

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

A Bill

HOUSE BILL 1134

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 - ADMINISTRATION FOR THE FISCAL YEAR ENDING
11 JUNE 30, 2017; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF HUMAN
15 SERVICES - ADMINISTRATION APPROPRIATION
16 FOR THE 2016-2017 FISCAL YEAR.
17
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - DIRECTOR'S OFFICE - OFFICE OF CHIEF
23 COUNSEL. There is hereby established for the Department of Human Services -
24 Director's Office - Office of Chief Counsel for the 2016-2017 fiscal year,
25 the following maximum number of regular employees.
26

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				2016-2017
31	(1) U133U	DHS EXECUTIVE DIRECTOR	1	\$280,000
32	(2) L023N	DHS DEPUTY DIRECTOR	2	GRADE N915
33	(3) G029N	DHS DIRECTOR OF POLICY AND LEGAL	1	GRADE N910
34	(4) G004N	DHS CHIEF ATTORNEY	1	GRADE N908
35	(5) N128N	DHS ASST DIR QUALITY ASSURANCE	1	GRADE N904
36	(6) A007C	AUDIT MANAGER	2	GRADE C129



1	(7)	G004C	MANAGING ATTORNEY	3	GRADE C129
2	(8)	G101C	DHS AREA MANAGER	1	GRADE C129
3	(9)	G025C	ATTORNEY SUPERVISOR	5	GRADE C127
4	(10)	G024C	DEPARTMENT ADMINISTRATIVE LAW JUDGE	3	GRADE C127
5	(11)	G047C	ATTORNEY SPECIALIST	53	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)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
12	(18)	G152C	DHS PROGRAM MANAGER	3	GRADE C119
13	(19)	A066C	INTERNAL AUDITOR	4	GRADE C119
14	(20)	A060C	SENIOR AUDITOR	13	GRADE C119
15	(21)	R024C	ASSISTANT PERSONNEL MANAGER	2	GRADE C118
16	(22)	G170C	DHS ADMINISTRATIVE REVIEW OFFICER	6	GRADE C118
17	(23)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
18	(24)	R026C	CIVIL RIGHTS/EMP RELATIONS COORD	5	GRADE C117
19	(25)	G183C	DHS PROGRAM COORDINATOR	2	GRADE C117
20	(26)	X101C	INTERNAL AFFAIRS INVESTIGATOR	1	GRADE C117
21	(27)	G179C	LEGAL SERVICES SPECIALIST	3	GRADE C117
22	(28)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
23	(29)	M045C	ADULT PROTECTIVE SERVICES WORKER	1	GRADE C117
24	(30)	A089C	ACCOUNTANT I	1	GRADE C116
25	(31)	X125C	FRAUD INVESTIGATOR COORDINATOR	3	GRADE C116
26	(32)	P031C	MEDIA SPECIALIST	1	GRADE C116
27	(33)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
28	(34)	G210C	DHS PROGRAM SPECIALIST	5	GRADE C115
29	(35)	A091C	FISCAL SUPPORT ANALYST	1	GRADE C115
30	(36)	X156C	FRAUD INVESTIGATOR	6	GRADE C114
31	(37)	C046C	LEGAL SUPPORT SPECIALIST	36	GRADE C113
32	(38)	C056C	ADMINISTRATIVE SPECIALIST III	10	GRADE C112
33	(39)	R038C	HUMAN RESOURCES ASSISTANT	1	GRADE C110
34	(40)	C087C	ADMINISTRATIVE SPECIALIST I	<u>2</u>	GRADE C106
35			MAX. NO. OF EMPLOYEES	194	

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SECTION 2. REGULAR SALARIES - ADMINISTRATIVE SERVICES. There is hereby established for the Department of Human Services - Division of Administrative Services for the 2016-2017 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
(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 ASST DIR - ACCOUNTING OPS	1	GRADE N905
(6)	N109N	DHS/OFA ASSISTANT DIRECTOR	1	GRADE N905
(7)	R002N	DHS DIRECTOR OF HUMAN CAPITAL	1	GRADE N904
(8)	P004N	DHS DIRECTOR OF PUBLIC RELATIONS	1	GRADE N901
(9)	G027N	DHS RESEARCH ANALYSIS MANAGER	1	GRADE N901
(10)	G004C	MANAGING ATTORNEY	1	GRADE C129
(11)	A010C	AGENCY CONTROLLER II	6	GRADE C128
(12)	D007C	INFORMATION SYSTEMS MANAGER	3	GRADE C128
(13)	R006C	HUMAN RESOURCES ADMINISTRATOR	2	GRADE C126
(14)	A027C	ACCOUNTING OPERATIONS MANAGER	1	GRADE C125
(15)	A031C	ASSISTANT CONTROLLER	6	GRADE C124
(16)	D025C	STATE IT SECURITY SPECIALIST	3	GRADE C124
(17)	G099C	DHS PROGRAM ADMINISTRATOR	2	GRADE C122
(18)	A052C	ACCOUNTING COORDINATOR	5	GRADE C121
(19)	A047C	FINANCIAL ANALYST II	1	GRADE C121
(20)	G109C	GRANTS MANAGER	2	GRADE C121
(21)	V004C	PROCUREMENT MANAGER	1	GRADE C121
(22)	D052C	SOFTWARE SUPPORT ANALYST	6	GRADE C121
(23)	A056C	DHS FINANCIAL SECTION MANAGER	7	GRADE C120
(24)	D057C	INFORMATION TECHNOLOGY MANAGER	1	GRADE C120
(25)	E023C	TRAINING PROJECT MANAGER	1	GRADE C120
(26)	R021C	BUDGET ANALYST	1	GRADE C119
(27)	D063C	COMPUTER SUPPORT SPECIALIST	11	GRADE C119

1	(28)	G152C	DHS PROGRAM MANAGER	3	GRADE C119
2	(29)	G147C	GRANTS COORDINATOR	2	GRADE C119
3	(30)	D061C	INFORMATION SYSTEMS COORD SPECIALIST	5	GRADE C119
4	(31)	A065C	PAYROLL SERVICES COORDINATOR	2	GRADE C119
5	(32)	V007C	PROCUREMENT COORDINATOR	3	GRADE C119
6	(33)	A063C	RESEARCH & STATISTICS SUPERVISOR	1	GRADE C119
7	(34)	A060C	SENIOR AUDITOR	1	GRADE C119
8	(35)	R024C	ASSISTANT PERSONNEL MANAGER	6	GRADE C118
9	(36)	A075C	FINANCIAL ANALYST I	1	GRADE C118
10	(37)	A074C	FISCAL SUPPORT SUPERVISOR	10	GRADE C118
11	(38)	D064C	WEBSITE DEVELOPER	1	GRADE C118
12	(39)	R027C	BUDGET SPECIALIST	5	GRADE C117
13	(40)	V013C	CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE C117
14	(41)	D071C	COMPUTER SUPPORT ANALYST	2	GRADE C117
15	(42)	G183C	DHS PROGRAM COORDINATOR	2	GRADE C117
16	(43)	G180C	GRANTS ANALYST	31	GRADE C117
17	(44)	R025C	HUMAN RESOURCES ANALYST	3	GRADE C117
18	(45)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
19	(46)	B076C	RESEARCH PROJECT ANALYST	3	GRADE C117
20	(47)	E040C	STAFF DEVELOPMENT COORDINATOR	6	GRADE C117
21	(48)	A089C	ACCOUNTANT I	14	GRADE C116
22	(49)	R029C	HUMAN RESOURCES RECRUITER	5	GRADE C116
23	(50)	P031C	MEDIA SPECIALIST	1	GRADE C116
24	(51)	C037C	ADMINISTRATIVE ANALYST	5	GRADE C115
25	(52)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
26	(53)	G210C	DHS PROGRAM SPECIALIST	1	GRADE C115
27	(54)	A091C	FISCAL SUPPORT ANALYST	13	GRADE C115
28	(55)	D077C	HELP DESK SPECIALIST	1	GRADE C115
29	(56)	R032C	HUMAN RESOURCES PROGRAM REP	1	GRADE C115
30	(57)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
31	(58)	S032C	PRINT SHOP SUPERVISOR	1	GRADE C115
32	(59)	V015C	PURCHASING SPECIALIST	4	GRADE C115
33	(60)	C040C	LEASING SPECIALIST	1	GRADE C114
34	(61)	A093C	STATISTICIAN	2	GRADE C114
35	(62)	D081C	TELECOMMUNICATIONS SPECIALIST	1	GRADE C114
36	(63)	V018C	WAREHOUSE MANAGER	1	GRADE C114

1	(64)	C050C	ADMINISTRATIVE SUPPORT SUPERVISOR	2	GRADE C113
2	(65)	R036C	HUMAN RESOURCES SPECIALIST	6	GRADE C113
3	(66)	V020C	INVENTORY CONTROL MANAGER	1	GRADE C113
4	(67)	C043C	RECORDS MANAGEMENT ANALYST	6	GRADE C113
5	(68)	C056C	ADMINISTRATIVE SPECIALIST III	11	GRADE C112
6	(69)	A098C	FISCAL SUPPORT SPECIALIST	31	GRADE C112
7	(70)	S054C	PRINTER	4	GRADE C111
8	(71)	R038C	HUMAN RESOURCES ASSISTANT	8	GRADE C110
9	(72)	V025C	WAREHOUSE SPECIALIST	3	GRADE C110
10	(73)	C073C	ADMINISTRATIVE SPECIALIST II	11	GRADE C109
11	(74)	C070C	DUPLICATION ASSISTANT	1	GRADE C109
12	(75)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
13	(76)	C083C	MAIL SERVICES COORDINATOR	1	GRADE C107
14	(77)	C087C	ADMINISTRATIVE SPECIALIST I	4	GRADE C106
15	(78)	V028C	WAREHOUSE WORKER	2	GRADE C106
16	(79)	C088C	MAIL SERVICES ASSISTANT	<u>5</u>	GRADE C105
17			MAX. NO. OF EMPLOYEES	310	

18

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

20 There is hereby established for the Department of Human Services - Division
 21 of Community Service and Nonprofit Support for the 2016-2017 fiscal year, the
 22 following maximum number of regular employees.

23

24				Maximum Annual
25				Salary Rate
26	Item	Class	Maximum	Fiscal Year
27	No.	Code	No. of	2016-2017
	No.	Code	Employees	
28	(1)	N171N	DHS DEP DIR OFFICE OF VOLUNTEER SVCS	1 GRADE N902
29	(2)	G076C	ADMINISTRATIVE SERVICES MANAGER	1 GRADE C124
30	(3)	G080C	NATIONAL & COMMUNITY SVCS EXEC DIR	1 GRADE C123
31	(4)	G152C	DHS PROGRAM MANAGER	1 GRADE C119
32	(5)	G147C	GRANTS COORDINATOR	1 GRADE C119
33	(6)	G180C	GRANTS ANALYST	2 GRADE C117
34	(7)	E040C	STAFF DEVELOPMENT COORDINATOR	1 GRADE C117
35	(8)	G176C	VOLUNTEER PROGRAM MANAGER	1 GRADE C117
36	(9)	C022C	BUSINESS OPERATIONS SPECIALIST	1 GRADE C116

1	(10)	G202C	VOLUNTEER PROGRAM COORDINATOR	8	GRADE C115
2	(11)	G236C	DHS/DOV AREA COORDINATOR	1	GRADE C114
3	(12)	G214C	GRANTS SPECIALIST	1	GRADE C114
4	(13)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
5	(14)	V022C	PURCHASING TECHNICIAN	1	GRADE C112
6	(15)	C073C	ADMINISTRATIVE SPECIALIST II	<u>2</u>	GRADE C109
7			MAX. NO. OF EMPLOYEES	25	

8

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

10 There is hereby authorized, for the Department of Human Services - Director's
 11 Office - Office of Chief Counsel for the 2016-2017 fiscal year, the following
 12 maximum number of part-time or temporary employees, to be known as "Extra
 13 Help", payable from funds appropriated herein for such purposes: ten (10)
 14 temporary or part-time employees, when needed, at rates of pay not to exceed
 15 those provided in the Uniform Classification and Compensation Act, or its
 16 successor, or this act for the appropriate classification.

17

18 SECTION 5. EXTRA HELP - ADMINISTRATIVE SERVICES. There is hereby
 19 authorized, for the Department of Human Services - Division of Administrative
 20 Services for the 2016-2017 fiscal year, the following maximum number of part-
 21 time or temporary employees, to be known as "Extra Help", payable from funds
 22 appropriated herein for such purposes: twenty (20) temporary or part-time
 23 employees, when needed, at rates of pay not to exceed those provided in the
 24 Uniform Classification and Compensation Act, or its successor, or this act
 25 for the appropriate classification.

26

27 SECTION 6. APPROPRIATION - DIRECTOR'S OFFICE - OFFICE OF CHIEF COUNSEL
 28 - OPERATIONS. There is hereby appropriated, to the Department of Human
 29 Services - Director's Office, to be payable from the paying account as
 30 determined by the Chief Fiscal Officer of the State, for personal services
 31 and operating expenses of the Department of Human Services - Director's
 32 Office - Office of Chief Counsel for the fiscal year ending June 30, 2017,
 33 the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2016-2017</u>

1	(01) REGULAR SALARIES	\$9,272,158
2	(02) EXTRA HELP	227,799
3	(03) PERSONAL SERVICES MATCHING	3,152,150
4	(04) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	1,388,201
6	(B) CONF. & TRAVEL	33,972
7	(C) PROF. FEES	11,000
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	0
10	(05) DATA PROCESSING SERVICES	<u>12,300</u>
11	TOTAL AMOUNT APPROPRIATED	<u>\$14,097,580</u>

12

13 SECTION 7. APPROPRIATION - ADMINISTRATIVE SERVICES - OPERATIONS. There
 14 is hereby appropriated, to the Department of Human Services - Division of
 15 Administrative Services, to be payable from the paying account as determined
 16 by the Chief Fiscal Officer of the State, for personal services and operating
 17 expenses of the Department of Human Services - Division of Administrative
 18 Services for the fiscal year ending June 30, 2017, the following:

19

20	ITEM	FISCAL YEAR
21	<u>NO.</u>	<u>2016-2017</u>
22	(01) REGULAR SALARIES	\$12,156,842
23	(02) EXTRA HELP	64,480
24	(03) PERSONAL SERVICES MATCHING	4,415,733
25	(04) OVERTIME	10,000
26	(05) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	2,608,584
28	(B) CONF. & TRAVEL	40,545
29	(C) PROF. FEES	10,399,691
30	(D) CAP. OUTLAY	65,000
31	(E) DATA PROC.	0
32	(06) DATA PROCESSING SERVICES	<u>1,967,600</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$31,728,475</u>

34

35 SECTION 8. APPROPRIATION - ADMINISTRATIVE SERVICES - CLIENT SPECIFIC
 36 EMERGENCY SERVICES - CASH. There is hereby appropriated, to the Department

1 of Human Services - Division of Administrative Services, to be payable from
 2 cash funds as defined by Arkansas Code 19-4-801 of the Department of Human
 3 Services - Division of Administrative Services, for purchase of services of
 4 the Department of Human Services - Division of Administrative Services for
 5 the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) PURCHASE OF SERVICES	<u>\$111,600</u>

11 SECTION 9. APPROPRIATION - ADMINISTRATIVE SERVICES - VARIOUS BUILDING
 12 CONSTRUCTION. There is hereby appropriated, to the Department of Human
 13 Services - Division of Administrative Services, to be payable from the
 14 Department of Human Services Renovation Fund, for construction, renovation,
 15 maintenance, equipment and repairs for various buildings operated by the
 16 Department of Human Services for the fiscal year ending June 30, 2017, the
 17 following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) CONSTRUCTION	<u>\$11,119,780</u>

23 SECTION 10. APPROPRIATION - ADMINISTRATIVE SERVICES - CONSOLIDATED
 24 COST. There is hereby appropriated, to the Department of Human Services -
 25 Division of Administrative Services, to be payable from the DHS Consolidated
 26 Cost Revolving Fund, for operating expenses of the Department of Human
 27 Services - Division of Administrative Services - Consolidated Cost for the
 28 fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$821,500
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$821,500</u></u>

3

4 SECTION 11. APPROPRIATION - ADMINISTRATIVE SERVICES - SOCIAL SERVICES

5 BLOCK GRANT - FEDERAL. There is hereby appropriated, to the Department of

6 Human Services - Division of Administrative Services, to be payable from the

7 federal funds as designated by the Chief Fiscal Officer of the State, for

8 purchase of services of the Department of Human Services - Division of

9 Administrative Services for the fiscal year ending June 30, 2017, the

10 following:

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2016-2017</u>
13	(01) PURCHASE OF SERVICES	<u><u>\$129,084</u></u>

14

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16 SECTION 12. APPROPRIATION - COMMUNITY SERVICE AND NONPROFIT SUPPORT -

17 OPERATIONS. There is hereby appropriated, to the Department of Human

18 Services - Division of Community Service and Nonprofit Support, to be payable

19 from the paying account as determined by the Chief Fiscal Officer of the

20 State, for personal services and operating expenses of the Department of

21 Human Services - Division of Community Service and Nonprofit Support for the

22 fiscal year ending June 30, 2017, the following:

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2016-2017</u>
25	(01) REGULAR SALARIES	\$894,459
26	(02) EXTRA HELP	0
27	(03) PERSONAL SERVICES MATCHING	324,307
28	(04) OVERTIME	1,000
29	(05) MAINT. & GEN. OPERATION	
30	(A) OPER. EXPENSE	172,255
31	(B) CONF. & TRAVEL	18,351
32	(C) PROF. FEES	5,000
33	(D) CAP. OUTLAY	0
34	(E) DATA PROC.	0
35	(06) DATA PROCESSING SERVICES	8,200

1	(07) FOSTER GRANDPARENT PROGRAM	<u>340,135</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,763,707</u></u>

3
 4 SECTION 13. APPROPRIATION - COMMUNITY SERVICE AND NONPROFIT SUPPORT -
 5 CASH. There is hereby appropriated, to the Department of Human Services -
 6 Division of Community Service and Nonprofit Support, to be payable from the
 7 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 8 Officer of the State, for operating expenses of the Department of Human
 9 Services - Division of Community Service and Nonprofit Support for the fiscal
 10 year ending June 30, 2017, the following:

11	ITEM	FISCAL YEAR
12	NO.	2016-2017
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
 22 SECTION 14. APPROPRIATION - COMMUNITY SERVICE AND NONPROFIT SUPPORT -
 23 AMERICORPS GRANTS. There is hereby appropriated, to the Department of Human
 24 Services - Division of Community Service and Nonprofit Support, to be payable
 25 from the paying account as determined by the Chief Fiscal Officer of the
 26 State, for AmeriCorps Grants of the Department of Human Services - Division
 27 of Community Service and Nonprofit Support for the fiscal year ending June
 28 30, 2017, the following:

29	ITEM	FISCAL YEAR
30	NO.	2016-2017
31	(01) AMERICORPS GRANTS	<u><u>\$2,510,704</u></u>

32
 33
 34 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 36 DIRECTOR'S OFFICE/OFFICE OF CHIEF COUNSEL - PURCHASE OF EVIDENCE. Upon

1 approval by the Chief Fiscal Officer of the State, the Chief Counsel for the
2 Department of Human Services may transfer an amount up to but not to exceed
3 \$12,000 and deposit same in a bank account for the purpose of purchasing
4 evidence in the course of investigating the illegal use of food
5 stamps/Electronic Benefit Transfer (EBT) cards. The funds so transferred
6 shall be subject to accounting in a manner substantially similar to that
7 employed by the Arkansas State Police for such transactions; provided
8 however, that information tending to identify participants in such
9 transactions shall be exempt from the Arkansas Freedom of Information Act.

10 The provisions of this section shall be in effect only from July 1, ~~2015~~
11 2016 through June 30, ~~2016~~ 2017.

12
13 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HUMAN
15 SERVICES RENOVATION FUND. Department of Human Services Renovation Fund.

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

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

22 (c) The fund shall consist of:

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

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

36 (3) Other non-general revenue funds as may be available within the Department

1 of Human Services that can be used for the purposes of this fund.

2 (d)(1) At the request of the Director of the Department of Human Services,
3 and upon certification of the availability of such funds, the Chief Fiscal
4 Officer of the State shall initiate the necessary transfer documents to
5 reflect the transfer on the books of record of the Treasurer of State, the
6 Auditor of State, the Chief Fiscal Officer of the State, and the Department
7 of Human Services.

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

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

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

33 The provisions of this section shall be in effect only from July 1, ~~2015~~
34 2016 through June 30, ~~2016~~ 2017.

35
36 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
2 AUTHORITY. The Director of the Department of Human Services shall have
3 transfer authority provided by the following:

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

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

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

29 (d) REALLOCATION OF RESOURCES: (1) The Department of Human Services (DHS)
30 provides hundreds of different services to over 1 million Arkansans. The
31 specific mix of service needs and the funding and staffing required to
32 provide them can vary significantly based on many factors, including natural
33 disasters, changing federal mandates and funding sources, demographic shifts,
34 fluctuating court-ordered services, social trends, and job market variations
35 such as nursing shortages. The impact of these factors through the course of
36 any fiscal year make it very difficult for the Department to accurately

1 predict the exact needs for funding, appropriation and positions in each of
2 its over 100 different appropriations. To ensure that it can respond quickly
3 to changing client needs and make the most effective use of the resources
4 allocated to it, the Department of Human Services shall be authorized to
5 utilize the reallocation of resource authority to make the proper adjustments
6 to the budgets within the Department. Therefore, upon determination by the
7 Director of the Department of Human Services that a reallocation of resources
8 within the department is necessary for the efficient and effective operation
9 of the department, the director, with approval of the Governor, shall have
10 the authority to request, from the Chief Fiscal Officer of the State, a
11 transfer of positions, appropriations, line item appropriations, and funds
12 within or between existing and newly created divisions, offices, sections, or
13 units of the department. Provided, however, that no transfer of funds or
14 appropriation that provides direct support or matching support for the
15 Arkansas Medicaid Program shall be made to any other fund account or
16 appropriation that does not directly support the Arkansas Medicaid Program.
17 Further, no positions, funds, or appropriation authorized during the budget
18 process for the Division of Children and Family Services compliance with
19 initiatives established under the Angela R. consent decree shall be
20 transferred to any other division. Nothing in this provision is intended to
21 prevent the one-time transfers of savings in any other program to the
22 Arkansas Medicaid Program, with the exception of the provisions previously
23 cited for the Division of Children and Family Services – Angela R. consent
24 decree. The Division of Developmental Disabilities – Grants to Community
25 Providers line item of the Developmental Disabilities Services - Grants-in-
26 Aid appropriation may not be decreased. The appropriation, funding, and
27 positions provided for the five Human Development Centers shall remain at a
28 level sufficient to ensure quality care for the Centers' residents. The
29 exemptions provided in this subsection whereby certain DHS Programs and
30 Divisions are protected from appropriation, fund, or position transfers are
31 applicable only to the reallocation or transfer authority granted herein, and
32 not by any reductions which are applicable to all state programs.

33 The Director of the Department of Human Services shall submit any requests
34 for transfers to and must receive approval of the requests for transfers from
35 the Chief Fiscal Officer of the State, the Governor, and the Arkansas
36 Legislative Council prior to the effective date of the transfers. Provided,

1 however, that the Department of Human Services shall be limited to submitting
2 no more than two reallocation of resources transfer requests during any
3 fiscal year. In each Departmental request no single division will request
4 reallocation for more than one purpose as listed in this section. Transfer
5 authority for unforeseen purposes shall further be limited to no more than 5%
6 of the total appropriation, funding, and positions authorized for the
7 Department. Reallocation of resources transfers may include multiple items
8 but shall be limited to the following purposes:

9 i). Medicaid Program

10 ii). Facilities and institutions costs, including operational expenses and
11 construction/renovation/equipping expenses

12 iii). Departmental grants and contracts

13 iv). Court ordered settlements and payments

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

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

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

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

1 (2) If it is determined that the requested reallocation of resources
2 transfers should be made, the Chief Fiscal Officer of the State shall then
3 initiate the necessary transfer documents to reflect the transfers upon the
4 fiscal records of the Treasurer of State, the Auditor of State, the Chief
5 Fiscal Officer of the State, and the Department of Human Services. In
6 addition, the Chief Fiscal Officer of the State, together with the Co-
7 Chairpersons of the Legislative Council or Joint Budget Committee, may
8 approve, on an emergency basis, requests for utilization of this Section
9 without prior approval of the Arkansas Legislative Council, with any such
10 actions reported at the next meeting of the Arkansas Legislative Council.

11 The provisions of this section shall be in effect only from July 1, ~~2015~~
12 2016 through June 30, ~~2016~~ 2017.

13
14 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

16 NURSING/DIRECT CARE EDUCATION STIPEND PROGRAM. Special provision for a
17 Nursing/Direct Care Education Stipend Program for the Department of Human
18 Services is hereby authorized to pay from State and Federal Funds
19 appropriated in each division Act. This program is for eligible nursing
20 students who are attending accredited nursing institutions to become
21 Registered or Licensed Practical Nurses, as well as Certified Nursing
22 Assistants, Residential Care Assistants, Residential Care Technicians,
23 Residential Care Supervisors and Behavioral Health Aides.

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

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

35 The provisions of this section shall be in effect only from July 1, ~~2015~~
36 2016 through June 30, ~~2016~~ 2017.

SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

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

Registered Nurse Classifications

- \$1,000 after completing 6 months probationary employment
- \$1,500 after completing 1st year employment
- \$1,500 after completing 2nd year employment

Licensed Practical Nurse Classifications

- \$ 500 after completing 6 months probationary employment
- \$ 500 after completing 1st year employment
- \$1,000 after completing 2nd year employment

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

- \$ 500 after completing 6 month probationary employment
- \$ 500 after completing 1st year employment

1
2 Any qualified person hired and offered bonus payment described herein will
3 forfeit the balance of the payments if he/she voluntarily resigns or is
4 terminated for cause from employment from the Department of Human Services
5 prior to completing the required employment commitment time periods outlined
6 above.

7 The provisions of this section shall be in effect only from July 1, ~~2015~~
8 2016 through June 30, ~~2016~~ 2017.

9
10 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
12 TRANSFER PROVISION - HEALTH CARE INDEPENDENCE PROGRAM TRUST FUND.

13 Notwithstanding any other provisions of law to the contrary, the entire
14 amount received and retained in the Medicaid Trust Fund from the Pulaski
15 County Circuit Court Case No. CV2007-15345 shall be transferred from the
16 Medicaid Trust Fund to the Health Care Independence Program Trust Fund to be
17 used exclusively as authorized by Ark. Code 19-5-1141.

18 The provisions of this section shall be in effect from July 1, ~~2015~~
19 2016 through June 30, ~~2016~~ 2017.

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

30
31 SECTION 22. LEGISLATIVE INTENT. It is the intent of the General
32 Assembly that any funds disbursed under the authority of the appropriations
33 contained in this act shall be in compliance with the stated reasons for
34 which this act was adopted, as evidenced by the Agency Requests, Executive
35 Recommendations and Legislative Recommendations contained in the budget
36 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

3
4 SECTION 23. EMERGENCY CLAUSE. It is found and determined by the
5 General Assembly, that the Constitution of the State of Arkansas prohibits
6 the appropriation of funds for more than a one (1) year period; that the
7 effectiveness of this Act on July 1, 2016 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the legislative session, the delay in the
10 effective date of this Act beyond July 1, 2016 could work irreparable harm
11 upon the proper administration and provision of essential governmental
12 programs. Therefore, an emergency is hereby declared to exist and this Act
13 being necessary for the immediate preservation of the public peace, health
14 and safety shall be in full force and effect from and after July 1, 2016.