

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 1285 of the Regular Session

As Engrossed: H2/16/07 H3/26/07 H3/27/07

A Bill

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

HOUSE BILL 1356

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 HEALTH AND HUMAN SERVICES -
12 DIVISION OF COUNTY OPERATIONS FOR THE BIENNIAL
13 PERIOD ENDING JUNE 30, 2009; AND FOR OTHER
14 PURPOSES.

Subtitle

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18 AN ACT FOR THE DEPARTMENT OF HEALTH AND
19 HUMAN SERVICES - DIVISION OF COUNTY
20 OPERATIONS APPROPRIATION FOR THE
21 2007-2009 BIENNIUM.
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23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 *SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for*
27 *the Department of Health and Human Services - Division of County Operations*
28 *for the 2007-2009 biennium, the following maximum number of regular employees*
29 *whose salaries shall be governed by the provisions of the Uniform*
30 *Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or*
31 *its successor, and all laws amendatory thereto. Provided, however, that any*
32 *position to which a specific maximum annual salary is set out herein in*
33 *dollars, shall be exempt from the provisions of said Uniform Classification*
34 *and Compensation Act. All persons occupying positions authorized herein are*
35 *hereby governed by the provisions of the Regular Salaries Procedures and*



1 Restrictions Act (Arkansas Code §21-5-101), or its successor.

			<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>			
7	(1) 6603	GENERAL PHYSICIAN	5	\$125,046	\$127,546
8	(2) 9719	DHS DEP DIR COUNTY OPS	1	\$102,712	\$104,766
9	(3) 8943	DHS/DCO ASST DEP DIR COUNTY OPS	1	\$85,643	\$87,355
10	(4) 8937	DHS/DCO ASST DEP DIR COUNTY OPS	1	\$85,643	\$87,355
11	(5) 8935	DHS/DCO ASST DEP DIR PGM & ADMN SPT	1	\$85,643	\$87,355
12	(6) 8039	DHS/DCO ASSISTANT DIRECTOR	1	\$85,643	\$87,355
13	(7) 8939	DHS/DCO ASST DEP DIR COUNTY OPS	1	\$83,817	\$85,493
14	(8) 9412	DHS/DCO AREA DIRECTOR	6	\$75,391	\$76,898
15	(9) M042	DHS/DCO COUNTY ADMINISTRATOR IV	2	GRADE 24	
16	(10) M040	DHS/DCO COUNTY ADMINISTRATOR III	12	GRADE 23	
17	(11) 923Z	DHS PRGM ADMINISTRATOR	2	GRADE 23	
18	(12) 975Z	DHS WEATHERIZATION PROGRAM ADMIN	1	GRADE 22	
19	(13) 909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22	
20	(14) 699Z	DHS/DCO FIELD MANAGER	6	GRADE 22	
21	(15) D066	SYSTEMS COORDINATION ANALYST II	2	GRADE 22	
22	(16) D124	LEAD PROGRAMMER/ANALYST	1	GRADE 22	
23	(17) M032	DHS/DCO COUNTY SUPV IV	2	GRADE 22	
24	(18) M038	DHS/DCO COUNTY ADMINISTRATOR II	29	GRADE 22	
25	(19) M029	DHS/DCO COUNTY SUPV III	15	GRADE 21	
26	(20) R488	GRANTS ADMIN SUPV	2	GRADE 21	
27	(21) V014	DHS/DCO COMMODITY SERVICES MANAGER	1	GRADE 21	
28	(22) D123	APPLICATIONS & SYSTEMS ANALYST	1	GRADE 21	
29	(23) M022	DHS/DCO COUNTY ADMINISTRATOR I	34	GRADE 21	
30	(24) 697Z	DHS PRGM MANAGER	5	GRADE 21	
31	(25) D121	USER SUPPORT ANALYST	3	GRADE 20	
32	(26) E112	WEATHERIZATION TRAINING COORD	1	GRADE 20	
33	(27) E114	STAFF DEVELOPMENT COORDINATOR	2	GRADE 20	
34	(28) R145	DHS PROGRAM COORDINATOR	11	GRADE 20	
35	(29) R266	MANAGEMENT PROJECT ANALYST II	7	GRADE 20	
36	(30) M027	DHS/DCO COUNTY SUPV II	28	GRADE 20	

1	(31)	M088	SOCIAL WORKER II	1	GRADE 20
2	(32)	M025	DHS/DCO COUNTY SUPV I	34	GRADE 19
3	(33)	R332	DHS POLICY DEVELOPMENT COORD	6	GRADE 19
4	(34)	R168	GRANTS COORDINATOR II	9	GRADE 19
5	(35)	M154	DHS FIELD REPRESENTATIVE	16	GRADE 19
6	(36)	M164	QUALITY CONTROL REVIEW SUPV	7	GRADE 19
7	(37)	R084	DHS STAFF SUPERVISOR	4	GRADE 19
8	(38)	E074	TRAINING REPRESENTATIVE	5	GRADE 19
9	(39)	W012	MEDICAL RECORDS ADMINISTRATOR	1	GRADE 19
10	(40)	M170	QUALITY CONTROL REVIEWER	33	GRADE 18
11	(41)	M024	FAMILY SUPPORT SPECIALIST SUPV	97	GRADE 18
12	(42)	M075	SOCIAL SERVICE REPRESENTATIVE II	6	GRADE 18
13	(43)	M078	DHS/DEMS SUPERVISOR	2	GRADE 18
14	(44)	M068	DHS PROGRAM ANALYST	11	GRADE 18
15	(45)	M072	SOCIAL SERVICE INVESTIGATOR II	20	GRADE 18
16	(46)	R010	ADMINISTRATIVE ASSISTANT II	13	GRADE 17
17	(47)	R110	MEDICAL PROGRAM REPRESENTATIVE	1	GRADE 17
18	(48)	M125	WORK PROGRAM ADVISOR	35	GRADE 17
19	(49)	M023	FAMILY SUPPORT SPECIALIST III	865	GRADE 17
20	(50)	X352	HLTH CARE ANALYST II	2	GRADE 17
21	(51)	M148	YOUTH SERVICES WORKER II	2	GRADE 16
22	(52)	M110	VOLUNTEER SERVICES COORDINATOR	3	GRADE 16
23	(53)	M021	FAMILY SUPPORT SPECIALIST II	1	GRADE 16
24	(54)	M073	SOCIAL SERVICE REPRESENTATIVE I	3	GRADE 15
25	(55)	V021	COMMODITY DIST REP	3	GRADE 15
26	(56)	V051	STOREROOM SUPV/STORE SUPV	1	GRADE 15
27	(57)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	33	GRADE 15
28	(58)	A108	ACCOUNTING TECHNICIAN II	1	GRADE 15
29	(59)	D005	COMPUTER OPERATOR II	1	GRADE 15
30	(60)	K117	MEDICAL OR LEGAL SECRETARY	1	GRADE 14
31	(61)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	25	GRADE 14
32	(62)	K153	SECRETARY II	64	GRADE 13
33	(63)	M067	SOCIAL SERVICE AIDE II	20	GRADE 13
34	(64)	T045	SECURITY OFFICER II	1	GRADE 12
35	(65)	K115	STATISTICIAN ASST II/STATISTICIAN I	1	GRADE 12
36	(66)	K039	DOCUMENT EXAMINER II	364	GRADE 12

1	(67) K037 DOCUMENT EXAMINER I	1	GRADE 10
2	(68) C011 SWITCHBOARD OPERATOR II	3	GRADE 09
3	(69) V055 SURPLUS PROPERTY ASSISTANT	<u>1</u>	GRADE 09
4	MAX. NO. OF EMPLOYEES	1,882	

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6 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 7 Department of Health and Human Services - Division of County Operations for
 8 the 2007-2009 biennium, the following maximum number of part-time or
 9 temporary employees, to be known as "Extra Help", payable from funds
 10 appropriated herein for such purposes: thirty-seven (37) temporary or part-
 11 time employees, when needed, at rates of pay not to exceed those provided in
 12 the Uniform Classification and Compensation Act, or its successor, or this
 13 act for the appropriate classification.

14

15 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 16 the Department of Health and Human Services - Division of County Operations,
 17 to be payable from the paying account as determined by the Chief Fiscal
 18 Officer of the State, for personal services and operating expenses of the
 19 Department of Health and Human Services - Division of County Operations -
 20 Operations for the biennial period ending June 30, 2009, the following:

22	ITEM	FISCAL YEARS	
23	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
24	(01) REGULAR SALARIES	\$ 55,878,753	\$ 56,998,126
25	(02) EXTRA HELP	234,052	234,052
26	(03) PERSONAL SERVICES MATCHING	19,266,065	19,498,075
27	(04) OVERTIME	5,000	5,000
28	(05) MAINT. & GEN. OPERATION		
29	(A) OPER. EXPENSE	20,316,160	20,316,160
30	(B) CONF. & TRAVEL	124,600	124,600
31	(C) PROF. FEES	11,478,810	11,478,810
32	(D) CAP. OUTLAY	72,500	22,500
33	(E) DATA PROC.	0	0
34	(06) DATA PROCESSING SERVICES	<u>5,000,000</u>	<u>5,000,000</u>
35	TOTAL AMOUNT APPROPRIATED	<u>\$ 112,375,940</u>	<u>\$ 113,677,323</u>

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SECTION 4. APPROPRIATION - COMMODITY DISTRIBUTION AND SALVAGE CONTAINER - CASH. There is hereby appropriated, to the Department of Health and Human Services - Division of County Operations, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Health and Human Services - Division of County Operations - Commodity Distribution and Salvage Container - Cash for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 276,000	\$ 276,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 276,000</u>	<u>\$ 276,000</u>

SECTION 5. APPROPRIATION - GRANTS - FEDERAL. There is hereby appropriated, to the Department of Health and Human Services - Division of County Operations, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for federally funded grants of the Department of Health and Human Services - Division of County Operations - Grants - Federal for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) SHELTER PLUS CARE PROGRAM	\$ 3,000,000	\$ 3,000,000
(02) WEATHERIZATION PROGRAM	5,820,000	5,820,000
(03) EMERGENCY FOOD PROGRAM	680,000	680,000
(04) LOW INCOME ENERGY ASSISTANCE PROGRAM	22,419,034	22,419,034
(05) REFUGEE RESETTLEMENT PROGRAM	12,000	12,000
(06) HOMELESS ASSISTANCE GRANT	<u>2,400,100</u>	<u>2,400,100</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 34,331,134</u>	<u>\$ 34,331,134</u>

SECTION 6. APPROPRIATION - GRANTS - STATE. There is hereby appropriated,

1 to the Department of Health and Human Services - Division of County
 2 Operations, to be payable from the Department of Human Services Grants Fund
 3 Account, for grant payments of the Department of Health and Human Services -
 4 Division of County Operations - Grants - State for the biennial period ending
 5 June 30, 2009, the following:

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7 ITEM	FISCAL YEARS	
8 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
9 (01) AID TO AGED, BLIND, DISABLED	\$ <u>4,000</u>	\$ <u>4,000</u>

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11 SECTION 7. APPROPRIATION - GRANTS. There is hereby appropriated, to the
 12 Department of Health and Human Services - Division of County Operations, to
 13 be payable from the paying account as determined by the Chief Fiscal Officer
 14 of the State, for grant payments of the Department of Health and Human
 15 Services - Division of County Operations - Grants for the biennial period
 16 ending June 30, 2009, the following:

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18 ITEM	FISCAL YEARS	
19 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
20 (01) TANF BLOCK GRANT	\$ 41,284,650	\$ 41,284,650
21 (02) COMMUNITY SERVICE BLOCK GRANT	<u>11,031,604</u>	<u>11,031,604</u>
22 TOTAL AMOUNT APPROPRIATED	<u>\$ 52,316,254</u>	<u>\$ 52,316,254</u>

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24 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
 26 OPERATIONS - CARRY FORWARD. The unexpended balances in appropriations made
 27 from federal funds, for County Operations, as provided for in this Act on
 28 June 30, ~~2006~~ 2008 shall be carried forward and made available for
 29 expenditures for the same purpose for the fiscal year ending June 30, ~~2007~~
 30 2009.

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

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35 (1) Prior to June 30, 2008 the Agency shall by written statement set forth
 36 its reason(s) for the need to carry forward said appropriation and/or funding

1 to the Department of Finance and Administration Office of Budget;

2
3 (2) The Department of Finance and Administration Office of Budget shall
4 report to the Arkansas Legislative Council all amounts carried forward from
5 the first fiscal year of the biennium to the second fiscal year of the
6 biennium by the September Arkansas Legislative Council or Joint Budget
7 Committee meeting in the second fiscal year of the biennial period which
8 report shall include the name of the Agency, Board, Commission or Institution
9 and the amount of the appropriation and/or funding carried forward from the
10 first fiscal year to the second fiscal year, the program name or line item,
11 the funding source of that appropriation and a copy of the written request
12 set forth in (1) above;

13
14 (3) Each Agency, Board, Commission or Institution shall provide a written
15 report to the Arkansas Legislative Council or Joint Budget Committee
16 containing all information set forth in item (2) above, along with a written
17 statement as to the current status of the project, contract, purpose etc. for
18 which the carry forward was originally requested no later than thirty (30)
19 days prior to the time the Agency, Board, Commission or Institution presents
20 its budget request to the Arkansas Legislative Council/Joint Budget
21 Committee; and

22
23 (4) Thereupon, the Department of Finance and Administration shall include all
24 information obtained in item (3) above in the biennial budget manuals and/or
25 a statement of non-compliance by the Agency, Board, Commission or
26 Institution.

27
28 The provisions of this section shall be in effect only from July 1, 2005
29 2007 through June 30, ~~2007~~ 2009.

30
31 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INTER-
33 AGENCY TRANSFER OF STATE GENERAL REVENUE FOR THE TEMPORARY ASSISTANCE FOR
34 NEEDY FAMILIES (TANF) PROGRAMS. Upon the request of the Director of the
35 Department of Health and Human Services and the Director of the Department of
36 Workforce Services (DWS), the Chief Fiscal Officer of the State may approve

1 up to \$3,640,650 each fiscal year in State General Revenue appropriated to
2 DWS for the TANF Program to be transferred to the Department of Health and
3 Human Services-Division of County Operations in support of Arkansas'
4 Temporary Assistance for Needy Families (TANF) Programs or any related
5 Separate State Programs.

6
7 The Director of the Department of Workforce Services shall provide a report
8 of all transfers made to the DHHS - Division of County Operations to the
9 Performance Evaluation and Expenditure Review Committee of the Arkansas
10 Legislative Council and Joint Budget Committee. The report must include the
11 justification for and the amount of the completed transfers.

12
13 The provisions of this section shall be in effect only from July 1, 2007
14 through June 30, 2009.

15
16 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DIVISION
18 OF COUNTY OPERATIONS-STATE AND FEDERAL DISASTER DECLARATIONS. It will be
19 permissible for the Division of County Operations to implement the following
20 exemptions in the event that a State or Federal Disaster is declared: (1)
21 Exceed the 240 hour per quarter limit on the purchase of temporary help; and,
22 (2) Waive the 1,000 hour limit per State Fiscal Year for Extra Help
23 positions.

24
25 The provisions of this section shall be in effect only from July 1, 2007
26 through June 30, 2009.

27
28 SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
29 by this act shall be limited to the appropriation for such agency and funds
30 made available by law for the support of such appropriations; and the
31 restrictions of the State Procurement Law, the General Accounting and
32 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
33 Procedures and Restrictions Act, or their successors, and other fiscal
34 control laws of this State, where applicable, and regulations promulgated by
35 the Department of Finance and Administration, as authorized by law, shall be
36 strictly complied with in disbursement of said funds.

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2 SECTION 12. LEGISLATIVE INTENT. It is the intent of the General Assembly
3 that any funds disbursed under the authority of the appropriations contained
4 in this act shall be in compliance with the stated reasons for which this act
5 was adopted, as evidenced by the Agency Requests, Executive Recommendations
6 and Legislative Recommendations contained in the budget manuals prepared by
7 the Department of Finance and Administration, letters, or summarized oral
8 testimony in the official minutes of the Arkansas Legislative Council or
9 Joint Budget Committee which relate to its passage and adoption.

10
11 SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General
12 Assembly, that the Constitution of the State of Arkansas prohibits the
13 appropriation of funds for more than a two (2) year period; that the
14 effectiveness of this Act on July 1, 2007 is essential to the operation of
15 the agency for which the appropriations in this Act are provided, and that in
16 the event of an extension of the Regular Session, the delay in the effective
17 date of this Act beyond July 1, 2007 could work irreparable harm upon the
18 proper administration and provision of essential governmental programs.
19 Therefore, an emergency is hereby declared to exist and this Act being
20 necessary for the immediate preservation of the public peace, health and
21 safety shall be in full force and effect from and after July 1, 2007.

22
23 /s/ Joint Budget Committee

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25 APPROVED: 4/5/2007
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