

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.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

SENATE BILL 622

4
5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN
11 SERVICES - DIVISION OF CHILDREN AND FAMILY SERVICES
12 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF HUMAN
17 SERVICES - DIVISION OF CHILDREN AND
18 FAMILY SERVICES APPROPRIATION FOR
19 THE 2001-2003 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. There is hereby established for the
26 Department of Human Services - Division of Children and Family Services for
27 the 2001-2003 biennium, 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 its
30 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.
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1				Maximum Annual		
2				Maximum	Salary Rate	
3	Item	Class		No. of	Fiscal Years	
4	No.	Code	Title	Employees	2001-2002	2002-2003
5	(1)	9720	DHS/DEPUTY DIRECTOR DCFS	1	\$89,348	\$91,671
6	(2)	9757	DHS ASSISTANT DIRECTOR	3	\$74,140	\$76,067
7	(3)	8961	DHS DCFS ADMR ADMIN SERVICES	1	\$72,431	\$74,314
8	(4)	878Z	DHS/DCFS ADMR PRGM OPS	1	GRADE	25
9	(5)	880Z	DHS/DCFS ADMR PRGM SUPPORT	2	GRADE	25
10	(6)	M011	FAMILY SERVICE WORKER PRINCIPAL	42	GRADE	23
11	(7)	040Z	DHS/DCFS AREA MANAGER	7	GRADE	23
12	(8)	923Z	DHS PRGM ADMINISTRATOR	1	GRADE	23
13	(9)	M009	FAMILY SERVICE WORKER SUPERVISOR	149	GRADE	22
14	(10)	M087	DHS/DCFS FIELD MANAGER	1	GRADE	22
15	(11)	E051	TRAINING PROJECT MANAGER	1	GRADE	22
16	(12)	909Z	PROGRAM SUPPORT MANAGER	1	GRADE	22
17	(13)	809Z	DHS PLANNING & POLICY DEV COORD	1	GRADE	21
18	(14)	M085	DHS/DCFS PRGM ADMINISTRATOR	1	GRADE	21
19	(15)	697Z	DHS PRGM MANAGER	5	GRADE	21
20	(16)	R326	QUALITY ASSURANCE COORDINATOR	1	GRADE	21
21	(17)	M005	FAMILY SERVICE WORKER SPECIALIST	513	GRADE	20
22	(18)	R266	MANAGEMENT PROJECT ANALYST II	6	GRADE	20
23	(19)	R145	DHS PROGRAM COORDINATOR	11	GRADE	20
24	(20)	L070	NURSE II	4	GRADE	20
25	(21)	M028	COUNSELOR II	6	GRADE	20
26	(22)	M160	DHS/DCFS FIELD SVCS REP	6	GRADE	19
27	(23)	R084	DHS STAFF SUPERVISOR	3	GRADE	19
28	(24)	M004	FAMILY SERVICE WORKER	43	GRADE	19
29	(25)	R168	GRANTS COORDINATOR II	4	GRADE	19
30	(26)	R048	BUDGET SPECIALIST	1	GRADE	19
31	(27)	M168	CHILD CARE LICENSING SPECIALIST	6	GRADE	18
32	(28)	M068	DHS PROGRAM ANALYST	5	GRADE	18
33	(29)	M075	SOCIAL SERVICE REPRESENTATIVE II	1	GRADE	18
34	(30)	M082	SOCIAL SERVICE WORKER III	2	GRADE	18
35	(31)	L068	NURSE I	2	GRADE	18
36	(32)	E050	STAFF DEVELOPMENT SPECIALIST II	1	GRADE	18

1	(33)	R010	ADMINISTRATIVE ASSISTANT II	9	GRADE 17
2	(34)	M080	SOCIAL SERVICE WORKER II/SOC SVC WK	21	GRADE 17
3	(35)	M020	FAMILY SUPPORT SPECIALIST I	1	GRADE 15
4	(36)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	11	GRADE 14
5	(37)	K153	SECRETARY II	10	GRADE 13
6	(38)	M067	SOCIAL SERVICE AIDE II	193	GRADE 13
7	(39)	K039	DOCUMENT EXAMINER II	8	GRADE 12
8	(40)	K155	SECRETARY I	<u>1</u>	GRADE 11
9			MAX. NO. OF EMPLOYEES	1,086	

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11 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of
 12 Human Services - Division of Children and Family Services for the 2001-2003
 13 biennium, the following maximum number of part-time or temporary employees, to
 14 be known as "Extra Help", payable from funds appropriated herein for such
 15 purposes: sixty-five (65) temporary or part-time employees, when needed, at
 16 rates of pay not to exceed those provided in the Uniform Classification and
 17 Compensation Act, or its successor, or this act for the appropriate
 18 classification.

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20 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the
 21 Department of Human Services - Division of Children and Family Services, to be
 22 payable from the paying account as determined by the Chief Fiscal Officer of
 23 the State, for personal services and operating expenses of the Department of
 24 Human Services - Division of Children and Family Services for the biennial
 25 period ending June 30, 2003, the following:

26

27	ITEM	FISCAL YEARS	
28	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
29	(01) REGULAR SALARIES	\$ 27,983,057	\$ 28,710,683
30	(02) EXTRA HELP	349,994	349,994
31	(03) PERSONAL SERV MATCHING	8,082,704	8,212,334
32	(04) OVERTIME	200,000	200,000
33	(05) MAINT. & GEN. OPERATION		
34	(A) OPER. EXPENSE	5,377,721	5,377,721
35	(B) CONF. & TRAVEL	846,255	846,255
36	(C) PROF. FEES	12,633,172	12,633,172

1	(D) CAP. OUTLAY	468,000	300,000
2	(E) DATA PROC.	0	0
3	(06) DATA PROCESSING SERVICES	706,400	706,400
4	(07) PURCHASE OF SERVICES	<u>2,026,034</u>	<u>2,026,034</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 58,673,337</u>	<u>\$ 59,362,593</u>

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 7 SECTION 4. APPROPRIATION - GRANTS - STATE. There is hereby appropriated, to
 8 the Department of Human Services - Division of Children and Family Services,
 9 to be payable from the Children and Family Services Fund Account, for grant
 10 payments of the Department of Human Services - Division of Children and Family
 11 Services for the biennial period ending June 30, 2003, the following:

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
15	(01) STATE RESIDENTIAL TREATMENT	\$ 2,500,000	\$ 2,500,000
16	(02) FOSTER CARE	12,976,924	12,976,924
17	(03) SCAN	<u>931,110</u>	<u>931,110</u>
18	TOTAL AMOUNT APPROPRIATED	<u>\$ 16,408,034</u>	<u>\$ 16,408,034</u>

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 20 SECTION 5. APPROPRIATION - TANF/FOSTER CARE. There is hereby appropriated,
 21 to the Department of Human Services - Division of Children and Family
 22 Services, to be payable from the paying account as determined by the Chief
 23 Fiscal Officer of the State, for grant payments of the Department of Human
 24 Services - Division of Children and Family Services - TANF/Foster Care for the
 25 biennial period ending June 30, 2003, the following:

28	ITEM	FISCAL YEARS	
29	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
30	(01) TANF/FOSTER CARE	<u>\$ 23,100,591</u>	<u>\$ 23,100,591</u>

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 32 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 33 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CHILDREN AND
 34 FAMILY SERVICES - SPECIAL RATES OF PAY. Due to current working conditions and
 35 the necessity of recruiting and retaining qualified personnel, the Division of
 36 Children and Family Services of the Department of Human Services is authorized

1 special rates of pay for current and new employees up to the levels listed
 2 below:

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4 CLASS

5 CODE	TITLE	GRADE	LEVEL
6 M011	FAMILY SERVICE WORKER PRINCIPAL	23	III
7 M009	FAMILY SERVICE WORKER SUPERVISOR	22	III
8 M005	FAMILY SERVICE WORKER SPECIALIST	20	III
9 M004	FAMILY SERVICE WORKER	19	III
10 M003	FAMILY SERVICE WORKER TRAINEE	18	III

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12 This special provision shall be in full force and effect for the biennium
 13 beginning July 1, ~~1999~~ 2001 and ending June 30, ~~2001~~ 2003, and shall be
 14 subject to a prior review by the Personnel Subcommittee of the Arkansas
 15 Legislative Council or Joint Budget Committee.

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17 The provisions of this section shall be in effect only from July 1, 2001
 18 through June 30, 2003.

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20 SECTION 7. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
 21 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all
 22 appropriations as provided in this Act, the agency disbursing officer shall
 23 monitor the level of fund balances in relation to expenditures on a monthly
 24 basis. If any proposed expenditures would cause a fund balance to decline to
 25 less than fifty percent (50%) of the balance available on July 1, 2001, the
 26 disbursing officer shall immediately notify the executive head of the agency.
 27 Prior to any obligations being made under these circumstances, the agency head
 28 shall file written documentation with the Chief Fiscal Officer of the State
 29 requesting approval of the expenditures. Such documentation shall provide
 30 sufficient financial data to justify the expenditures and shall include the
 31 following:

- 32 1) a plan that clearly indicates the specific fiscal impact of such
 33 expenditures on the fund balance.
 34 2) information clearly indicating and explaining what programs would be cut or
 35 any other measures to be taken by the agency to restore the fund balance.
 36 3) the extent to which any of the planned expenditures are for one-time costs

1 or one-time purchase of capitalized items.

2 4) a statement certifying that the expenditure of fund balances will not
 3 jeopardize the financial health of the agency, nor result in a permanent
 4 depletion of the fund balance.

5 (B) The Chief Fiscal Officer of the State shall review the request and
 6 approve or disapprove all or any part of the request , after having sought
 7 prior review by the Legislative Council.

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

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

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 28 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General
 29 Assembly, that the Constitution of the State of Arkansas prohibits the
 30 appropriation of funds for more than a two (2) year period; that the
 31 effectiveness of this Act on July 1, 2001 is essential to the operation of the
 32 agency for which the appropriations in this Act are provided, and that in the
 33 event of an extension of the Regular Session, the delay in the effective date
 34 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
 35 administration and provision of essential governmental programs. Therefore, an
 36 emergency is hereby declared to exist and this Act being necessary for the

1 immediate preservation of the public peace, health and safety shall be in full
2 force and effect from and after July 1, 2001.

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