

State of Arkansas
90th General Assembly
Regular Session, 2015

A Bill

HOUSE BILL 1148

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 - DIVISION OF AGING AND ADULT SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF AGING AND ADULT SERVICES APPROPRIATION FOR THE 2015-2016 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for the Department of Human Services - Division of Aging and Adult Services for the 2015-2016 fiscal year, the following maximum number of regular employees.

| Item No. | Class Code | Title | Maximum No. of Employees | Maximum Annual Salary Rate |
|----------|------------|-------------------------------------|--------------------------|----------------------------|
| | | | | Fiscal Year 2015-2016 |
| (1) | N027N | DHS DEPUTY DIRECTOR ADULT SERVICES | 1 | GRADE N909 |
| (2) | N147N | DHS/DAAS ASST DEP DIR | 1 | GRADE N902 |
| (3) | N142N | DHS/DAAS DEPUTY DIRECTOR | 1 | GRADE N902 |
| (4) | N168N | DHS DIR HOME & COMMUNITY BASED SVCS | 1 | GRADE N901 |



| | | | | |
|------|-------|--------------------------------------|----------|------------|
| (5) | G101C | DHS AREA MANAGER | 2 | GRADE C129 |
| (6) | D007C | INFORMATION SYSTEMS MANAGER | 1 | GRADE C128 |
| (7) | G047C | ATTORNEY SPECIALIST | 2 | GRADE C126 |
| (8) | A024C | DHS DIVISION CHIEF FISCAL OFFICER | 1 | GRADE C125 |
| (9) | L009C | NURSE MANAGER | 1 | GRADE C125 |
| (10) | G083C | DHS/DAAS DIVISION MANAGER | 2 | GRADE C123 |
| (11) | G099C | DHS PROGRAM ADMINISTRATOR | 8 | GRADE C122 |
| (12) | D047C | INFORMATION SYSTEMS BUSINESS ANALYST | 1 | GRADE C122 |
| (13) | L027C | REGISTERED NURSE SUPERVISOR | 12 | GRADE C122 |
| (14) | M016C | DHS FIELD MANAGER | 5 | GRADE C120 |
| (15) | L038C | REGISTERED NURSE | 76 | GRADE C120 |
| (16) | R021C | BUDGET ANALYST | 1 | GRADE C119 |
| (17) | D063C | COMPUTER SUPPORT SPECIALIST | 1 | GRADE C119 |
| (18) | G152C | DHS PROGRAM MANAGER | 2 | GRADE C119 |
| (19) | G153C | DHS/DAAS PROGRAM SUPERVISOR | 3 | GRADE C119 |
| (20) | X062C | QUALITY ASSURANCE COORDINATOR | 1 | GRADE C119 |
| (21) | R024C | ASSISTANT PERSONNEL MANAGER | 1 | GRADE C118 |
| (22) | M025C | PROGRAM ELIGIBILITY COORDINATOR I | 2 | GRADE C118 |
| (23) | M045C | ADULT PROTECTIVE SERVICES WORKER | 38 | GRADE C117 |
| (24) | G183C | DHS PROGRAM COORDINATOR | 5 | GRADE C117 |
| (25) | R025C | HUMAN RESOURCES ANALYST | 1 | GRADE C117 |
| (26) | G178C | POLICY DEVELOPMENT COORDINATOR | 1 | GRADE C117 |
| (27) | G198C | DHS/DAAS PROGRAM SPECIALIST | 11 | GRADE C116 |
| (28) | D075C | SOFTWARE SUPPORT SPECIALIST | 1 | GRADE C116 |
| (29) | C037C | ADMINISTRATIVE ANALYST | 1 | GRADE C115 |
| (30) | G210C | DHS PROGRAM SPECIALIST | 5 | GRADE C115 |
| (31) | A091C | FISCAL SUPPORT ANALYST | 1 | GRADE C115 |
| (32) | D077C | HELP DESK SPECIALIST | 2 | GRADE C115 |
| (33) | C056C | ADMINISTRATIVE SPECIALIST III | 13 | GRADE C112 |
| (34) | C073C | ADMINISTRATIVE SPECIALIST II | <u>7</u> | GRADE C109 |
| | | MAX. NO. OF EMPLOYEES | 212 | |

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Department of Human Services - Division of Aging and Adult Services for the 2015-2016 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds

appropriated herein for such purposes: eighteen (18) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Department of Human Services - Division of Aging and Adult 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 Aging and Adult Services for the fiscal year ending June 30, 2016, the following:

| ITEM NO. | FISCAL YEAR 2015-2016 |
|---|--------------------------|
| (01) REGULAR SALARIES | \$9,712,696 |
| (02) EXTRA HELP | 120,434 |
| (03) PERSONAL SERVICES MATCHING | 3,341,000 |
| (04) MAINT. & GEN. OPERATION | |
| (A) OPER. EXPENSE | 2,590,573 |
| (B) CONF. & TRAVEL | 100,000 |
| (C) PROF. FEES | 602,000 |
| (D) CAP. OUTLAY | 0 |
| (E) DATA PROC. | 0 |
| (05) COMMUNITY BASED CARE | 90,000 |
| (06) NURSING HOME CARE ALTERNATIVES | 6,787,525 |
| (07) NUTRITION PROGRAMS | 13,535,285 |
| (08) OLDER WORKER PROGRAM | 1,552,665 |
| (09) PROJECT GRANTS | 12,294,305 |
| (10) RETIRED & SENIOR VOLUNTEER PROGRAM | 75,000 |
| (11) SENIOR CITIZEN CENTERS | <u>5,000,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$55,801,483</u> |

SECTION 4. APPROPRIATION - MEALS ON WHEELS. 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 the Meals on Wheels Program and transportation services for the elderly

of the Department of Human Services - Division of Aging and Adult Services for the fiscal year ending June 30, 2016, the following:

| ITEM NO. | FISCAL YEAR 2015-2016 |
|------------------------------|--------------------------|
| (01) TRANSPORTATION SERVICES | <u>\$2,400,000</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, 2016, the following:

| ITEM NO. | FISCAL YEAR 2015-2016 |
|------------------|--------------------------|
| (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, 2016, the following:

| ITEM NO. | FISCAL YEAR 2015-2016 |
|----------------------------------|--------------------------|
| (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, ~~2014~~ 2015 through June 30, ~~2015~~ 2016.

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

The provisions of this section shall be in effect only from July 1, ~~2014~~ 2015 through June 30, ~~2015~~ 2016.

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

The provisions of this section shall be in effect only from July 1, ~~2014~~ 2015 through June 30, ~~2015~~ 2016.

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

The provisions of this section shall be in effect only from July 1, ~~2014~~ 2015 through June 30, ~~2015~~ 2016.

SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SENIOR CITIZEN CENTERS. The appropriation in this act for Senior Citizen Centers shall be distributed in the same manner as the funding formula requirements set out in the federal Older Americans Act funding law. The additional funding provided by this provision shall supplement and not supplant any monies currently funding services for Senior Citizen Centers.

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

The provisions of this section shall be in effect only from July 1, ~~2014~~ 2015 through June 30, ~~2015~~ 2016.

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

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

SECTION 14. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2015 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2015 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2015.