

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

# A Bill

SENATE BILL 70

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  
10 VETERANS' AFFAIRS FOR THE FISCAL YEAR ENDING JUNE 30,  
11 2017; AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE DEPARTMENT OF VETERANS'  
15 AFFAIRS APPROPRIATION FOR THE 2016-2017  
16 FISCAL YEAR.  
17  
18  
19

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

22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Department of Veterans' Affairs for the 2016-2017 fiscal year, the following  
24 maximum number of regular employees.  
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
30	(1) U008U	ADVA DIRECTOR	1	\$99,602
31	(2) G039N	ADVA ASSISTANT DIRECTOR	1	GRADE N905
32	(3) A012N	ADVA CHIEF FISCAL OFFICER	1	GRADE N903
33	(4) L026N	STATE VETERANS HOME ADMINISTRATOR	1	GRADE N903
34	(5) G254C	ADVA CLAIMS & APPEALS DIVISION MGR	1	GRADE C124
35	(6) A031C	ASSISTANT CONTROLLER	1	GRADE C124
36	(7) L019C	REGISTERED NURSE COORDINATOR	1	GRADE C123



1	(8)	L027C	REGISTERED NURSE SUPERVISOR	1	GRADE C122
2	(9)	M009C	LICENSED CERTIFIED SOCIAL WORKER	1	GRADE C121
3	(10)	R014C	PERSONNEL MANAGER	1	GRADE C121
4	(11)	L032C	REGISTERED NURSE - HOSPITAL	8	GRADE C121
5	(12)	G252C	VETERANS SERVICE PROGRAM MANAGER	3	GRADE C120
6	(13)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
7	(14)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
8	(15)	G253C	VETERANS SERVICE OFFICER	9	GRADE C118
9	(16)	G237C	VETERANS CEMETERY MANAGER	1	GRADE C117
10	(17)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
11	(18)	C037C	ADMINISTRATIVE ANALYST	2	GRADE C115
12	(19)	A091C	FISCAL SUPPORT ANALYST	5	GRADE C115
13	(20)	S033C	MAINTENANCE SUPERVISOR	3	GRADE C115
14	(21)	V018C	WAREHOUSE MANAGER	1	GRADE C114
15	(22)	L069C	LICENSED PRACTICAL NURSE	17	GRADE C113
16	(23)	S046C	MAINTENANCE TECHNICIAN	4	GRADE C113
17	(24)	T072C	SECURITY OFFICER SUPERVISOR	1	GRADE C113
18	(25)	C056C	ADMINISTRATIVE SPECIALIST III	5	GRADE C112
19	(26)	M076C	RECREATIONAL ACTIVITY LEADER II	1	GRADE C111
20	(27)	T084C	PUBLIC SAFETY SECURITY OFFICER	4	GRADE C110
21	(28)	C073C	ADMINISTRATIVE SPECIALIST II	2	GRADE C109
22	(29)	L082C	CERTIFIED NURSING ASSISTANT	61	GRADE C109
23	(30)	S060C	HEAVY EQUIPMENT OPERATOR	4	GRADE C109
24	(31)	M082C	RECREATIONAL ACTIVITY LEADER I	1	GRADE C109
25	(32)	V027C	INVENTORY CONTROL TECHNICIAN	1	GRADE C108
26	(33)	S084C	INSTITUTIONAL SERVICES SUPERVISOR	1	GRADE C104
27	(34)	S087C	INSTITUTIONAL SERVICES ASSISTANT	<u>11</u>	GRADE C103
28			MAX. NO. OF EMPLOYEES	158	

29

30 SECTION 2. APPROPRIATION - STATE OPERATIONS. There is hereby  
 31 appropriated, to the Department of Veterans' Affairs, to be payable from the  
 32 Miscellaneous Agencies Fund Account, for personal services and operating  
 33 expenses of the Department of Veterans' Affairs - State Operations for the  
 34 fiscal year ending June 30, 2017, the following:

35

36 ITEM FISCAL YEAR

1	<u>NO.</u>	<u>2016-2017</u>
2	(01) REGULAR SALARIES	\$1,171,193
3	(02) PERSONAL SERVICES MATCHING	474,705
4	(03) MAINT. & GEN. OPERATION	
5	(A) OPER. EXPENSE	131,775
6	(B) CONF. & TRAVEL	5,750
7	(C) PROF. FEES	0
8	(D) CAP. OUTLAY	0
9	(E) DATA PROC.	0
10	(04) AID TO COUNTY VETERANS' SERVICE	
11	OFFICES	375,000
12	(05) CONTINGENCY	<u>250,000</u>
13	TOTAL AMOUNT APPROPRIATED	<u>\$2,408,423</u>

14

15       SECTION 3. EXTRA HELP - VETERANS' HOME - FAYETTEVILLE. There is hereby  
 16 authorized, for the Department of Veterans' Affairs - Veterans' Home -  
 17 Fayetteville for the 2016-2017 fiscal year, the following maximum number of  
 18 part-time or temporary employees, to be known as "Extra Help", payable from  
 19 funds appropriated herein for such purposes: seven (7) temporary or part-  
 20 time employees, when needed, at rates of pay not to exceed those provided in  
 21 the Uniform Classification and Compensation Act, or its successor, or this  
 22 act for the appropriate classification.

23

24       SECTION 4. APPROPRIATION - VETERANS' HOME - FAYETTEVILLE. There is  
 25 hereby appropriated, to the Department of Veterans' Affairs, to be payable  
 26 from the cash fund deposited in the State Treasury as determined by the Chief  
 27 Fiscal Officer of the State, for personal services and operating expenses of  
 28 the Department of Veterans' Affairs - Veterans' Home - Fayetteville for the  
 29 fiscal year ending June 30, 2017, the following:

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31	ITEM	FISCAL YEAR
32	<u>NO.</u>	<u>2016-2017</u>
33	(01) REGULAR SALARIES	\$3,351,462
34	(02) EXTRA HELP	40,000
35	(03) PERSONAL SERVICES MATCHING	1,558,105
36	(04) OVERTIME	40,000

1	(05) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	2,627,477
3	(B) CONF. & TRAVEL	5,885
4	(C) PROF. FEES	355,000
5	(D) CAP. OUTLAY	30,000
6	(E) DATA PROC.	0
7	(06) REFUNDS/REIMBURSEMENTS	475,000
8	(07) CONTINGENCY	<u>250,000</u>
9	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,732,929</u></u>

10

11 SECTION 5. APPROPRIATION - VETERANS' CEMETERIES - STATE. There is  
 12 hereby appropriated, to the Department of Veterans' Affairs, to be payable  
 13 from the Miscellaneous Agencies Fund Account, for personal services and  
 14 operating expenses of the Department of Veterans' Affairs - Veterans'  
 15 Cemeteries - State for the fiscal year ending June 30, 2017, the following:

16

17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2016-2017</u>
19	(01) REGULAR SALARIES	\$285,402
20	(02) PERSONAL SERVICES MATCHING	132,312
21	(03) MAINT. & GEN. OPERATION	
22	(A) OPER. EXPENSE	135,070
23	(B) CONF. & TRAVEL	3,000
24	(C) PROF. FEES	0
25	(D) CAP. OUTLAY	0
26	(E) DATA PROC.	<u>0</u>
27	TOTAL AMOUNT APPROPRIATED	<u><u>\$555,784</u></u>

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29 SECTION 6. EXTRA HELP - VETERANS' CEMETERIES - CASH. There is hereby  
 30 authorized, for the Department of Veterans' Affairs - Veterans' Cemeteries -  
 31 Cash for the 2016-2017 fiscal year, the following maximum number of part-time  
 32 or temporary employees, to be known as "Extra Help", payable from funds  
 33 appropriated herein for such purposes: four (4) temporary or part-time  
 34 employees, when needed, at rates of pay not to exceed those provided in the  
 35 Uniform Classification and Compensation Act, or its successor, or this act  
 36 for the appropriate classification.

SECTION 7. APPROPRIATION - VETERANS' CEMETERIES - CASH. There is hereby appropriated, to the Department of Veterans' Affairs, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Veterans' Affairs - Veterans' Cemeteries - Cash for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) REGULAR SALARIES	\$161,596
(02) PERSONAL SERVICES MATCHING	71,579
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	135,000
(B) CONF. & TRAVEL	5,000
(C) PROF. FEES	0
(D) CAP. OUTLAY	215,000
(E) DATA PROC.	0
(04) CONTINGENCY	<u>250,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$838,175</u></u>

SECTION 8. APPROPRIATION - MILITARY FUNERAL HONORS PROGRAM. There is hereby appropriated, to the Department of Veterans' Affairs, to be payable from the Military Funeral Honors Fund, for operating expenses of the Department of Veterans' Affairs - Military Funeral Honors Program for the fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) MILITARY FUNERAL HONORS EXPENSES	<u><u>\$100,000</u></u>

SECTION 9. APPROPRIATION - NLR CEMETERY - FEDERAL. There is hereby appropriated, to the Department of Veterans' Affairs, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for construction, maintenance and operating expenses of the Department of Veterans' Affairs - NLR Cemetery - Federal for the fiscal year ending June

1 30, 2017, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2016-2017</u>
5 (01) MAINT. & GEN. OPERATION	
6 (A) OPER. EXPENSE	\$408,494
7 (B) CONF. & TRAVEL	0
8 (C) PROF. FEES	41,039
9 (D) CAP. OUTLAY	0
10 (E) DATA PROC.	0
11 (02) CONSTRUCTION	<u>689,529</u>
12 TOTAL AMOUNT APPROPRIATED	<u><u>\$1,139,062</u></u>

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14 SECTION 10. APPROPRIATION - VETERANS' HOME TREASURY - CASH. There is  
 15 hereby appropriated, to the Department of Veterans' Affairs, to be payable  
 16 from the cash fund deposited in the State Treasury as determined by the Chief  
 17 Fiscal Officer of the State, for operating expenses of the Department of  
 18 Veterans' Affairs - Veterans' Home Treasury - Cash for the fiscal year ending  
 19 June 30, 2017, the following:

20

21 ITEM	FISCAL YEAR
22 <u>NO.</u>	<u>2016-2017</u>
23 (01) MAINT. & GEN. OPERATION	
24 (A) OPER. EXPENSE	\$635,727
25 (B) CONF. & TRAVEL	0
26 (C) PROF. FEES	0
27 (D) CAP. OUTLAY	0
28 (E) DATA PROC.	<u>0</u>
29 TOTAL AMOUNT APPROPRIATED	<u><u>\$635,727</u></u>

30

31 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRAINING  
 33 CONFERENCES. The funds appropriated herein for Aid to County Veterans'  
 34 Service Offices may also be used by the Department of Veterans' Affairs to  
 35 pay expenses of County Veterans' Service Officers for attending regional or  
 36 statewide training conferences approved by the Department of Veterans'

1 Affairs and designed to provide better trained and qualified Veterans'  
2 Service Officers in the various counties. Any such expenses paid by the  
3 Department of Veterans' Affairs from funds appropriated herein shall be on  
4 the same reimbursement basis as the reimbursement of state employees for  
5 expenses incurred in attending their official business. Provided, no County  
6 Veterans' Service Officer shall be entitled to receive reimbursement for  
7 expenses incurred in attending more than two (2) approved conferences per  
8 year.

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

11

12 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LIABILITY  
14 INSURANCE APPROPRIATION RESTRICTION. In no event shall the Department of  
15 Veterans' Affairs expend or transfer any appropriation or funds for the  
16 purchase of malpractice liability insurance for the benefit of a non-  
17 governmental entity.

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

20

21 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF  
23 ADVA CONTINGENCY POSITION POOL AND CONTINGENCY APPROPRIATION. In the event  
24 additional appropriation becomes necessary that is not authorized or  
25 contemplated in Section 2, Section 4 and Section 7 of this Act and growth in  
26 the State Veterans' Home at Fayetteville's resident census and/or growth in  
27 the number of interments at the State Veterans' Cemetery at North Little Rock  
28 makes it necessary for the Arkansas Department of Veterans' Affairs to  
29 request additional positions, regular salaries and personal services matching  
30 appropriation in order to carry out the objectives of the Agency, the ADVA  
31 Contingency Position Pool and Contingency Appropriation authorized herein may  
32 be used for regular salaries and personal services matching line items.  
33 The Arkansas Department of Veterans' Affairs Contingency Appropriation  
34 authorized herein shall be funded primarily with cash funds of the State  
35 Veterans' Home at Fayetteville and of the State Veterans' Cemetery at North  
36 Little Rock. Each entity's cash funds shall be utilized in support of its own

1 business operations and shall not be co-mingled. In addition, general  
 2 revenue funding in support of the ADVA Contingency Position Pool shall be  
 3 limited to \$250,000 per year.

4 Use of the ADVA Contingency Position Pool and Contingency Appropriation  
 5 authorized in this Act shall be conditioned upon approval by the Chief Fiscal  
 6 Officer of the State and upon certification by the Director of the Arkansas  
 7 Department of Veterans' Affairs that funds are available to support the  
 8 contingency positions requested and upon prior review by the Arkansas  
 9 Legislative Council or Joint Budget Committee.

10 The General Assembly has determined that the Arkansas State Veterans'  
 11 Home at Fayetteville and the Arkansas State Veterans' Cemetery at North  
 12 Little Rock may operate more efficiently if some flexibility is provided to  
 13 the Arkansas Department of Veterans' Affairs under this Section.

14				MAXIMUM ANNUAL
15				SALARY RATE
16	ITEM	CLASS	MAXIMUM	FISCAL YEAR
17	<u>NO.</u>	<u>CODE TITLE</u>	<u>NO. OF</u>	<u>2016-2017</u>
			<u>EMPLOYEES</u>	<u>GRADE</u>
18	(1)	C087C ADMIN SPECIALIST I	1	C106
19	(2)	S046C MAINT TECHNICIAN	1	C113
20	(3)	S050C MAINT SPECIALIST	1	C112
21	(4)	S056C MAINT ASSISTANT	3	C108
22	(5)	L009C NURSE MANAGER	1	C125
23	(6)	L019C REG NURSE COORD	1	C123
24	(7)	D071C COMP SUPPORT ANALYST	1	C117
25	(8)	L069C LICENSED PRACT NURSE	1	C113
26	(9)	M065C RECR ACTIVITY LEADER SVR 1	1	C114
27	(10)	L082C CERTIFIED NURSING ASSIST	9	C109
28	(11)	S087C INSTITUTIONAL SERV ASST	3	C109

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

31  
 32 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 33 authorized by this act shall be limited to the appropriation for such agency  
 34 and funds made available by law for the support of such appropriations; and  
 35 the restrictions of the State Procurement Law, the General Accounting and  
 36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary



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

5  
6 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General  
7 Assembly that any funds disbursed under the authority of the appropriations  
8 contained in this act shall be in compliance with the stated reasons for  
9 which this act was adopted, as evidenced by the Agency Requests, Executive  
10 Recommendations and Legislative Recommendations contained in the budget  
11 manuals prepared by the Department of Finance and Administration, letters, or  
12 summarized oral testimony in the official minutes of the Arkansas Legislative  
13 Council or Joint Budget Committee which relate to its passage and adoption.

14  
15 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the  
16 General Assembly, that the Constitution of the State of Arkansas prohibits  
17 the appropriation of funds for more than a one (1) year period; that the  
18 effectiveness of this Act on July 1, 2016 is essential to the operation of  
19 the agency for which the appropriations in this Act are provided, and that in  
20 the event of an extension of the legislative session, the delay in the  
21 effective date of this Act beyond July 1, 2016 could work irreparable harm  
22 upon the proper administration and provision of essential governmental  
23 programs. Therefore, an emergency is hereby declared to exist and this Act  
24 being necessary for the immediate preservation of the public peace, health  
25 and safety shall be in full force and effect from and after July 1, 2016.