employee and shall only be made available*
30 *to the personnel occupying high risk positions in special treatment units as*
31 *described in this section.*

32
33 *In cases of documented need, the Director of Health and Human Services shall*
34 *identify the facility and/or unit, location and eligible classifications*
35 *within the facility or unit. Such positions shall be certified by the DHHS*
36 *Director as having been assigned to a work environment that poses an*

1 increased risk of personal injury and shall be submitted to the Office of
2 Personnel Management for approval by the Chief Fiscal Officer of the State
3 after review and approval of the Arkansas Legislative Council. Subsequent
4 changes to the facility and/or unit, location and eligible classifications
5 within the facility or unit on file with the OPM must receive prior approval
6 by the Chief Fiscal Officer of the State after review and approval by the
7 Arkansas Legislative Council.

8
9 The amounts received under this provision shall not be considered as
10 exceeding the maximum authorized annual salary rate of the assigned grade.

11
12 It is the intent of this section that such payments shall be optional, at the
13 discretion of the Chief Fiscal Officer of the State and the Director of the
14 Department of Health and Human Services and, dependant upon sufficient
15 revenues, shall not be implemented using funds specifically set aside for
16 other programs within the Department.

17
18 The provisions of this section shall be in effect only from July 1, 2007
19 through June 30, 2009.

20
21 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SELL,
23 LEASE, RENT, CONVEY OR ENCUMBER RAY WINDER FIELD. In no event shall the
24 Department of Health and Human Services, or any of its governing boards,
25 sell, lease, rent, convey or encumber the land and facilities of Ray Winder
26 Field in Little Rock, Arkansas without the prior review and approval of the
27 Arkansas Legislative Council or Joint Budget Committee.

28
29 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NURSING/
31 DIRECT CARE RECRUITMENT/ RETENTION BONUSES. Special provision to provide
32 Nursing/Direct Care Recruitment and Retention Bonuses for the Department of
33 Health and Human Services is hereby authorized to pay from State and Federal
34 funds appropriated for each respective division. Nursing/direct care service
35 recruitment/retention bonuses are in addition to the maximum annual amounts
36 provided in the Regular Salaries Section of the respective Division Act for

1 Registered Nurse, Licensed Practical Nurse, Certified Nursing Assistant, Life
2 Skills Trainer and Mental Health Worker. New hire nurses must be licensed by
3 the Arkansas State Board of Nursing. The total recruitment/retention bonus
4 payment commitment for eligible nurses shall not exceed \$4,000 per Registered
5 Nurse and \$2,000 per Licensed Practical Nurse and \$1,000 per Certified
6 Nursing Assistant, Life Skills Trainer and Mental Health Worker. The lump
7 sum bonus payments and employment commitment to the State will be made in
8 partial payments as follows:

9
10 Registered Nurse Classifications

11 \$1,000 after completing 6 months probationary employment

12 \$1,000 after completing 1 year employment

13 \$1,000 after completing 2nd year employment

14 \$1,000 after completing 3rd year employment

15
16 Licensed Practical Nurse Classifications

17 \$ 500 after completing 6 months probationary employment

18 \$ 500 after completing 1 year employment

19 \$1,000 after completing 2nd year employment

20
21 Certified Nursing Assistant/Life Skills Trainer/Mental Health Worker
22 Classifications

23 \$ 500 after completing 6 month probationary employment

24 \$ 500 after completing 1 year employment

25
26 Any qualified person hired and offered bonus payment described herein will
27 forfeit the balance of the payments if he/she voluntarily resigns or is
28 terminated for cause from employment from the Department of Health and Human
29 Services prior to completing the required employment commitment time periods
30 outlined above.

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

34
35 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
36 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DHHS DECOUPLE

1 APPROPRIATION TRANSFER PROVISION. After receiving approval from the Chief
2 Fiscal Officer of the State and prior review and approval by the PEER
3 Subcommittee of the Arkansas Legislative Council or Joint Budget Committee,
4 the Director of the Department of Health and Human Services is authorized to
5 transfer, if needed, up to five million dollars (\$5,000,000) in appropriation
6 authorized in this Act for decoupling and related expenses from the DHHS
7 Decouple Expenses appropriation to the DOH Operations appropriation for
8 unforeseen costs associated with decoupling the Division of Health from the
9 Department of Health and Human Services.

10 Determining the maximum number of employees and the maximum amount of
11 appropriation and general revenue funding for a state agency each fiscal year
12 is the prerogative of the General Assembly. This is usually accomplished by
13 delineating such maximums in the appropriation act(s) for a state agency and
14 the general revenue allocations authorized for each fund and fund account by
15 amendment to the Revenue Stabilization law. Further, the General Assembly
16 has determined that the Department of Health and Human Services may operate
17 more efficiently if some flexibility is provided to the Department of Health
18 and Human Services authorizing broad powers under this Section. Therefore, it
19 is both necessary and appropriate that the General Assembly maintain
20 oversight by requiring prior approval of the Legislative Council or Joint
21 Budget Committee as provided by this section. The requirement of approval by
22 the Legislative Council or Joint Budget Committee is not a severable part of
23 this section. If the requirement of approval by the Legislative Council or
24 Joint Budget Committee is ruled unconstitutional by a court of competent
25 jurisdiction, this entire section is void.

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

28
29 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEW HIRE
31 REQUIREMENT. Any new hire for the positions as established for the
32 implementation of the findings of the Arkansas Legislative Task Force on
33 Abused and Neglected Children in the Office of Chief Counsel, implementation
34 of the findings of the Arkansas Legislative Task Force on Abused and
35 Neglected Children in the Division of Children and Family Services, and the
36 Arkansas Options Counseling Care Program in the Division of Aging and Adult

1 Services shall first receive prior approval of the Personnel Subcommittee of
2 the Arkansas Legislative Council or Joint Budget Committee.

3
4 The Arkansas General Assembly has authorized additional positions for the
5 Arkansas Options Counseling for Long-Term Care Program and to implement the
6 findings of the Arkansas Legislative Task Force on Abused and Neglected
7 Children Arkansas Child Safety Centers programs. After receiving prior
8 approval of the new hire positions from the Personnel Subcommittee, the
9 Department of Health and Human Services shall be required, as part of their
10 request to the Personnel Subcommittee, to demonstrate that the new hire
11 positions are allocated to the geographical areas of greatest need.

12
13 The Department of Health and Human Services shall also report quarterly to
14 the House and Senate Public Health, Welfare and Labor Committees on the
15 activities and progress of the Arkansas Options Counseling for Long-Term Care
16 Program and the Arkansas Legislative Task Force on Abused and Neglected
17 Children Arkansas Child Safety Centers programs, including but not limited
18 to, the number of positions filled, where the employees hired have been
19 stationed, and the specific activities of the positions.

20
21 Determining the maximum number of employees and the maximum amount of
22 appropriation and general revenue funding for a state agency each fiscal year
23 is the prerogative of the General Assembly. This is usually accomplished by
24 delineating such maximums in the appropriation act(s) for a state agency and
25 the general revenue allocations authorized for each fund and fund account by
26 amendment to the Revenue Stabilization law. Further, the General Assembly has
27 determined that the Department of Health and Human Services may operate more
28 efficiently if some flexibility is provided to the Department of Health and
29 Human Services authorizing broad powers under this Section. Therefore, it is
30 both necessary and appropriate that the General Assembly maintain oversight
31 by requiring prior approval of the Legislative Council or Joint Budget
32 Committee as provided by this section. The requirement of approval by the
33 Legislative Council or Joint Budget Committee is not a severable part of this
34 section.

35
36 If the requirement of approval by the Legislative Council or Joint Budget

1 Committee is ruled unconstitutional by a court of competent jurisdiction,
2 this entire section is void.

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

6
7 SECTION 25. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
8 by this act shall be limited to the appropriation for such agency and funds
9 made available by law for the support of such appropriations; and the
10 restrictions of the State Procurement Law, the General Accounting and
11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
12 Procedures and Restrictions Act, or their successors, and other fiscal
13 control laws of this State, where applicable, and regulations promulgated by
14 the Department of Finance and Administration, as authorized by law, shall be
15 strictly complied with in disbursement of said funds.

16
17 SECTION 26. LEGISLATIVE INTENT. It is the intent of the General Assembly
18 that any funds disbursed under the authority of the appropriations contained
19 in this act shall be in compliance with the stated reasons for which this act
20 was adopted, as evidenced by the Agency Requests, Executive Recommendations
21 and Legislative Recommendations contained in the budget manuals prepared by
22 the Department of Finance and Administration, letters, or summarized oral
23 testimony in the official minutes of the Arkansas Legislative Council or
24 Joint Budget Committee which relate to its passage and adoption.

25
26 SECTION 27. EMERGENCY CLAUSE. It is found and determined by the General
27 Assembly, that the Constitution of the State of Arkansas prohibits the
28 appropriation of funds for more than a two (2) year period; that the
29 effectiveness of this Act on July 1, 2007 is essential to the operation of
30 the agency for which the appropriations in this Act are provided, and that in
31 the event of an extension of the Regular Session, the delay in the effective
32 date of this Act beyond July 1, 2007 could work irreparable harm upon the
33 proper administration and provision of essential governmental programs.
34 Therefore, an emergency is hereby declared to exist and this Act being
35 necessary for the immediate preservation of the public peace, health and
36 safety shall be in full force and effect from and after July 1, 2007.

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/s/ Joint Budget Committee

APPROVED: 4/5/2007