

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

SENATE BILL 439

5 By: Senator Teague
6 By: Representatives Vaught, M. Gray
7

For An Act To Be Entitled

9 AN ACT CONCERNING FUNDS RECEIVED BY THE DEPARTMENT OF
10 HUMAN SERVICES UNDER THE OLDER AMERICANS ACT OF 1965;
11 AND FOR OTHER PURPOSES.
12
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Subtitle

15 CONCERNING FUNDS RECEIVED BY THE
16 DEPARTMENT OF HUMAN SERVICES UNDER THE
17 OLDER AMERICANS ACT OF 1965.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. TEMPORARY LANGUAGE. DO NOT CODIFY. Legislative intent.

23 It is the intent of the General Assembly that this act:

24 (1) Create oversight and fairness in the administration,
25 accountability, and distribution of funds received under the Older Americans
26 Act of 1965, 42 U.S.C. § 3001 et seq., and from the state for programs
27 administered under the act;

28 (2) Provide for the fair and equitable distribution of funds
29 received under the Older Americans Act of 1965, 42 U.S.C. § 3001 et seq., in
30 order to maximize the benefits received by elderly Arkansans;

31 (3) Create a program with oversight and monitoring functions
32 that will address and prevent the abuse of funds received under the Older
33 Americans Act of 1965, 42 U.S.C. § 3001 et seq.;

34 (4) Recognize and address the increasing problem of elderly
35 citizens of Arkansas suffering from hunger;

36 (5) Facilitate the implementation of improved programs that



1 benefit elderly citizens of Arkansas; and

2 (6) Improve this state's ranking with regard to the quality of
 3 programs and care afforded to the elderly citizens of Arkansas.

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 5 SECTION 2. Arkansas Code Title 20, Chapter 10, Subchapter 6, is
 6 amended to add an additional section to read as follows:

7 20-10-604. Award and distribution of funds - Reports.

8 (a) The Department of Human Services shall:

9 (1)(A) Establish rules for the oversight, accountability,
 10 administration, award, and distribution of funds received by the department
 11 under the Older Americans Act of 1965, 42 U.S.C. § 3001 et seq., and from the
 12 state for programs administered under the act.

13 (B) The rules established by the department shall include
 14 requirements that an entity must meet in order to receive and continue
 15 receiving funds under this section; and

16 (2) Provide the House Committee on Aging, Children and Youth,
 17 Legislative and Military Affairs with an annual report accounting for funds
 18 received by the department under the Older Americans Act of 1965, 42 U.S.C. §
 19 3001 et seq., and from the state for programs administered under the act and
 20 disbursed by the department.

21 (b)(1)(A) The department shall annually award funds under this section
 22 to one (1) or more entities that the department determines are eligible to
 23 receive funds under the Older Americans Act of 1965, 42 U.S.C. § 3001 et seq.

24 (B) The department may set the:

25 (i) Funding allocated to each region of the state
 26 based on statistical need;

27 (ii) Method by which each region of the state shall
 28 receive funds under this section; and

29 (iii) Method by which an entity shall receive funds
 30 awarded under this section.

31 (2) An allocation, award, or distribution of funds made by the
 32 department under this section may be reviewed by the House Committee on
 33 Aging, Children and Youth, Legislative and Military Affairs or another
 34 appropriate legislative committee prior to the allocation, award, or
 35 distribution.

36 (c)(1)(A) An entity that receives funds under this section from the

1 department shall submit quarterly reports to the Director of the Department
2 of Human Services or his or her designee.

3 (B) The report required under subdivision (c)(1)(A) of
4 this section shall include without limitation an accounting for services
5 rendered, the number of individuals served, and the moneys expended.

6 (2) An entity that receives funds under this section shall be
7 bonded and is liable to the state for any misuse of funds received by the
8 entity.

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