

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

HOUSE BILL 1213

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
10 SERVICES - DIVISION OF AGING AND ADULT SERVICES FOR  
11 THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER  
12 PURPOSES.  
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## Subtitle

15 AN ACT FOR THE DEPARTMENT OF HUMAN  
16 SERVICES - DIVISION OF AGING AND ADULT  
17 SERVICES APPROPRIATION FOR THE 2013-2014  
18 FISCAL YEAR.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
25 for the Department of Human Services - Division of Aging and Adult Services  
26 for the 2013-2014 fiscal year, the following maximum number of regular  
27 employees.  
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Item	Class	Title	Maximum No. of Employees	Maximum Annual
				Salary Rate Fiscal Year 2013-2014
33	(1) N027N	DHS DEPUTY DIRECTOR ADULT SERVICES	1	GRADE N909
34	(2) N147N	DHS/DAAS ASST DEP DIR	1	GRADE N902
35	(3) N142N	DHS/DAAS DEPUTY DIRECTOR	1	GRADE N902
36	(4) N168N	DHS DIR HOME & COMMUNITY BASED SVCS	1	GRADE N901



1	(5)	G101C	DHS AREA MANAGER	2	GRADE C129
2	(6)	G047C	ATTORNEY SPECIALIST	1	GRADE C126
3	(7)	A024C	DHS DIVISION CHIEF FISCAL OFFICER	1	GRADE C125
4	(8)	L009C	NURSE MANAGER	1	GRADE C125
5	(9)	G083C	DHS/DAAS DIVISION MANAGER	2	GRADE C123
6	(10)	G099C	DHS PROGRAM ADMINISTRATOR	8	GRADE C122
7	(11)	D047C	INFORMATION SYSTEMS BUSINESS ANALYST	1	GRADE C122
8	(12)	L027C	REGISTERED NURSE SUPERVISOR	11	GRADE C122
9	(13)	M016C	DHS FIELD MANAGER	5	GRADE C120
10	(14)	L038C	REGISTERED NURSE	73	GRADE C120
11	(15)	R021C	BUDGET ANALYST	1	GRADE C119
12	(16)	D063C	COMPUTER SUPPORT SPECIALIST	1	GRADE C119
13	(17)	G152C	DHS PROGRAM MANAGER	2	GRADE C119
14	(18)	G153C	DHS/DAAS PROGRAM SUPERVISOR	3	GRADE C119
15	(19)	X062C	QUALITY ASSURANCE COORDINATOR	1	GRADE C119
16	(20)	M025C	PROGRAM ELIGIBILITY COORDINATOR I	3	GRADE C118
17	(21)	M045C	ADULT PROTECTIVE SERVICES WORKER	38	GRADE C117
18	(22)	G183C	DHS PROGRAM COORDINATOR	5	GRADE C117
19	(23)	R025C	HUMAN RESOURCES ANALYST	1	GRADE C117
20	(24)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
21	(25)	G198C	DHS/DAAS PROGRAM SPECIALIST	11	GRADE C116
22	(26)	D075C	SOFTWARE SUPPORT SPECIALIST	1	GRADE C116
23	(27)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
24	(28)	G210C	DHS PROGRAM SPECIALIST	6	GRADE C115
25	(29)	D077C	HELP DESK SPECIALIST	2	GRADE C115
26	(30)	M066C	PROGRAM ELIGIBILITY SPECIALIST	1	GRADE C114
27	(31)	C056C	ADMINISTRATIVE SPECIALIST III	13	GRADE C112
28	(32)	C073C	ADMINISTRATIVE SPECIALIST II	<u>8</u>	GRADE C109
29			MAX. NO. OF EMPLOYEES	208	

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31 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for  
 32 the Department of Human Services - Division of Aging and Adult Services for  
 33 the 2013-2014 fiscal year, the following maximum number of part-time or  
 34 temporary employees, to be known as "Extra Help", payable from funds  
 35 appropriated herein for such purposes: eighteen (18) temporary or part-time  
 36 employees, when needed, at rates of pay not to exceed those provided in the

1 Uniform Classification and Compensation Act, or its successor, or this act  
 2 for the appropriate classification.

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 4 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,  
 5 to the Department of Human Services - Division of Aging and Adult Services,  
 6 to be payable from the paying account as determined by the Chief Fiscal  
 7 Officer of the State, for personal services and operating expenses of the  
 8 Department of Human Services - Division of Aging and Adult Services for the  
 9 fiscal year ending June 30, 2014, the following:

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11 ITEM	FISCAL YEAR
12 <u>NO.</u>	<u>2013-2014</u>
13 (01) REGULAR SALARIES	\$9,497,001
14 (02) EXTRA HELP	120,434
15 (03) PERSONAL SERVICES MATCHING	3,289,049
16 (04) MAINT. & GEN. OPERATION	
17 (A) OPER. EXPENSE	2,842,397
18 (B) CONF. & TRAVEL	100,000
19 (C) PROF. FEES	777,950
20 (D) CAP. OUTLAY	0
21 (E) DATA PROC.	0
22 (05) COMMUNITY BASED CARE	90,000
23 (06) NURSING HOME CARE ALTERNATIVES	7,207,910
24 (07) NUTRITION PROGRAMS	12,021,770
25 (08) OLDER WORKER PROGRAM	2,093,645
26 (09) PROJECT GRANTS	12,420,135
27 (10) RETIRED & SENIOR VOLUNTEER PROGRAM	75,000
28 (11) SENIOR CITIZEN CENTERS	<u>10,000,000</u>
29 TOTAL AMOUNT APPROPRIATED	<u><u>\$60,535,291</u></u>

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 31 SECTION 4. APPROPRIATION - MEALS ON WHEELS. There is hereby  
 32 appropriated, to the Department of Human Services - Division of Aging and  
 33 Adult Services, to be payable from the Aging and Adult Services Fund Account,  
 34 for the Meals on Wheels Program and transportation services for the elderly  
 35 of the Department of Human Services - Division of Aging and Adult Services  
 36 for the fiscal year ending June 30, 2014, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2013-2014</u>
(01) TRANSPORTATION SERVICES	<u>\$2,700,000</u>

SECTION 5. APPROPRIATION - ARKANSAS SENIOR OLYMPICS. There is hereby appropriated, to the Department of Human Services - Division of Aging and Adult Services, to be payable from the Aging and Adult Services Fund Account, for matching funds for the Arkansas Senior Olympics of the Department of Human Services - Division of Aging and Adult Services for the fiscal year ending June 30, 2014, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2013-2014</u>
(01) STATE MATCH	<u>\$70,000</u>

SECTION 6. APPROPRIATION - MS. SENIOR PAGEANT. There is hereby appropriated, to the Department of Human Services - Division of Aging and Adult Services, to be payable from the Aging and Adult Services Fund Account, for expenses of the Ms. Senior Pageant by the Department of Human Services - Division of Aging and Adult Services for the fiscal year ending June 30, 2014, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2013-2014</u>
(01) MS. SENIOR PAGEANT EXPENSES	<u>\$20,000</u>

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND ADULT SERVICES - MATCHING FUNDS. The funds appropriated for state match for the Arkansas Senior Olympics Program in this Act shall be paid on a two-to-one state/local matching basis. The Senior Arkansas Sports Organization must certify its portion of the match to the Division of Aging and Adult Services before any funds appropriated for state match for the Arkansas Senior Olympics Program in this Act are disbursed.

The provisions of this section shall be in effect only from July 1, ~~2012~~

1 2013 through June 30, ~~2013~~ 2014.

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3 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND  
5 ADULT SERVICES - STATE MATCH AUTHORIZED. The Director of the Department of  
6 Human Services is authorized to use State funds appropriated in this Act to  
7 match Federal funds available under Title III and Title V of the Older  
8 Americans Act, Social Services Block Grant, or such other federal funds as  
9 may become available.

10 The provisions of this section shall be in effect only from July 1, ~~2012~~  
11 2013 through June 30, ~~2013~~ 2014.

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13 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND  
15 ADULT SERVICES - GRANT/CONTRACT DISBURSEMENT GUIDELINES. All appropriations  
16 for state and federal funding contained herein for the Division of Aging and  
17 Adult Services and that are distributed under grant or contract methodologies  
18 may be disbursed by the Department of Human Services in the same manner as  
19 authorized under federal regulations for the disbursement of Title III Older  
20 Americans Act funds. Otherwise, all disbursements shall comply with the  
21 provisions of this Act.

22 The provisions of this section shall be in effect only from July 1, ~~2012~~  
23 2013 through June 30, ~~2013~~ 2014.

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25 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AGING AND  
27 ADULT SERVICES - NURSING HOME CARE ALTERNATIVES. Funding for "Nursing Home  
28 Care Alternatives", as it appears in the Aging and Adult Services -  
29 Operations appropriation may be used for home delivered meals, adult day  
30 care, homemaker/chore, respite care, personal care, health promotion, and  
31 other community-based activities. These funds may also be used to match  
32 Medicaid community-based programs.

33 The provisions of this section shall be in effect only from July 1, ~~2012~~  
34 2013 through June 30, ~~2013~~ 2014.

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36 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR  
2 CITIZEN CENTERS. The appropriation in this act for Senior Citizen Centers  
3 shall be distributed in the same manner as the funding formula requirements  
4 set out in the federal Older Americans Act funding law. The additional  
5 funding provided by this provision shall supplement and not supplant any  
6 monies currently funding services for Senior Citizen Centers.

7 The requirements in this section shall only be implemented in accordance  
8 with any necessary approval by the Centers for Medicare and Medicaid Services  
9 and in the event that additional general revenue funding is provided by the  
10 General Assembly for these purposes. Should additional funding provided for  
11 these purposes be insufficient to provide for the increases in full, the  
12 increases shall be provided to the extent that funding is made available.

13 The provisions of this section shall be in effect only from July 1, ~~2012~~  
14 2013 through June 30, ~~2013~~ 2014.

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

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26 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General  
27 Assembly that any funds disbursed under the authority of the appropriations  
28 contained in this act shall be in compliance with the stated reasons for  
29 which this act was adopted, as evidenced by the Agency Requests, Executive  
30 Recommendations and Legislative Recommendations contained in the budget  
31 manuals prepared by the Department of Finance and Administration, letters, or  
32 summarized oral testimony in the official minutes of the Arkansas Legislative  
33 Council or Joint Budget Committee which relate to its passage and adoption.

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35 SECTION 14. EMERGENCY CLAUSE. It is found and determined by the  
36 General Assembly, that the Constitution of the State of Arkansas prohibits

1 the appropriation of funds for more than a one (1) year period; that the  
 2 effectiveness of this Act on July 1, 2013 is essential to the operation of  
 3 the agency for which the appropriations in this Act are provided, and that in  
 4 the event of an extension of the legislative session, the delay in the  
 5 effective date of this Act beyond July 1, 2013 could work irreparable harm  
 6 upon the proper administration and provision of essential governmental  
 7 programs. Therefore, an emergency is hereby declared to exist and this Act  
 8 being necessary for the immediate preservation of the public peace, health  
 9 and safety shall be in full force and effect from and after July 1, 2013.

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