

State of Arkansas  
89th General Assembly  
Fiscal Session, 2014

# A Bill

HOUSE BILL 1129

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN  
SERVICES - ADMINISTRATION FOR THE FISCAL YEAR ENDING  
JUNE 30, 2015; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - ADMINISTRATION APPROPRIATION  
FOR THE 2014-2015 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - DIRECTOR'S OFFICE - OFFICE OF CHIEF  
COUNSEL. There is hereby established for the Department of Human Services -  
Director's Office for the 2014-2015 fiscal year, the following maximum number  
of regular employees.

Item	Class		Maximum	Maximum Annual
			No. of	Salary Rate
No.	Code	Title	Employees	Fiscal Year
				2014-2015
(1)	U011U	DHS DIRECTOR	1	\$159,443
(2)	L008N	PHYSICIAN SPECIALIST	1	GRADE N917
(3)	L023N	DHS DEPUTY DIRECTOR	2	GRADE N915
(4)	G004N	DHS CHIEF ATTORNEY	1	GRADE N908
(5)	N128N	DHS ASST DIR QUALITY ASSURANCE	1	GRADE N904
(6)	A007C	AUDIT MANAGER	2	GRADE C129



1	(7)	G004C	MANAGING ATTORNEY	3	GRADE C129
2	(8)	G025C	ATTORNEY SUPERVISOR	4	GRADE C127
3	(9)	G024C	DEPARTMENT ADMINISTRATIVE LAW JUDGE	3	GRADE C127
4	(10)	L003C	PSYCHOLOGIST	1	GRADE C127
5	(11)	G047C	ATTORNEY SPECIALIST	52	GRADE C126
6	(12)	G042C	DHS ADMINISTRATIVE LAW JUDGE	6	GRADE C126
7	(13)	R008C	DHS EMPLOYEE RELATIONS MANAGER	1	GRADE C125
8	(14)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
9	(15)	A044C	AUDIT COORDINATOR	2	GRADE C122
10	(16)	R014C	PERSONNEL MANAGER	1	GRADE C121
11	(17)	G124C	OMBUDSMAN	1	GRADE C120
12	(18)	G152C	DHS PROGRAM MANAGER	3	GRADE C119
13	(19)	A066C	INTERNAL AUDITOR	4	GRADE C119
14	(20)	V007C	PROCUREMENT COORDINATOR	1	GRADE C119
15	(21)	A060C	SENIOR AUDITOR	13	GRADE C119
16	(22)	G170C	DHS ADMINISTRATIVE REVIEW OFFICER	6	GRADE C118
17	(23)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
18	(24)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
19	(25)	G183C	DHS PROGRAM COORDINATOR	2	GRADE C117
20	(26)	X101C	INTERNAL AFFAIRS INVESTIGATOR	1	GRADE C117
21	(27)	G179C	LEGAL SERVICES SPECIALIST	2	GRADE C117
22	(28)	R026C	CIVIL RIGHTS/EMPLOYEE RELATIONS CORD	5	GRADE C117
23	(29)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
24	(30)	X125C	FRAUD INVESTIGATOR COORDINATOR	3	GRADE C116
25	(31)	P031C	MEDIA SPECIALIST	1	GRADE C116
26	(32)	A089C	ACCOUNTANT I	1	GRADE C116
27	(33)	G210C	DHS PROGRAM SPECIALIST	6	GRADE C115
28	(34)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
29	(35)	X156C	FRAUD INVESTIGATOR	6	GRADE C114
30	(36)	C046C	LEGAL SUPPORT SPECIALIST	36	GRADE C113
31	(37)	C056C	ADMINISTRATIVE SPECIALIST III	10	GRADE C112
32	(38)	R038C	HUMAN RESOURCES ASSISTANT	1	GRADE C110
33	(39)	C087C	ADMINISTRATIVE SPECIALIST I	<u>2</u>	GRADE C106
34			MAX. NO. OF EMPLOYEES	190	

35

36 SECTION 2. REGULAR SALARIES - ADMINISTRATIVE SERVICES. There is hereby

established for the Department of Human Services - Division of Administrative Services for the 2014-2015 fiscal year, the following maximum number of regular employees.

Item	Class		Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2014-2015
No.	Code	Title		
(1)	N016N	DHS DEP DIR ADMINISTRATIVE SVCS	1	GRADE N911
(2)	N040N	DHS CHIEF INFORMATION OFFICER	1	GRADE N909
(3)	N112N	DHS ASST DEP DIR FIN SUPPORT SYSTEM	1	GRADE N905
(4)	N111N	DHS ASST DEP DIR FOR MGR ACCOUNTING	1	GRADE N905
(5)	N107N	DHS/OFA ASSISTANT DIR - ACCOUNTING	1	GRADE N905
(6)	N109N	DHS/OFA ASSISTANT DIRECTOR	1	GRADE N905
(7)	R002N	DHS DIRECTOR OF HUMAN RESOURCES	1	GRADE N904
(8)	P004N	DHS DIRECTOR OF PUBLIC RELATIONS	1	GRADE N901
(9)	N167N	DHS POLICY & RESEARCH DIRECTOR	1	GRADE N901
(10)	G027N	DHS RESEARCH ANALYSIS MANAGER	1	GRADE N901
(11)	G004C	MANAGING ATTORNEY	1	GRADE C129
(12)	A010C	AGENCY CONTROLLER II	6	GRADE C128
(13)	D007C	INFORMATION SYSTEMS MANAGER	3	GRADE C128
(14)	A027C	ACCOUNTING OPERATIONS MANAGER	1	GRADE C125
(15)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
(16)	A031C	ASSISTANT CONTROLLER	6	GRADE C124
(17)	R013C	AGENCY HUMAN RESOURCES MANAGER	2	GRADE C123
(18)	G099C	DHS PROGRAM ADMINISTRATOR	2	GRADE C122
(19)	A052C	ACCOUNTING COORDINATOR	4	GRADE C121
(20)	A047C	FINANCIAL ANALYST II	1	GRADE C121
(21)	G109C	GRANTS MANAGER	2	GRADE C121
(22)	V004C	PROCUREMENT MANAGER	1	GRADE C121
(23)	D052C	SOFTWARE SUPPORT ANALYST	6	GRADE C121
(24)	A056C	DHS FINANCIAL SECTION MANAGER	8	GRADE C120
(25)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
(26)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
(27)	R021C	BUDGET ANALYST	2	GRADE C119
(28)	D063C	COMPUTER SUPPORT SPECIALIST	10	GRADE C119

1	(29)	G152C	DHS PROGRAM MANAGER	3	GRADE C119
2	(30)	G147C	GRANTS COORDINATOR	2	GRADE C119
3	(31)	D061C	INFORMATION SYSTEMS COORDINATION SPEC	5	GRADE C119
4	(32)	A065C	PAYROLL SERVICES COORDINATOR	2	GRADE C119
5	(33)	V007C	PROCUREMENT COORDINATOR	3	GRADE C119
6	(34)	A063C	RESEARCH & STATISTICS SUPERVISOR	1	GRADE C119
7	(35)	R024C	ASSISTANT PERSONNEL MANAGER	7	GRADE C118
8	(36)	A075C	FINANCIAL ANALYST I	1	GRADE C118
9	(37)	A074C	FISCAL SUPPORT SUPERVISOR	10	GRADE C118
10	(38)	D064C	WEBSITE DEVELOPER	1	GRADE C118
11	(39)	R027C	BUDGET SPECIALIST	7	GRADE C117
12	(40)	D071C	COMPUTER SUPPORT ANALYST	1	GRADE C117
13	(41)	G183C	DHS PROGRAM COORDINATOR	2	GRADE C117
14	(42)	P021C	EDITOR	1	GRADE C117
15	(43)	G180C	GRANTS ANALYST	33	GRADE C117
16	(44)	R025C	HUMAN RESOURCES ANALYST	4	GRADE C117
17	(45)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
18	(46)	B076C	RESEARCH PROJECT ANALYST	2	GRADE C117
19	(47)	E040C	STAFF DEVELOPMENT COORDINATOR	4	GRADE C117
20	(48)	A089C	ACCOUNTANT I	14	GRADE C116
21	(49)	R029C	HUMAN RESOURCES RECRUITER	5	GRADE C116
22	(50)	P031C	MEDIA SPECIALIST	1	GRADE C116
23	(51)	C037C	ADMINISTRATIVE ANALYST	5	GRADE C115
24	(52)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
25	(53)	G210C	DHS PROGRAM SPECIALIST	2	GRADE C115
26	(54)	A091C	FISCAL SUPPORT ANALYST	13	GRADE C115
27	(55)	D077C	HELP DESK SPECIALIST	1	GRADE C115
28	(56)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
29	(57)	S032C	PRINT SHOP SUPERVISOR	1	GRADE C115
30	(58)	V015C	PURCHASING SPECIALIST	4	GRADE C115
31	(59)	C040C	LEASING SPECIALIST	1	GRADE C114
32	(60)	A093C	STATISTICIAN	3	GRADE C114
33	(61)	D081C	TELECOMMUNICATIONS SPECIALIST	1	GRADE C114
34	(62)	V018C	WAREHOUSE MANAGER	1	GRADE C114
35	(63)	C050C	ADMINISTRATIVE SUPPORT SUPERVISOR	2	GRADE C113
36	(64)	R036C	HUMAN RESOURCES SPECIALIST	6	GRADE C113

1	(65)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
2	(66)	C043C	RECORDS MANAGEMENT ANALYST	6	GRADE C113
3	(67)	C056C	ADMINISTRATIVE SPECIALIST III	13	GRADE C112
4	(68)	A098C	FISCAL SUPPORT SPECIALIST	31	GRADE C112
5	(69)	S054C	PRINTER	4	GRADE C111
6	(70)	R038C	HUMAN RESOURCES ASSISTANT	8	GRADE C110
7	(71)	V025C	WAREHOUSE SPECIALIST	3	GRADE C110
8	(72)	C073C	ADMINISTRATIVE SPECIALIST II	11	GRADE C109
9	(73)	C070C	DUPLICATION ASSISTANT	1	GRADE C109
10	(74)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
11	(75)	C083C	MAIL SERVICES COORDINATOR	1	GRADE C107
12	(76)	C087C	ADMINISTRATIVE SPECIALIST I	7	GRADE C106
13	(77)	V028C	WAREHOUSE WORKER	1	GRADE C106
14	(78)	C088C	MAIL SERVICES ASSISTANT	<u>5</u>	GRADE C105
15			MAX. NO. OF EMPLOYEES	315	

16

17 SECTION 3. REGULAR SALARIES - COMMUNITY SERVICE AND NONPROFIT SUPPORT.

18 There is hereby established for the Department of Human Services - Division  
 19 of Community Service and Nonprofit Support for the 2014-2015 fiscal year, the  
 20 following maximum number of regular employees.

21

22				Maximum Annual
23			Maximum	Salary Rate
24	Item	Class	No. of	Fiscal Year
25	No.	Code	Title	Employees
				2014-2015
26	(1)	N171N	DHS DEP DIR OFFICE OF VOLUNTEER SVCS	1
27	(2)	G076C	ADMINISTRATIVE SERVICES MANAGER	1
28	(3)	G080C	NATIONAL & COMMUNITY SVCS EXEC DIR	1
29	(4)	G152C	DHS PROGRAM MANAGER	1
30	(5)	G147C	GRANTS COORDINATOR	1
31	(6)	M037C	PROGRAM ELIGIBILITY SUPERVISOR	1
32	(7)	E040C	STAFF DEVELOPMENT COORDINATOR	1
33	(8)	G176C	VOLUNTEER PROGRAM MANAGER	1
34	(9)	C022C	BUSINESS OPERATIONS SPECIALIST	1
35	(10)	G202C	VOLUNTEER PROGRAM COORDINATOR	8
36	(11)	G236C	DHS/DOV AREA COORDINATOR	1

1	(12)	G214C	GRANTS SPECIALIST	1	GRADE C114
2	(13)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
3	(14)	V022C	PURCHASING TECHNICIAN	1	GRADE C112
4	(15)	C073C	ADMINISTRATIVE SPECIALIST II	<u>2</u>	GRADE C109
5			MAX. NO. OF EMPLOYEES	24	

6

## 7 SECTION 4. EXTRA HELP - DIRECTOR'S OFFICE - OFFICE OF CHIEF COUNSEL.

8 There is hereby authorized, for the Department of Human Services - Director's  
 9 Office - Office of Chief Counsel for the 2014-2015 fiscal year, the following  
 10 maximum number of part-time or temporary employees, to be known as "Extra  
 11 Help", payable from funds appropriated herein for such purposes: ten (10)  
 12 temporary or part-time employees, when needed, at rates of pay not to exceed  
 13 those provided in the Uniform Classification and Compensation Act, or its  
 14 successor, or this act for the appropriate classification.

15

16 SECTION 5. EXTRA HELP - ADMINISTRATIVE SERVICES. There is hereby  
 17 authorized, for the Department of Human Services - Division of Administrative  
 18 Services for the 2014-2015 fiscal year, the following maximum number of part-  
 19 time or temporary employees, to be known as "Extra Help", payable from funds  
 20 appropriated herein for such purposes: twenty (20) temporary or part-time  
 21 employees, when needed, at rates of pay not to exceed those provided in the  
 22 Uniform Classification and Compensation Act, or its successor, or this act  
 23 for the appropriate classification.

24

25 SECTION 6. APPROPRIATION - DIRECTOR'S OFFICE - OFFICE OF CHIEF COUNSEL  
 26 - OPERATIONS. There is hereby appropriated, to the Department of Human  
 27 Services - Director's Office, to be payable from the paying account as  
 28 determined by the Chief Fiscal Officer of the State, for personal services  
 29 and operating expenses of the Department of Human Services - Director's  
 30 Office - Office of Chief Counsel for the fiscal year ending June 30, 2015,  
 31 the following:

32

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2014-2015</u>
35	(01) REGULAR SALARIES	\$9,151,417
36	(02) EXTRA HELP	177,770

1	(03) PERSONAL SERVICES MATCHING	3,073,199
2	(04) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	1,338,701
4	(B) CONF. & TRAVEL	8,472
5	(C) PROF. FEES	11,000
6	(D) CAP. OUTLAY	0
7	(E) DATA PROC.	0
8	(05) DATA PROCESSING SERVICES	<u>12,300</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$13,772,859</u>

SECTION 7. APPROPRIATION - ADMINISTRATIVE SERVICES - OPERATIONS. 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 personal services and operating expenses of the Department of Human Services - Division of Administrative Services for the fiscal year ending June 30, 2015, the following:

ITEM	FISCAL YEAR
NO.	2014-2015
(01) REGULAR SALARIES	\$12,446,388
(02) EXTRA HELP	64,480
(03) PERSONAL SERVICES MATCHING	4,448,021
(04) OVERTIME	10,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	3,376,409
(B) CONF. & TRAVEL	30,000
(C) PROF. FEES	11,000,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(06) DATA PROCESSING SERVICES	<u>1,967,600</u>
TOTAL AMOUNT APPROPRIATED	<u>\$33,342,898</u>

SECTION 8. APPROPRIATION - ADMINISTRATIVE SERVICES - CLIENT SPECIFIC EMERGENCY SERVICES - CASH. There is hereby appropriated, to the Department of Human Services - Division of Administrative Services, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Human

Services - Division of Administrative Services, for purchase of services of the Department of Human Services - Division of Administrative Services for the fiscal year ending June 30, 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) PURCHASE OF SERVICES	<u>\$120,000</u>

SECTION 9. APPROPRIATION - ADMINISTRATIVE SERVICES - VARIOUS BUILDING CONSTRUCTION. There is hereby appropriated, to the Department of Human Services - Division of Administrative Services, to be payable from the Department of Human Services Renovation Fund, for construction, renovation, maintenance, equipment and repairs for various buildings operated by the Department of Human Services for the fiscal year ending June 30, 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) CONSTRUCTION	<u>\$7,648,900</u>

SECTION 10. APPROPRIATION - ADMINISTRATIVE SERVICES - CONSOLIDATED COST. There is hereby appropriated, to the Department of Human Services - Division of Administrative Services, to be payable from the DHS Consolidated Cost Revolving Fund, for operating expenses of the Department of Human Services - Division of Administrative Services - Consolidated Cost for the fiscal year ending June 30, 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$821,500
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$821,500</u>



SECTION 11. APPROPRIATION - ADMINISTRATIVE SERVICES - SOCIAL SERVICES  
BLOCK GRANT - FEDERAL. There is hereby appropriated, to the Department of  
Human Services - Division of Administrative Services, to be payable from the  
federal funds as designated by the Chief Fiscal Officer of the State, for  
purchase of services of the Department of Human Services - Division of  
Administrative Services for the fiscal year ending June 30, 2015, the  
following:

ITEM	FISCAL YEAR
NO.	2014-2015
(01) PURCHASE OF SERVICES	<u>\$139,733</u>

SECTION 12. APPROPRIATION - COMMUNITY SERVICE AND NONPROFIT SUPPORT -  
OPERATIONS. There is hereby appropriated, to the Department of Human  
Services - Division of Community Service and Nonprofit Support, 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 Community Service and Nonprofit Support for the  
fiscal year ending June 30, 2015, the following:

ITEM	FISCAL YEAR
NO.	2014-2015
(01) REGULAR SALARIES	\$905,896
(02) PERSONAL SERVICES MATCHING	328,666
(03) OVERTIME	1,000
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	202,389
(B) CONF. & TRAVEL	26,885
(C) PROF. FEES	10,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) DATA PROCESSING SERVICES	<u>8,200</u>
TOTAL AMOUNT APPROPRIATED	<u>\$1,483,036</u>

SECTION 13. APPROPRIATION - COMMUNITY SERVICE AND NONPROFIT SUPPORT -

CASH. There is hereby appropriated, to the Department of Human Services - Division of Community Service and Nonprofit Support, 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 Human Services - Division of Community Service and Nonprofit Support for the fiscal year ending June 30, 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$7,703
(B) CONF. & TRAVEL	2,865
(C) PROF. FEES	1,432
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$12,000</u></u>

SECTION 14. APPROPRIATION - COMMUNITY SERVICE AND NONPROFIT SUPPORT - AMERICORPS GRANTS. There is hereby appropriated, to the Department of Human Services - Division of Community Service and Nonprofit Support, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for AmeriCorps Grants of the Department of Human Services - Division of Community Service and Nonprofit Support for the fiscal year ending June 30, 2015, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2014-2015</u>
(01) AMERICORPS GRANTS	<u><u>\$2,410,704</u></u>

SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DIRECTOR'S OFFICE/OFFICE OF CHIEF COUNSEL - PURCHASE OF EVIDENCE. Upon approval by the Chief Fiscal Officer of the State, the Chief Counsel for the Department of Human Services may transfer an amount up to but not to exceed \$12,000 and deposit same in a bank account for the purpose of purchasing evidence in the course of investigating the illegal use of food

1 stamps/Electronic Benefit Transfer (EBT) cards. The funds so transferred  
 2 shall be subject to accounting in a manner substantially similar to that  
 3 employed by the Arkansas State Police for such transactions; provided  
 4 however, that information tending to identify participants in such  
 5 transactions shall be exempt from the Arkansas Freedom of Information Act.

6 The provisions of this section shall be in effect only from July 1, ~~2013~~  
 7 2014 through June 30, ~~2014~~ 2015.

8  
 9 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN  
 11 SERVICES RENOVATION FUND. Department of Human Services Renovation Fund.

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

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

18 (c) The fund shall consist of:

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

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

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

34 (d)(1) At the request of the Director of the Department of Human Services,  
 35 and upon certification of the availability of such funds, the Chief Fiscal  
 36 Officer of the State shall initiate the necessary transfer documents to

1 reflect the transfer on the books of record of the Treasurer of State, the  
2 Auditor of State, the Chief Fiscal Officer of the State, and the Department  
3 of Human Services.

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

8 (e) Provided, that any non-general revenue funding that may remain in the  
9 fund at the end of any fiscal year shall be carried over into the next fiscal  
10 year and all obligated general revenue funding that may remain in the fund at  
11 the end of any fiscal year shall be carried over into the next fiscal year to  
12 satisfy such legal and contractual obligations that have been entered into  
13 prior to the end of the fiscal year.

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

29 The provisions of this section shall be in effect only from July 1, ~~2013~~  
30 2014 through June 30, ~~2014~~ 2015.

31  
32 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
34 AUTHORITY. The Director of the Department of Human Services shall have  
35 transfer authority provided by the following:

36 (a) DEPARTMENT OF HUMAN SERVICES RENOVATION FUND. The Director of the

1 Department of Human Services is authorized to request fund transfers  
2 according to the provisions established by Arkansas Code Ann. 19-5-1020,  
3 Department of Human Services Renovation Fund, as amended herein; and

4 (b) MATCH TRANSFER. The Director of the Department of Human Services,  
5 with the approval of the Chief Fiscal Officer of the State, is authorized to  
6 effect inter-agency and inter-divisional fund transfers for the purpose of  
7 providing the State's matching share for payments made to that Division or  
8 Office or its service providers for services eligible for federal  
9 reimbursement under programs administered by the Department of Human  
10 Services. The Department of Human Services shall report to the Legislative  
11 Council or Joint Budget Committee on a quarterly basis all fund transfers  
12 made in accordance with the authority granted by this section; and

13 (c) YOUTH SERVICES - HOUSING AND SEPARATION APPROPRIATION PROVISIONS. The  
14 Division of Youth Services (DYS) is authorized to fulfill its responsibility  
15 to house offenders between the ages of 18 and 21 and to separate juvenile  
16 offenders by age and seriousness of offense by either employing additional  
17 state employees and providing the corresponding operating expenses or  
18 entering into professional services contracts. If the Division of Youth  
19 Services determines that the Division needs to employ state employees to  
20 fulfill the housing and separation requirements, they may transfer up to the  
21 total amount appropriated for the DYS - Residential Services Program  
22 appropriation to the appropriate DYS appropriation and line items, upon  
23 approval of the Chief Fiscal Officer of the State, and prior review by the  
24 Legislative Council; and

25 (d) REALLOCATION OF RESOURCES: (1) The Department of Human Services (DHS)  
26 provides hundreds of different services to over 1 million Arkansans. The  
27 specific mix of service needs and the funding and staffing required to  
28 provide them can vary significantly based on many factors, including natural  
29 disasters, changing federal mandates and funding sources, demographic shifts,  
30 fluctuating court-ordered services, social trends, and job market variations  
31 such as nursing shortages. The impact of these factors through the course of  
32 any fiscal year make it very difficult for the Department to accurately  
33 predict the exact needs for funding, appropriation and positions in each of  
34 its over 100 different appropriations. To ensure that it can respond quickly  
35 to changing client needs and make the most effective use of the resources  
36 allocated to it, the Department of Human Services shall be authorized to

1 utilize the reallocation of resource authority to make the proper adjustments  
2 to the budgets within the Department. Therefore, upon determination by the  
3 Director of the Department of Human Services that a reallocation of resources  
4 within the department is necessary for the efficient and effective operation  
5 of the department, the director, with approval of the Governor, shall have  
6 the authority to request, from the Chief Fiscal Officer of the State, a  
7 transfer of positions, appropriations, line item appropriations, and funds  
8 within or between existing and newly created divisions, offices, sections, or  
9 units of the department. Provided, however, that no transfer of funds or  
10 appropriation that provides direct support or matching support for the  
11 Arkansas Medicaid Program shall be made to any other fund account or  
12 appropriation that does not directly support the Arkansas Medicaid Program.  
13 Further, no positions, funds, or appropriation authorized during the budget  
14 process for the Division of Children and Family Services compliance with  
15 initiatives established under the Angela R. consent decree shall be  
16 transferred to any other division. Nothing in this provision is intended to  
17 prevent the one-time transfers of savings in any other program to the  
18 Arkansas Medicaid Program, with the exception of the provisions previously  
19 cited for the Division of Children and Family Services – Angela R. consent  
20 decree. The Division of Developmental Disabilities – Grants to Community  
21 Providers line item of the Developmental Disabilities Services - Grants-in-  
22 Aid appropriation may not be decreased. The appropriation, funding, and  
23 positions provided for the five Human Development Centers shall remain at a  
24 level sufficient to ensure quality care for the Centers' residents. The  
25 exemptions provided in this subsection whereby certain DHS Programs and  
26 Divisions are protected from appropriation, fund, or position transfers are  
27 applicable only to the reallocation or transfer authority granted herein, and  
28 not by any reductions which are applicable to all state programs.

29 The Director of the Department of Human Services shall submit any requests  
30 for transfers to and must receive approval of the requests for transfers from  
31 the Chief Fiscal Officer of the State, the Governor, and the Arkansas  
32 Legislative Council prior to the effective date of the transfers. Provided,  
33 however, that the Department of Human Services shall be limited to submitting  
34 no more than two reallocation of resources transfer requests during any  
35 fiscal year. In each Departmental request no single division will request  
36 reallocation for more than one purpose as listed in this section. Transfer

1 authority for unforeseen purposes shall further be limited to no more than 5%  
2 of the total appropriation, funding, and positions authorized for the  
3 Department. Reallocation of resources transfers may include multiple items  
4 but shall be limited to the following purposes:

5 i). Medicaid Program

6 ii). Facilities and institutions costs, including operational expenses and  
7 construction/renovation/equipping expenses

8 iii). Departmental grants and contracts

9 iv). Court ordered settlements and payments

10 v). Payment of administrative expenses, including but not limited to,  
11 overtime and other costs of personnel for critical services or functions  
12 necessary to carry out the mission of the agency

13 vi). Restructuring efforts as deemed necessary to comply with new and/or  
14 unanticipated federal or state mandates

15 vii). Redirecting internal resources, both direct and/or indirect, to meet  
16 client needs and services

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

33 (2) If it is determined that the requested reallocation of resources  
34 transfers should be made, the Chief Fiscal Officer of the State shall then  
35 initiate the necessary transfer documents to reflect the transfers upon the  
36 fiscal records of the Treasurer of State, the Auditor of State, the Chief

1 Fiscal Officer of the State, and the Department of Human Services. In  
2 addition, the Chief Fiscal Officer of the State, together with the Co-  
3 Chairpersons of the Legislative Council or Joint Budget Committee, may  
4 approve, on an emergency basis, requests for utilization of this Section  
5 without prior approval of the Arkansas Legislative Council, with any such  
6 actions reported at the next meeting of the Arkansas Legislative Council.

7 The provisions of this section shall be in effect only from July 1, ~~2013~~  
8 2014 through June 30, ~~2014~~ 2015.

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

20 The stipend is \$5,000 per person per year. Any student who is awarded and  
21 accepts a stipend is under employment commitment to the respective DHS  
22 Division and is required to work for that division, in a full-time employee  
23 status effective immediately upon graduation. The student employment  
24 commitment is equal to the number of years the stipend was awarded and  
25 accepted. In the event of Employee/Student default of the employment  
26 commitment, the Employee/Student will be considered in breach of contract and  
27 repayment of the stipend will be required as specified in the Stipend  
28 Contract.

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

31 The provisions of this section shall be in effect only from July 1, ~~2013~~  
32 2014 through June 30, ~~2014~~ 2015.

33  
34 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
36 NURSING/DIRECT CARE RECRUITMENT/RETENTION BONUSES. Special provision to



1 provide Nursing/Direct Care Recruitment and Retention Bonuses for the  
 2 Department of Human Services is hereby authorized to pay from State and  
 3 Federal funds appropriated for each respective division. Nursing/direct care  
 4 service recruitment/retention bonuses are in addition to the maximum annual  
 5 amounts provided in the Regular Salaries Section of the respective Division  
 6 Act for Registered Nurse, Licensed Practical Nurse, Certified Nursing  
 7 Assistant, Residential Care Assistant, Residential Care Technician,  
 8 Residential Care Supervisor and Behavioral Health Aide. New hire nurses must  
 9 be licensed by the Arkansas State Board of Nursing. The total  
 10 recruitment/retention bonus payment commitment for eligible nurses shall not  
 11 exceed \$4,000 per Registered Nurse and \$2,000 per Licensed Practical Nurse  
 12 and \$1,000 per Certified Nursing Assistant, Residential Care Assistant,  
 13 Residential Care Technician, Residential Care Supervisor and Behavioral  
 14 Health Aide.

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

17  
 18 Registered Nurse Classifications

19 \$1,000 after completing 6 months probationary employment  
 20 \$1,500 after completing 1st year employment  
 21 \$1,500 after completing 2nd year employment  
 22

23 Licensed Practical Nurse Classifications

24 \$ 500 after completing 6 months probationary employment  
 25 \$ 500 after completing 1st year employment  
 26 \$1,000 after completing 2nd year employment  
 27

28 Certified Nursing Assistant/Residential Care Assistant/Residential Care  
 29 Technician/Residential Care Supervisor/Behavioral Health Aide  
 30 Classifications

31 \$ 500 after completing 6 month probationary employment  
 32 \$ 500 after completing 1st year employment  
 33

34 Any qualified person hired and offered bonus payment described herein will  
 35 forfeit the balance of the payments if he/she voluntarily resigns or is  
 36 terminated for cause from employment from the Department of Human Services

1 prior to completing the required employment commitment time periods outlined  
2 above.

3 The provisions of this section shall be in effect only from July 1, ~~2013~~  
4 2014 through June 30, ~~2014~~ 2015.

5  
6 SECTION 20. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
7 authorized by this act shall be limited to the appropriation for such agency  
8 and funds made available by law for the support of such appropriations; and  
9 the restrictions of the State Procurement Law, the General Accounting and  
10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
11 Procedures and Restrictions Act, or their successors, and other fiscal  
12 control laws of this State, where applicable, and regulations promulgated by  
13 the Department of Finance and Administration, as authorized by law, shall be  
14 strictly complied with in disbursement of said funds.

15  
16 SECTION 21. LEGISLATIVE INTENT. It is the intent of the General  
17 Assembly that any funds disbursed under the authority of the appropriations  
18 contained in this act shall be in compliance with the stated reasons for  
19 which this act was adopted, as evidenced by the Agency Requests, Executive  
20 Recommendations and Legislative Recommendations contained in the budget  
21 manuals prepared by the Department of Finance and Administration, letters, or  
22 summarized oral testimony in the official minutes of the Arkansas Legislative  
23 Council or Joint Budget Committee which relate to its passage and adoption.

24  
25 SECTION 22. EMERGENCY CLAUSE. It is found and determined by the  
26 General Assembly, that the Constitution of the State of Arkansas prohibits  
27 the appropriation of funds for more than a one (1) year period; that the  
28 effectiveness of this Act on July 1, 2014 is essential to the operation of  
29 the agency for which the appropriations in this Act are provided, and that in  
30 the event of an extension of the legislative session, the delay in the  
31 effective date of this Act beyond July 1, 2014 could work irreparable harm  
32 upon the proper administration and provision of essential governmental  
33 programs. Therefore, an emergency is hereby declared to exist and this Act  
34 being necessary for the immediate preservation of the public peace, health  
35 and safety shall be in full force and effect from and after July 1, 2014.