

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4

As Engrossed: H3/17/11  
**A Bill**

HOUSE BILL 1268

5 By: Joint Budget Committee  
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
9 SERVICES AND OPERATING EXPENSES FOR THE  
10 DEPARTMENT OF HUMAN SERVICES - ADMINISTRATION FOR  
11 THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR  
12 OTHER PURPOSES.  
13  
14

15 **Subtitle**

16 AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES  
17 - ADMINISTRATION APPROPRIATION FOR THE  
18 2011-2012 FISCAL YEAR.  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. REGULAR SALARIES - DIRECTOR'S OFFICE - OFFICE OF CHIEF  
24 COUNSEL. There is hereby established for the Department of Human Services -  
25 Director's Office - Office of Chief Counsel for the 2011-2012 fiscal year,  
26 the following maximum number of regular employees.  
27

| Item No. | Class Code | Title                          | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2011-2012 |
|----------|------------|--------------------------------|--------------------------|--|
| 32       | (1) U011U  | DHS DIRECTOR                   | 1                        | \$152,684  |
| 33       | (2) L023N  | DHS DEPUTY DIRECTOR            | 2                        | GRADE N915                                       |
| 34       | (3) G004N  | DHS CHIEF ATTORNEY             | 1                        | GRADE N908                                       |
| 35       | (4) N128N  | DHS ASST DIR QUALITY ASSURANCE | 1                        | GRADE N904                                       |
| 36       | (5) A007C  | AUDIT MANAGER                  | 2                        | GRADE C129                                       |



|    |      |       |                                     |          |            |
|----|------|-------|-------------------------------------|----------|------------|
| 1  | (6)  | G004C | MANAGING ATTORNEY                   | 3        | GRADE C129 |
| 2  | (7)  | G025C | ATTORNEY SUPERVISOR                 | 4        | GRADE C127 |
| 3  | (8)  | G024C | DEPARTMENT ADMINISTRATIVE LAW JUDGE | 3        | GRADE C127 |
| 4  | (9)  | G047C | ATTORNEY SPECIALIST                 | 53       | GRADE C126 |
| 5  | (10) | G042C | DHS ADMINISTRATIVE LAW JUDGE        | 6        | GRADE C126 |
| 6  | (11) | D030C | INFORMATION SYSTEMS COORDINATOR     | 2        | GRADE C124 |
| 7  | (12) | A044C | AUDIT COORDINATOR                   | 3        | GRADE C122 |
| 8  | (13) | G124C | OMBUDSMAN                           | 1        | GRADE C120 |
| 9  | (14) | G152C | DHS PROGRAM MANAGER                 | 4        | GRADE C119 |
| 10 | (15) | A066C | INTERNAL AUDITOR                    | 4        | GRADE C119 |
| 11 | (16) | A060C | SENIOR AUDITOR                      | 13       | GRADE C119 |
| 12 | (17) | G170C | DHS ADMINISTRATIVE REVIEW OFFICER   | 6        | GRADE C118 |
| 13 | (18) | C010C | EXECUTIVE ASSISTANT TO THE DIRECTOR | 1        | GRADE C118 |
| 14 | (19) | G183C | DHS PROGRAM COORDINATOR             | 2        | GRADE C117 |
| 15 | (20) | X101C | INTERNAL AFFAIRS INVESTIGATOR       | 1        | GRADE C117 |
| 16 | (21) | G179C | LEGAL SERVICES SPECIALIST           | 2        | GRADE C117 |
| 17 | (22) | X125C | FRAUD INVESTIGATOR COORDINATOR      | 3        | GRADE C116 |
| 18 | (23) | P031C | MEDIA SPECIALIST                    | 1        | GRADE C116 |
| 19 | (24) | G210C | DHS PROGRAM SPECIALIST              | 3        | GRADE C115 |
| 20 | (25) | X156C | FRAUD INVESTIGATOR                  | 6        | GRADE C114 |
| 21 | (26) | C046C | LEGAL SUPPORT SPECIALIST            | 36       | GRADE C113 |
| 22 | (27) | C056C | ADMINISTRATIVE SPECIALIST III       | 8        | GRADE C112 |
| 23 | (28) | C087C | ADMINISTRATIVE SPECIALIST I         | <u>2</u> | GRADE C106 |
| 24 |      |       | MAX. NO. OF EMPLOYEES               | 174      |            |

25

26 SECTION 2. REGULAR SALARIES - ADMINISTRATIVE SERVICES. There is hereby  
 27 established for the Department of Human Services - Division of Administrative  
 28 Services for the 2011-2012 fiscal year, the following maximum number of  
 29 regular employees.

30

| 31 |      |       |                                 | Maximum Annual |            |
|----|------|-------|---------------------------------|----------------|------------|
| 32 |      |       | Maximum                         | Salary Rate    |            |
| 33 | Item | Class | No. of                          | Fiscal Year    |            |
| 34 | No.  | Code  | Title                           | Employees      |            |
|    |      |       |                                 | 2011-2012      |            |
| 35 | (1)  | N016N | DHS DEP DIR ADMINISTRATIVE SVCS | 1              | GRADE N911 |
| 36 | (2)  | N040N | DHS CHIEF INFORMATION OFFICER   | 1              | GRADE N909 |

|    |      |       |                                     |    |            |
|----|------|-------|-------------------------------------|----|------------|
| 1  | (3)  | N112N | DHS ASST DEP DIR FIN SUPPORT SYSTEM | 1  | GRADE N905 |
| 2  | (4)  | N111N | DHS ASST DEP DIR FOR MGR ACCOUNTING | 1  | GRADE N905 |
| 3  | (5)  | N107N | DHS/OFA ASSISTANT DIR - ACCOUNTING  | 1  | GRADE N905 |
| 4  | (6)  | N109N | DHS/OFA ASSISTANT DIRECTOR          | 1  | GRADE N905 |
| 5  | (7)  | R002N | DHS DIRECTOR OF HUMAN RESOURCES     | 1  | GRADE N904 |
| 6  | (8)  | P004N | DHS DIRECTOR OF PUBLIC RELATIONS    | 1  | GRADE N901 |
| 7  | (9)  | N167N | DHS POLICY & RESEARCH DIRECTOR      | 1  | GRADE N901 |
| 8  | (10) | G027N | DHS RESEARCH ANALYSIS MANAGER       | 1  | GRADE N901 |
| 9  | (11) | G004C | MANAGING ATTORNEY                   | 1  | GRADE C129 |
| 10 | (12) | A010C | AGENCY CONTROLLER II                | 7  | GRADE C128 |
| 11 | (13) | D007C | INFORMATION SYSTEMS MANAGER         | 4  | GRADE C128 |
| 12 | (14) | A027C | ACCOUNTING OPERATIONS MANAGER       | 1  | GRADE C125 |
| 13 | (15) | R008C | DHS EMPLOYEE RELATIONS MANAGER      | 1  | GRADE C125 |
| 14 | (16) | A031C | ASSISTANT CONTROLLER                | 7  | GRADE C124 |
| 15 | (17) | R013C | AGENCY HUMAN RESOURCES MANAGER      | 2  | GRADE C123 |
| 16 | (18) | G099C | DHS PROGRAM ADMINISTRATOR           | 2  | GRADE C122 |
| 17 | (19) | A052C | ACCOUNTING COORDINATOR              | 4  | GRADE C121 |
| 18 | (20) | A047C | FINANCIAL ANALYST II                | 1  | GRADE C121 |
| 19 | (21) | G109C | GRANTS MANAGER                      | 2  | GRADE C121 |
| 20 | (22) | R014C | PERSONNEL MANAGER                   | 1  | GRADE C121 |
| 21 | (23) | V004C | PROCUREMENT MANAGER                 | 1  | GRADE C121 |
| 22 | (24) | D052C | SOFTWARE SUPPORT ANALYST            | 6  | GRADE C121 |
| 23 | (25) | A056C | DHS FINANCIAL SECTION MANAGER       | 11 | GRADE C120 |
| 24 | (26) | E023C | TRAINING PROJECT MANAGER            | 1  | GRADE C120 |
| 25 | (27) | R021C | BUDGET ANALYST                      | 1  | GRADE C119 |
| 26 | (28) | D063C | COMPUTER SUPPORT SPECIALIST         | 9  | GRADE C119 |
| 27 | (29) | R020C | DHS EMPLOYEE RELATIONS/CIVIL RIGHTS | 1  | GRADE C119 |
| 28 | (30) | G152C | DHS PROGRAM MANAGER                 | 3  | GRADE C119 |
| 29 | (31) | G147C | GRANTS COORDINATOR                  | 2  | GRADE C119 |
| 30 | (32) | D061C | INFORMATION SYSTEMS COORDINATION SP | 5  | GRADE C119 |
| 31 | (33) | A065C | PAYROLL SERVICES COORDINATOR        | 2  | GRADE C119 |
| 32 | (34) | V007C | PROCUREMENT COORDINATOR             | 4  | GRADE C119 |
| 33 | (35) | A063C | RESEARCH & STATISTICS SUPERVISOR    | 1  | GRADE C119 |
| 34 | (36) | R024C | ASSISTANT PERSONNEL MANAGER         | 8  | GRADE C118 |
| 35 | (37) | A075C | FINANCIAL ANALYST I                 | 1  | GRADE C118 |
| 36 | (38) | A074C | FISCAL SUPPORT SUPERVISOR           | 10 | GRADE C118 |

|    |      |       |                                       |    |            |
|----|------|-------|---------------------------------------|----|------------|
| 1  | (39) | D064C | WEBSITE DEVELOPER                     | 1  | GRADE C118 |
| 2  | (40) | R027C | BUDGET SPECIALIST                     | 7  | GRADE C117 |
| 3  | (41) | R026C | CIVIL RIGHTS/EMPLOYEE RELATIONS COORD | 5  | GRADE C117 |
| 4  | (42) | D071C | COMPUTER SUPPORT ANALYST              | 1  | GRADE C117 |
| 5  | (43) | G183C | DHS PROGRAM COORDINATOR               | 2  | GRADE C117 |
| 6  | (44) | G180C | GRANTS ANALYST                        | 33 | GRADE C117 |
| 7  | (45) | R025C | HUMAN RESOURCES ANALYST               | 5  | GRADE C117 |
| 8  | (46) | G178C | POLICY DEVELOPMENT COORDINATOR        | 2  | GRADE C117 |
| 9  | (47) | B076C | RESEARCH PROJECT ANALYST              | 2  | GRADE C117 |
| 10 | (48) | E040C | STAFF DEVELOPMENT COORDINATOR         | 5  | GRADE C117 |
| 11 | (49) | A089C | ACCOUNTANT I                          | 15 | GRADE C116 |
| 12 | (50) | R029C | HUMAN RESOURCES RECRUITER             | 5  | GRADE C116 |
| 13 | (51) | C037C | ADMINISTRATIVE ANALYST                | 6  | GRADE C115 |
| 14 | (52) | D079C | COMPUTER SUPPORT TECHNICIAN           | 2  | GRADE C115 |
| 15 | (53) | G210C | DHS PROGRAM SPECIALIST                | 4  | GRADE C115 |
| 16 | (54) | A091C | FISCAL SUPPORT ANALYST                | 15 | GRADE C115 |
| 17 | (55) | D077C | HELP DESK SPECIALIST                  | 1  | GRADE C115 |
| 18 | (56) | A090C | PAYROLL SERVICES SPECIALIST           | 1  | GRADE C115 |
| 19 | (57) | S032C | PRINT SHOP SUPERVISOR                 | 1  | GRADE C115 |
| 20 | (58) | V015C | PURCHASING SPECIALIST                 | 5  | GRADE C115 |
| 21 | (59) | C040C | LEASING SPECIALIST                    | 1  | GRADE C114 |
| 22 | (60) | A093C | STATISTICIAN                          | 3  | GRADE C114 |
| 23 | (61) | D081C | TELECOMMUNICATIONS SPECIALIST         | 1  | GRADE C114 |
| 24 | (62) | V018C | WAREHOUSE MANAGER                     | 1  | GRADE C114 |
| 25 | (63) | C050C | ADMINISTRATIVE SUPPORT SUPERVISOR     | 2  | GRADE C113 |
| 26 | (64) | R036C | HUMAN RESOURCES SPECIALIST            | 6  | GRADE C113 |
| 27 | (65) | V020C | INVENTORY CONTROL MANAGER             | 1  | GRADE C113 |
| 28 | (66) | C043C | RECORDS MANAGEMENT ANALYST            | 6  | GRADE C113 |
| 29 | (67) | C056C | ADMINISTRATIVE SPECIALIST III         | 16 | GRADE C112 |
| 30 | (68) | A098C | FISCAL SUPPORT SPECIALIST             | 31 | GRADE C112 |
| 31 | (69) | S054C | PRINTER                               | 4  | GRADE C111 |
| 32 | (70) | R038C | HUMAN RESOURCES ASSISTANT             | 9  | GRADE C110 |
| 33 | (71) | V025C | WAREHOUSE SPECIALIST                  | 3  | GRADE C110 |
| 34 | (72) | C073C | ADMINISTRATIVE SPECIALIST II          | 11 | GRADE C109 |
| 35 | (73) | C070C | DUPLICATION ASSISTANT                 | 1  | GRADE C109 |
| 36 | (74) | V027C | INVENTORY CONTROL TECHNICIAN          | 1  | GRADE C108 |

|   |      |       |                             |          |            |
|---|------|-------|-----------------------------|----------|------------|
| 1 | (75) | C083C | MAIL SERVICES COORDINATOR   | 1        | GRADE C107 |
| 2 | (76) | C087C | ADMINISTRATIVE SPECIALIST I | 7        | GRADE C106 |
| 3 | (77) | V028C | WAREHOUSE WORKER            | 1        | GRADE C106 |
| 4 | (78) | C088C | MAIL SERVICES ASSISTANT     | <u>5</u> | GRADE C105 |
| 5 |      |       | MAX. NO. OF EMPLOYEES       | 338      |            |

6  
 7 SECTION 3. REGULAR SALARIES - VOLUNTEERISM. There is hereby  
 8 established for the Department of Human Services - Division of Volunteerism  
 9 for the 2011-2012 fiscal year, the following maximum number of regular  
 10 employees.

| 11 | 12   | 13    | 14                                  | 15        | 16         | 17             |
|----|------|-------|-------------------------------------|-----------|------------|----------------|
|    |      |       |                                     |           |            | Maximum Annual |
|    |      |       |                                     |           | Maximum    | Salary Rate    |
|    | Item | Class |                                     | No. of    |            | Fiscal Year    |
|    | No.  | Code  | Title                               | Employees |            | 2011-2012      |
| 16 | (1)  | N171N | DHS DEP DIR OFFICE OF VOLUNTEER SER | 1         | GRADE N902 |                |
| 17 | (2)  | G076C | ADMINISTRATIVE SERVICES MANAGER     | 1         | GRADE C124 |                |
| 18 | (3)  | G080C | NATIONAL & COMMUNITY SERVICES EXEC  | 1         | GRADE C123 |                |
| 19 | (4)  | G152C | DHS PROGRAM MANAGER                 | 1         | GRADE C119 |                |
| 20 | (5)  | G147C | GRANTS COORDINATOR                  | 1         | GRADE C119 |                |
| 21 | (6)  | M037C | PROGRAM ELIGIBILITY SUPERVISOR      | 1         | GRADE C117 |                |
| 22 | (7)  | E040C | STAFF DEVELOPMENT COORDINATOR       | 1         | GRADE C117 |                |
| 23 | (8)  | G176C | VOLUNTEER PROGRAM MANAGER           | 1         | GRADE C117 |                |
| 24 | (9)  | C022C | BUSINESS OPERATIONS SPECIALIST      | 1         | GRADE C116 |                |
| 25 | (10) | G202C | VOLUNTEER PROGRAM COORDINATOR       | 8         | GRADE C115 |                |
| 26 | (11) | G236C | DHS/DOV AREA COORDINATOR            | 1         | GRADE C114 |                |
| 27 | (12) | G214C | GRANTS SPECIALIST                   | 1         | GRADE C114 |                |
| 28 | (13) | C056C | ADMINISTRATIVE SPECIALIST III       | 2         | GRADE C112 |                |
| 29 | (14) | V022C | PURCHASING TECHNICIAN               | 1         | GRADE C112 |                |
| 30 | (15) | C073C | ADMINISTRATIVE SPECIALIST II        | <u>2</u>  | GRADE C109 |                |
| 31 |      |       | MAX. NO. OF EMPLOYEES               | 24        |            |                |

32  
 33 SECTION 4. EXTRA HELP - DIRECTOR'S OFFICE - OFFICE OF CHIEF COUNSEL.  
 34 There is hereby authorized, for the Department of Human Services - Director's  
 35 Office - Office of Chief Counsel for the 2011-2012 fiscal year, the following  
 36 maximum number of part-time or temporary employees, to be known as "Extra

1 Help", payable from funds appropriated herein for such purposes: ten (10)  
 2 temporary or part-time employees, when needed, at rates of pay not to exceed  
 3 those provided in the Uniform Classification and Compensation Act, or its  
 4 successor, or this act for the appropriate classification.

5  
 6 SECTION 5. EXTRA HELP - ADMINISTRATIVE SERVICES. There is hereby  
 7 authorized, for the Department of Human Services - Division of Administrative  
 8 Services for the 2011-2012 fiscal year, the following maximum number of part-  
 9 time or temporary employees, to be known as "Extra Help", payable from funds  
 10 appropriated herein for such purposes: twenty (20) temporary or part-time  
 11 employees, when needed, at rates of pay not to exceed those provided in the  
 12 Uniform Classification and Compensation Act, or its successor, or this act  
 13 for the appropriate classification.

14  
 15 SECTION 6. APPROPRIATION - DIRECTOR'S OFFICE - OFFICE OF CHIEF COUNSEL  
 16 - OPERATIONS. There is hereby appropriated, to the Department of Human  
 17 Services - Director's Office - Office of Chief Counsel, to be payable from  
 18 the paying account as determined by the Chief Fiscal Officer of the State,  
 19 for personal services and operating expenses of the Department of Human  
 20 Services - Director's Office - Office of Chief Counsel for the fiscal year  
 21 ending June 30, 2012, the following:

| 23 ITEM                            | FISCAL YEAR         |
|------------------------------------|---------------------|
| 24 <u>NO.</u>                      | <u>2011-2012</u>    |
| 25 (01) REGULAR SALARIES           | \$8,578,684         |
| 26 (02) EXTRA HELP                 | 200,348             |
| 27 (03) PERSONAL SERVICES MATCHING | 2,630,956           |
| 28 (04) MAINT. & GEN. OPERATION    |                     |
| 29 (A) OPER. EXPENSE               | 1,243,110           |
| 30 (B) CONF. & TRAVEL              | 32,472              |
| 31 (C) PROF. FEES                  | 11,000              |
| 32 (D) CAP. OUTLAY                 | 0                   |
| 33 (E) DATA PROC.                  | 0                   |
| 34 (05) DATA PROCESSING SERVICES   | <u>12,300</u>       |
| 35 TOTAL AMOUNT APPROPRIATED       | <u>\$12,708,870</u> |

36

1 SECTION 7. APPROPRIATION - ADMINISTRATIVE SERVICES - OPERATIONS. There  
 2 is hereby appropriated, to the Department of Human Services - Division of  
 3 Administrative Services, to be payable from the paying account as determined  
 4 by the Chief Fiscal Officer of the State, for personal services and operating  
 5 expenses of the Department of Human Services - Division of Administrative  
 6 Services for the fiscal year ending June 30, 2012, the following:

| 8  | ITEM  | FISCAL YEAR                |
|----|---|----------------------------|
| 9  | <u>NO.</u>  | <u>2011-2012</u>           |
| 10 | (01) REGULAR SALARIES                               | \$14,100,311               |
| 11 | (02) EXTRA HELP                                     | 64,480                     |
| 12 | (03) PERSONAL SERVICES MATCHING                     | 4,641,803                  |
| 13 | (04) OVERTIME                                       | 10,000                     |
| 14 | (05) MAINT. & GEN. OPERATION                        |                            |
| 15 | (A) OPER. EXPENSE                                   | 3,104,383                  |
| 16 | (B) CONF. & TRAVEL                                  | 20,000                     |
| 17 | (C) PROF. FEES                                      | 10,385,172                 |
| 18 | (D) CAP. OUTLAY                                     | 0                          |
| 19 | (E) DATA PROC.                                      | 0                          |
| 20 | (06) DATA PROCESSING SERVICES                       | 1,967,600                  |
| 21 | (07) AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 | <u>25,000</u>              |
| 22 | TOTAL AMOUNT APPROPRIATED                           | <u><u>\$34,318,749</u></u> |

23  
 24 SECTION 8. APPROPRIATION - ADMINISTRATIVE SERVICES - CLIENT SPECIFIC  
 25 EMERGENCY SERVICES - CASH. There is hereby appropriated, to the Department  
 26 of Human Services - Division of Administrative Services, to be payable from  
 27 cash funds as defined by Arkansas Code 19-4-801 of the Department of Human  
 28 Services - Division of Administrative Services, for purchase of services of  
 29 the Department of Human Services - Division of Administrative Services for  
 30 the fiscal year ending June 30, 2012, the following:

| 32 | ITEM                      | FISCAL YEAR             |
|----|---------------------------|-------------------------|
| 33 | <u>NO.</u>                | <u>2011-2012</u>        |
| 34 | (01) PURCHASE OF SERVICES | <u><u>\$120,000</u></u> |

35  
 36 SECTION 9. APPROPRIATION - ADMINISTRATIVE SERVICES - VARIOUS BUILDING

1 CONSTRUCTION. There is hereby appropriated, to the Department of Human  
 2 Services - Division of Administrative Services, to be payable from the  
 3 Department of Human Services Renovation Fund, for construction, renovation,  
 4 maintenance, equipment and repairs for various buildings operated by the  
 5 Department of Human Services for the fiscal year ending June 30, 2012, the  
 6 following:

| 8 ITEM               | FISCAL YEAR        |
|----------------------|--------------------|
| 9 <u>NO.</u>         | <u>2011-2012</u>   |
| 10 (01) CONSTRUCTION | <u>\$7,688,100</u> |

11

12 SECTION 10. APPROPRIATION - ADMINISTRATIVE SERVICES - CONSOLIDATED  
 13 COST. There is hereby appropriated, to the Department of Human Services -  
 14 Division of Administrative Services, to be payable from the DHS Consolidated  
 15 Cost Revolving Fund, for operating expenses of the Department of Human  
 16 Services - Division of Administrative Services - Consolidated Cost for the  
 17 fiscal year ending June 30, 2012, the following:

18

| 19 ITEM                         | FISCAL YEAR      |
|---------------------------------|------------------|
| 20 <u>NO.</u>                   | <u>2011-2012</u> |
| 21 (01) MAINT. & GEN. OPERATION |                  |
| 22 (A) OPER. EXPENSE            | \$821,500        |
| 23 (B) CONF. & TRAVEL           | 0                |
| 24 (C) PROF. FEES               | 0                |
| 25 (D) CAP. OUTLAY              | 0                |
| 26 (E) DATA PROC.               | <u>0</u>         |
| 27 TOTAL AMOUNT APPROPRIATED    | <u>\$821,500</u> |

28

29 SECTION 11. APPROPRIATION - ADMINISTRATIVE SERVICES - SOCIAL SERVICES  
 30 BLOCK GRANT - FEDERAL. There is hereby appropriated, to the Department of  
 31 Human Services - Division of Administrative Services, to be payable from the  
 32 federal funds as designated by the Chief Fiscal Officer of the State, for  
 33 purchase of services of the Department of Human Services - Division of  
 34 Administrative Services for the fiscal year ending June 30, 2012, the  
 35 following:

36



| ITEM                      | FISCAL YEAR      |
|---------------------------|------------------|
| <u>NO.</u>                | <u>2011-2012</u> |
| (01) PURCHASE OF SERVICES | <u>\$139,733</u> |

SECTION 12. APPROPRIATION - ADMINISTRATIVE SERVICES - AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009. There is hereby appropriated, to the Department of Human Services - Division of Administrative Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for Department of Human Services capital improvements, information technologies and one-time costs of the Department of Human Services - Division of Administrative Services for the fiscal year ending June 30, 2012, the following:

| ITEM  | FISCAL YEAR         |
|---|---------------------|
| <u>NO.</u>  | <u>2011-2012</u>    |
| (01) AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 | <u>\$21,619,313</u> |

SECTION 13. APPROPRIATION - VOLUNTEERISM - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Volunteerism, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Human Services - Division of Volunteerism for the fiscal year ending June 30, 2012, the following:

| ITEM                            | FISCAL YEAR      |
|---------------------------------|------------------|
| <u>NO.</u>                      | <u>2011-2012</u> |
| (01) REGULAR SALARIES           | \$945,074        |
| (02) PERSONAL SERVICES MATCHING | 310,679          |
| (03) OVERTIME                   | 1,000            |
| (04) MAINT. & GEN. OPERATION    |                  |
| (A) OPER. EXPENSE               | 192,730          |
| (B) CONF. & TRAVEL              | 22,000           |
| (C) PROF. FEES                  | 10,000           |
| (D) CAP. OUTLAY                 | 0                |
| (E) DATA PROC.                  | 0                |
| (05) DELTA SERVICE CORPS GRANTS | 2,410,704        |

|   |                               |                           |
|---|-------------------------------|---------------------------|
| 1 | (06) DATA PROCESSING SERVICES | <u>8,200</u>              |
| 2 | TOTAL AMOUNT APPROPRIATED     | <u><u>\$3,900,387</u></u> |

3

4 SECTION 14. APPROPRIATION - VOLUNTEERISM - CASH. There is hereby  
 5 appropriated, to the Department of Human Services - Division of Volunteerism,  
 6 to be payable from the cash fund deposited in the State Treasury as  
 7 determined by the Chief Fiscal Officer of the State, for operating expenses  
 8 of the Department of Human Services - Division of Volunteerism for the fiscal  
 9 year ending June 30, 2012, the following:

10

| 11 | ITEM                         | FISCAL YEAR            |
|----|------------------------------|------------------------|
| 12 | <u>NO.</u>                   | <u>2011-2012</u>       |
| 13 | (01) MAINT. & GEN. OPERATION |                        |
| 14 | (A) OPER. EXPENSE            | \$7,703                |
| 15 | (B) CONF. & TRAVEL           | 2,865                  |
| 16 | (C) PROF. FEES               | 1,432                  |
| 17 | (D) CAP. OUTLAY              | 0                      |
| 18 | (E) DATA PROC.               | <u>0</u>               |
| 19 | TOTAL AMOUNT APPROPRIATED    | <u><u>\$12,000</u></u> |

20

21 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 23 DIRECTOR'S OFFICE/OFFICE OF CHIEF COUNSEL - PURCHASE OF EVIDENCE. Upon  
 24 approval by the Chief Fiscal Officer of the State, the Chief Counsel for the  
 25 Department of Human Services may transfer an amount up to but not to exceed  
 26 \$12,000 and deposit same in a bank account for the purpose of purchasing  
 27 evidence in the course of investigating the illegal use of food  
 28 stamps/Electronic Benefit Transfer (EBT) cards. The funds so transferred  
 29 shall be subject to accounting in a manner substantially similar to that  
 30 employed by the Arkansas State Police for such transactions; provided  
 31 however, that information tending to identify participants in such  
 32 transactions shall be exempt from the Arkansas Freedom of Information Act.

33 The provisions of this section shall be in effect only from July 1, ~~2010~~  
 34 2011 through June 30, ~~2011~~ 2012.

35

36 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN  
2 SERVICES RENOVATION FUND. Department of Human Services Renovation Fund.

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

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

9 (c) The fund shall consist of:

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

12 (2) General revenues transferred from the Division of Youth Services, the  
13 Division of Behavioral Health, and the Division of Developmental Disabilities  
14 Services for the purposes of repairing, renovating, equipping, acquiring and  
15 constructing Department of Human Services facilities with an annual maximum  
16 of five million dollars (\$5,000,000). The projects for which these transfers  
17 are authorized must be projects which were unanticipated during the preceding  
18 regular session of the Arkansas General Assembly and must be projects which,  
19 if not carried out in the interim period between regular sessions of the  
20 Arkansas General Assembly would cause greater harm to the facilities, clients  
21 or programs of the Department of Human Services than to wait until the next  
22 regular session.

23 (3) Other non-general revenue funds as may be available within the Department  
24 of Human Services that can be used for the purposes of this fund.

25 (d)(1) At the request of the Director of the Department of Human  
26 Services, and upon certification of the availability of such funds, the Chief  
27 Fiscal Officer of the State shall initiate the necessary transfer documents  
28 to reflect the transfer on the books of record of the Treasurer of State, the  
29 Auditor of State, the Chief Fiscal Officer of the State, and the Department  
30 of Human Services.

31 (2) The Director of the Department of Human Services shall submit any  
32 transfer plan to and must receive approval of the plan from the Chief Fiscal  
33 Officer of the State, the Governor and the Arkansas Legislative Council prior  
34 to the effective date of the transfer.

35 (e) Provided, that any non-general revenue funding that may remain in  
36 the fund at the end of any fiscal year shall be carried over into the next

1 fiscal year and all obligated general revenue funding that may remain in the  
2 fund at the end of any fiscal year shall be carried over into the next fiscal  
3 year to satisfy such legal and contractual obligations that have been entered  
4 into prior to the end of the fiscal year.

5 (f) Determining the amount of funds appropriated to a state agency is  
6 the prerogative of the General Assembly and is usually accomplished by  
7 delineating specific line items and by identifying the appropriation and  
8 funding attached to that line item. The General Assembly has determined that  
9 the Department of Human Services could be operated more efficiently if some  
10 flexibility is given to that agency. That flexibility is being accomplished  
11 by providing transfer authority in subsection (d) of this section, and since  
12 the General Assembly has granted the agency broad powers under the transfer  
13 authority concept, it is both necessary and appropriate that the General  
14 Assembly maintain oversight of the utilization of the transfer authority by  
15 requiring prior approval of the Legislative Council in the utilization of  
16 this transfer authority. Therefore, the requirement of approval by the  
17 Legislative Council is not a severable part of this section. If the  
18 requirement of approval by the Legislative Council is ruled unconstitutional  
19 by a court jurisdiction, this entire section is void.

20 The provisions of this section shall be in effect only from July 1, ~~2010~~  
21 2011 through June 30, ~~2011~~ 2012.

22

23 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
25 AUTHORITY. The Director of the Department of Human Services shall have  
26 transfer authority provided by the following:

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

31 (b) MATCH TRANSFER. The Director of the Department of Human Services,  
32 with the approval of the Chief Fiscal Officer of the State, is authorized to  
33 effect inter-agency and inter-divisional fund transfers for the purpose of  
34 providing the State's matching share for payments made to that Division or  
35 Office or its service providers for services eligible for federal  
36 reimbursement under programs administered by the Department of Human

1 Services. The Department of Human Services shall report to the Legislative  
2 Council or Joint Budget Committee on a quarterly basis all fund transfers  
3 made in accordance with the authority granted by this section; and

4 (c) YOUTH SERVICES - HOUSING AND SEPARATION APPROPRIATION PROVISIONS.

5 The Division of Youth Services (DYS) is authorized to fulfill its  
6 responsibility to house offenders between the ages of 18 and 21 and to  
7 separate juvenile offenders by age and seriousness of offense by either  
8 employing additional state employees and providing the corresponding  
9 operating expenses or entering into professional services contracts. If the  
10 Division of Youth Services determines that the Division needs to employ state  
11 employees to fulfill the housing and separation requirements, they may  
12 transfer up to the total amount appropriated for the DYS - Residential  
13 Services Program appropriation to the appropriate DYS appropriation and line  
14 items, upon approval of the Chief Fiscal Officer of the State, and prior  
15 review by the Legislative Council; and

16 (d) REALLOCATION OF RESOURCES: (1) The Department of Human Services  
17 (DHS) provides hundreds of different services to over 1 million Arkansans.  
18 The specific mix of service needs and the funding and staffing required to  
19 provide them can vary significantly based on many factors, including natural  
20 disasters, changing federal mandates and funding sources, demographic shifts,  
21 fluctuating court-ordered services, social trends, and job market variations  
22 such as nursing shortages. The impact of these factors through the course of  
23 any fiscal year make it very difficult for the Department to accurately  
24 predict the exact needs for funding, appropriation and positions in each of  
25 its over 100 different appropriations. To ensure that it can respond quickly  
26 to changing client needs and make the most effective use of the resources  
27 allocated to it, the Department of Human Services shall be authorized to  
28 utilize the reallocation of resource authority to make the proper adjustments  
29 to the budgets within the Department. Therefore, upon determination by the  
30 Director of the Department of Human Services that a reallocation of resources  
31 within the department is necessary for the efficient and effective operation  
32 of the department, the director, with approval of the Governor, shall have  
33 the authority to request, from the Chief Fiscal Officer of the State, a  
34 transfer of positions, appropriations, line item appropriations, and funds  
35 within or between existing and newly created divisions, offices, sections, or  
36 units of the department. Provided, however, that no transfer of funds or

1 appropriation that provides direct support or matching support for the  
2 Arkansas Medicaid Program shall be made to any other fund account or  
3 appropriation that does not directly support the Arkansas Medicaid Program.  
4 Further, no positions, funds, or appropriation authorized during the budget  
5 process for the Division of Children and Family Services compliance with  
6 initiatives established under the Angela R. consent decree shall be  
7 transferred to any other division. Nothing in this provision is intended to  
8 prevent the one-time transfers of savings in any other program to the  
9 Arkansas Medicaid Program, with the exception of the provisions previously  
10 cited for the Division of Children and Family Services – Angela R. consent  
11 decree. The Division of Developmental Disabilities – Grants to Community  
12 Providers line item of the Developmental Disabilities Services - Grants-in-  
13 Aid appropriation may not be decreased. The appropriation, funding, and  
14 positions provided for the six Human Development Centers shall remain at a  
15 level sufficient to ensure quality care for the Centers' residents. The  
16 exemptions provided in this subsection whereby certain DHS Programs and  
17 Divisions are protected from appropriation, fund, or position transfers are  
18 applicable only to the reallocation or transfer authority granted herein, and  
19 not by any reductions which are applicable to all state programs.  
20 The Director of the Department of Human Services shall submit any requests  
21 for transfers to and must receive approval of the requests for transfers from  
22 the Chief Fiscal Officer of the State, the Governor, and the Arkansas  
23 Legislative Council prior to the effective date of the transfers. Provided,  
24 however, that the Department of Human Services shall be limited to submitting  
25 no more than two reallocation of resources transfer requests during any  
26 fiscal year. In each Departmental request no single division will request  
27 reallocation for more than one purpose as listed in this section. Transfer  
28 authority for unforeseen purposes shall further be limited to no more than 5%  
29 of the total appropriation, funding, and positions authorized for the  
30 Department. Reallocation of resources transfers may include multiple items  
31 but shall be limited to the following purposes:  
32 i). Medicaid Program  
33 ii). Facilities and institutions costs, including operational expenses and  
34 construction/renovation/equipping expenses  
35 iii). Departmental grants and contracts  
36 iv). Court ordered settlements and payments

- 1 v). Payment of administrative expenses, including but not limited to,  
2 overtime and other costs of personnel for critical services or functions  
3 necessary to carry out the mission of the agency  
4 vi). Restructuring efforts as deemed necessary to comply with new and/or  
5 unanticipated federal or state mandates  
6 vii). Redirecting internal resources, both direct and/or indirect, to meet  
7 client needs and services

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

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

34 The provisions of this section shall be in effect only from July 1, ~~2010~~  
35 2011 through June 30, ~~2011~~ 2012.

36

1 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
3 NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM. Special provision for a  
4 Nursing/Direct Care Education Stipend Program for the Department of Human  
5 Services is hereby authorized to pay from State and Federal Funds  
6 appropriated in each division Act. This program is for eligible nursing  
7 students who are attending accredited nursing institutions to become  
8 Registered or Licensed Practical Nurses, as well as Certified Nursing  
9 Assistants, Residential Care Assistants, Residential Care Technicians,  
10 Residential Care Supervisors and Behavioral Health Aides.

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

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

22 The provisions of this section shall be in effect only from July 1, ~~2010~~  
23 2011 through June 30, ~~2011~~ 2012.

24  
25 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
27 NURSING/DIRECT CARE RECRUITMENT/RETENTION BONUSES. Special provision to  
28 provide Nursing/Direct Care Recruitment and Retention Bonuses for the  
29 Department of Human Services is hereby authorized to pay from State and  
30 Federal funds appropriated for each respective division. Nursing/direct care  
31 service recruitment/retention bonuses are in addition to the maximum annual  
32 amounts provided in the Regular Salaries Section of the respective Division  
33 Act for Registered Nurse, Licensed Practical Nurse, Certified Nursing  
34 Assistant, Residential Care Assistant, Residential Care Technician,  
35 Residential Care Supervisor and Behavioral Health Aide. New hire nurses must  
36 be licensed by the Arkansas State Board of Nursing. The total



1 recruitment/retention bonus payment commitment for eligible nurses shall not  
2 exceed \$4,000 per Registered Nurse and \$2,000 per Licensed Practical Nurse  
3 and \$1,000 per Certified Nursing Assistant, Residential Care Assistant,  
4 Residential Care Technician, Residential Care Supervisor and Behavioral  
5 Health Aide.

6 The lump sum bonus payments and employment commitment to the State will  
7 be made in partial payments as follows:

8

9 Registered Nurse Classifications

10 \$1,000 after completing 6 months probationary employment

11 \$1,500 after completing 1st year employment

12 \$1,500 after completing 2nd year employment

13

14 Licensed Practical Nurse Classifications

15 \$ 500 after completing 6 months probationary employment

16 \$ 500 after completing 1st year employment

17 \$1,000 after completing 2nd year employment

18

19 Certified Nursing Assistant/Residential Care Assistant/Residential Care  
20 Technician/Residential Care Supervisor/Behavioral Health Aide  
21 Classifications

22 \$ 500 after completing 6 month probationary employment

23 \$ 500 after completing 1st year employment

24

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

30 The provisions of this section shall be in effect only from July 1, ~~2010~~  
31 2011 through June 30, ~~2011~~ 2012.

32

33 SECTION 20. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
34 authorized by this act shall be limited to the appropriation for such agency  
35 and funds made available by law for the support of such appropriations; and  
36 the restrictions of the State Procurement Law, the General Accounting and

1 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
2 Procedures and Restrictions Act, or their successors, and other fiscal  
3 control laws of this State, where applicable, and regulations promulgated by  
4 the Department of Finance and Administration, as authorized by law, shall be  
5 strictly complied with in disbursement of said funds.

6  
7 SECTION 21. LEGISLATIVE INTENT. It is the intent of the General  
8 Assembly that any funds disbursed under the authority of the appropriations  
9 contained in this act shall be in compliance with the stated reasons for  
10 which this act was adopted, as evidenced by the Agency Requests, Executive  
11 Recommendations and Legislative Recommendations contained in the budget  
12 manuals prepared by the Department of Finance and Administration, letters, or  
13 summarized oral testimony in the official minutes of the Arkansas Legislative  
14 Council or Joint Budget Committee which relate to its passage and adoption.

15  
16 SECTION 22. EMERGENCY CLAUSE. It is found and determined by the  
17 General Assembly, that the Constitution of the State of Arkansas prohibits  
18 the appropriation of funds for more than a one (1) year period; that the  
19 effectiveness of this Act on July 1, 2011 is essential to the operation of  
20 the agency for which the appropriations in this Act are provided, and that in  
21 the event of an extension of the legislative session, the delay in the  
22 effective date of this Act beyond July 1, 2011 could work irreparable harm  
23 upon the proper administration and provision of essential governmental  
24 programs. Therefore, an emergency is hereby declared to exist and this Act  
25 being necessary for the immediate preservation of the public peace, health  
26 and safety shall be in full force and effect from and after July 1, 2011.

27  
28 */s/Joint Budget Committee*  
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