

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

HOUSE BILL 1151

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, 2016; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF HUMAN
15 SERVICES - ADMINISTRATION APPROPRIATION
16 FOR THE 2015-2016 FISCAL YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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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 2015-2016 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
				2015-2016
31	(1) U011U	DHS DIRECTOR	1	\$161,038
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)	G025C	ATTORNEY SUPERVISOR	5	GRADE C127
3	(9)	G024C	DEPARTMENT ADMINISTRATIVE LAW JUDGE	3	GRADE C127
4	(10)	G047C	ATTORNEY SPECIALIST	52	GRADE C126
5	(11)	G042C	DHS ADMINISTRATIVE LAW JUDGE	6	GRADE C126
6	(12)	R008C	DHS EMPLOYEE RELATIONS MANAGER	1	GRADE C125
7	(13)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
8	(14)	A044C	AUDIT COORDINATOR	2	GRADE C122
9	(15)	R014C	PERSONNEL MANAGER	1	GRADE C121
10	(16)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
11	(17)	G152C	DHS PROGRAM MANAGER	3	GRADE C119
12	(18)	A066C	INTERNAL AUDITOR	4	GRADE C119
13	(19)	A060C	SENIOR AUDITOR	14	GRADE C119
14	(20)	R024C	ASSISTANT PERSONNEL MANAGER	1	GRADE C118
15	(21)	G170C	DHS ADMINISTRATIVE REVIEW OFFICER	6	GRADE C118
16	(22)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
17	(23)	R026C	CIVIL RIGHTS/EMP RELATIONS COORD	5	GRADE C117
18	(24)	G183C	DHS PROGRAM COORDINATOR	2	GRADE C117
19	(25)	X101C	INTERNAL AFFAIRS INVESTIGATOR	1	GRADE C117
20	(26)	G179C	LEGAL SERVICES SPECIALIST	2	GRADE C117
21	(27)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
22	(28)	A089C	ACCOUNTANT I	1	GRADE C116
23	(29)	X125C	FRAUD INVESTIGATOR COORDINATOR	3	GRADE C116
24	(30)	P031C	MEDIA SPECIALIST	1	GRADE C116
25	(31)	C037C	ADMINISTRATIVE ANALYST	1	GRADE C115
26	(32)	G210C	DHS PROGRAM SPECIALIST	6	GRADE C115
27	(33)	X156C	FRAUD INVESTIGATOR	6	GRADE C114
28	(34)	C046C	LEGAL SUPPORT SPECIALIST	36	GRADE C113
29	(35)	C056C	ADMINISTRATIVE SPECIALIST III	10	GRADE C112
30	(36)	R038C	HUMAN RESOURCES ASSISTANT	1	GRADE C110
31	(37)	C087C	ADMINISTRATIVE SPECIALIST I	<u>2</u>	GRADE C106
32			MAX. NO. OF EMPLOYEES	190	

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34 SECTION 2. REGULAR SALARIES - ADMINISTRATIVE SERVICES. There is hereby
 35 established for the Department of Human Services - Division of Administrative
 36 Services for the 2015-2016 fiscal year, the following maximum number of

1 regular employees.

2					3	Maximum Annual
4					Maximum	Salary Rate
5	Item	Class			No. of	Fiscal Year
6	No.	Code	Title		Employees	2015-2016
7	(1)	N016N	DHS DEP DIR ADMINISTRATIVE SVCS		1	GRADE N911
8	(2)	N040N	DHS CHIEF INFORMATION OFFICER		1	GRADE N909
9	(3)	N112N	DHS ASST DEP DIR FIN SUPPORT SYSTEM		1	GRADE N905
10	(4)	N111N	DHS ASST DEP DIR FOR MGR ACCOUNTING		1	GRADE N905
11	(5)	N107N	DHS/OFA ASST DIR - ACCOUNTING OPS		1	GRADE N905
12	(6)	N109N	DHS/OFA ASSISTANT DIRECTOR		1	GRADE N905
13	(7)	R002N	DHS DIRECTOR OF HUMAN CAPITAL		1	GRADE N904
14	(8)	P004N	DHS DIRECTOR OF PUBLIC RELATIONS		1	GRADE N901
15	(9)	N167N	DHS POLICY & RESEARCH DIRECTOR		1	GRADE N901
16	(10)	G027N	DHS RESEARCH ANALYSIS MANAGER		1	GRADE N901
17	(11)	G004C	MANAGING ATTORNEY		1	GRADE C129
18	(12)	A010C	AGENCY CONTROLLER II		6	GRADE C128
19	(13)	D007C	INFORMATION SYSTEMS MANAGER		3	GRADE C128
20	(14)	R006C	HUMAN RESOURCES ADMINISTRATOR		2	GRADE C126
21	(15)	A027C	ACCOUNTING OPERATIONS MANAGER		1	GRADE C125
22	(16)	A031C	ASSISTANT CONTROLLER		6	GRADE C124
23	(17)	E013C	EDUCATION PROGRAM MANAGER		1	GRADE C124
24	(18)	D025C	STATE IT SECURITY SPECIALIST		3	GRADE C124
25	(19)	G099C	DHS PROGRAM ADMINISTRATOR		2	GRADE C122
26	(20)	A052C	ACCOUNTING COORDINATOR		4	GRADE C121
27	(21)	A047C	FINANCIAL ANALYST II		1	GRADE C121
28	(22)	G109C	GRANTS MANAGER		2	GRADE C121
29	(23)	V004C	PROCUREMENT MANAGER		1	GRADE C121
30	(24)	D052C	SOFTWARE SUPPORT ANALYST		6	GRADE C121
31	(25)	A056C	DHS FINANCIAL SECTION MANAGER		7	GRADE C120
32	(26)	D057C	INFORMATION TECHNOLOGY MANAGER		1	GRADE C120
33	(27)	E023C	TRAINING PROJECT MANAGER		1	GRADE C120
34	(28)	R021C	BUDGET ANALYST		2	GRADE C119
35	(29)	D063C	COMPUTER SUPPORT SPECIALIST		11	GRADE C119
36	(30)	G152C	DHS PROGRAM MANAGER		3	GRADE C119

1	(31)	G147C	GRANTS COORDINATOR	2	GRADE C119
2	(32)	D061C	INFORMATION SYSTEMS COORD SPECIALIST	5	GRADE C119
3	(33)	A065C	PAYROLL SERVICES COORDINATOR	2	GRADE C119
4	(34)	V007C	PROCUREMENT COORDINATOR	3	GRADE C119
5	(35)	A063C	RESEARCH & STATISTICS SUPERVISOR	1	GRADE C119
6	(36)	R024C	ASSISTANT PERSONNEL MANAGER	8	GRADE C118
7	(37)	A075C	FINANCIAL ANALYST I	1	GRADE C118
8	(38)	A074C	FISCAL SUPPORT SUPERVISOR	10	GRADE C118
9	(39)	D064C	WEBSITE DEVELOPER	1	GRADE C118
10	(40)	R027C	BUDGET SPECIALIST	5	GRADE C117
11	(41)	V013C	CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE C117
12	(42)	D071C	COMPUTER SUPPORT ANALYST	2	GRADE C117
13	(43)	G183C	DHS PROGRAM COORDINATOR	2	GRADE C117
14	(44)	G180C	GRANTS ANALYST	32	GRADE C117
15	(45)	R025C	HUMAN RESOURCES ANALYST	3	GRADE C117
16	(46)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
17	(47)	B076C	RESEARCH PROJECT ANALYST	3	GRADE C117
18	(48)	E040C	STAFF DEVELOPMENT COORDINATOR	6	GRADE C117
19	(49)	A089C	ACCOUNTANT I	14	GRADE C116
20	(50)	R029C	HUMAN RESOURCES RECRUITER	5	GRADE C116
21	(51)	P031C	MEDIA SPECIALIST	1	GRADE C116
22	(52)	C037C	ADMINISTRATIVE ANALYST	5	GRADE C115
23	(53)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
24	(54)	G210C	DHS PROGRAM SPECIALIST	1	GRADE C115
25	(55)	A091C	FISCAL SUPPORT ANALYST	13	GRADE C115
26	(56)	D077C	HELP DESK SPECIALIST	1	GRADE C115
27	(57)	R032C	HUMAN RESOURCES PROGRAM REP	1	GRADE C115
28	(58)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
29	(59)	S032C	PRINT SHOP SUPERVISOR	1	GRADE C115
30	(60)	V015C	PURCHASING SPECIALIST	4	GRADE C115
31	(61)	C040C	LEASING SPECIALIST	1	GRADE C114
32	(62)	A093C	STATISTICIAN	3	GRADE C114
33	(63)	D081C	TELECOMMUNICATIONS SPECIALIST	1	GRADE C114
34	(64)	V018C	WAREHOUSE MANAGER	1	GRADE C114
35	(65)	C050C	ADMINISTRATIVE SUPPORT SUPERVISOR	2	GRADE C113
36	(66)	R036C	HUMAN RESOURCES SPECIALIST	6	GRADE C113

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

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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 2015-2016 fiscal year, the
 20 following maximum number of regular employees.

21

22				Maximum	Maximum Annual
23				No. of	Salary Rate
24	Item	Class			Fiscal Year
25	No.	Code	Title	Employees	2015-2016
26	(1)	N171N	DHS DEP DIR OFFICE OF VOLUNTEER SVCS	1	GRADE N902
27	(2)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
28	(3)	G080C	NATIONAL & COMMUNITY SVCS EXEC DIR	1	GRADE C123
29	(4)	G152C	DHS PROGRAM MANAGER	1	GRADE C119
30	(5)	G147C	GRANTS COORDINATOR	1	GRADE C119
31	(6)	G180C	GRANTS ANALYST	1	GRADE C117
32	(7)	E040C	STAFF DEVELOPMENT COORDINATOR	1	GRADE C117
33	(8)	G176C	VOLUNTEER PROGRAM MANAGER	1	GRADE C117
34	(9)	C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
35	(10)	G202C	VOLUNTEER PROGRAM COORDINATOR	8	GRADE C115
36	(11)	G236C	DHS/DOV AREA COORDINATOR	1	GRADE C114

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	

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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 2015-2016 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.

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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 2015-2016 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.

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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, 2016,
 31 the following:

32

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2015-2016</u>
35	(01) REGULAR SALARIES	\$8,965,803
36	(02) EXTRA HELP	227,799

1	(03) PERSONAL SERVICES MATCHING	3,056,670
2	(04) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	1,338,701
4	(B) CONF. & TRAVEL	33,472
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>\$13,645,745</u>

10

11 SECTION 7. APPROPRIATION - ADMINISTRATIVE SERVICES - OPERATIONS. There
 12 is hereby appropriated, to the Department of Human Services - Division of
 13 Administrative Services, to be payable from the paying account as determined
 14 by the Chief Fiscal Officer of the State, for personal services and operating
 15 expenses of the Department of Human Services - Division of Administrative
 16 Services for the fiscal year ending June 30, 2016, the following:

17

18	ITEM	FISCAL YEAR
19	<u>NO.</u>	<u>2015-2016</u>
20	(01) REGULAR SALARIES	\$12,175,400
21	(02) EXTRA HELP	64,480
22	(03) PERSONAL SERVICES MATCHING	4,425,001
23	(04) OVERTIME	10,000
24	(05) MAINT. & GEN. OPERATION	
25	(A) OPER. EXPENSE	2,690,084
26	(B) CONF. & TRAVEL	24,045
27	(C) PROF. FEES	10,399,691
28	(D) CAP. OUTLAY	0
29	(E) DATA PROC.	0
30	(06) DATA PROCESSING SERVICES	<u>1,967,600</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$31,756,301</u>

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

1 Services - Division of Administrative Services, for purchase of services of
 2 the Department of Human Services - Division of Administrative Services for
 3 the fiscal year ending June 30, 2016, the following:

4

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2015-2016</u>
7 (01) PURCHASE OF SERVICES	<u>\$111,600</u>

8

9 SECTION 9. APPROPRIATION - ADMINISTRATIVE SERVICES - VARIOUS BUILDING
 10 CONSTRUCTION. There is hereby appropriated, to the Department of Human
 11 Services - Division of Administrative Services, to be payable from the
 12 Department of Human Services Renovation Fund, for construction, renovation,
 13 maintenance, equipment and repairs for various buildings operated by the
 14 Department of Human Services for the fiscal year ending June 30, 2016, the
 15 following:

16

17 ITEM	FISCAL YEAR
18 <u>NO.</u>	<u>2015-2016</u>
19 (01) CONSTRUCTION	<u>\$9,877,613</u>

20

21 SECTION 10. APPROPRIATION - ADMINISTRATIVE SERVICES - CONSOLIDATED
 22 COST. There is hereby appropriated, to the Department of Human Services -
 23 Division of Administrative Services, to be payable from the DHS Consolidated
 24 Cost Revolving Fund, for operating expenses of the Department of Human
 25 Services - Division of Administrative Services - Consolidated Cost for the
 26 fiscal year ending June 30, 2016, the following:

27

28 ITEM	FISCAL YEAR
29 <u>NO.</u>	<u>2015-2016</u>
30 (01) MAINT. & GEN. OPERATION	
31 (A) OPER. EXPENSE	\$821,500
32 (B) CONF. & TRAVEL	0
33 (C) PROF. FEES	0
34 (D) CAP. OUTLAY	0
35 (E) DATA PROC.	<u>0</u>
36 TOTAL AMOUNT APPROPRIATED	<u>\$821,500</u>

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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, 2016, the
following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) PURCHASE OF SERVICES	<u>\$129,084</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, 2016, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) REGULAR SALARIES	\$903,229
(02) EXTRA HELP	0
(03) PERSONAL SERVICES MATCHING	331,106
(04) OVERTIME	1,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	115,568
(B) CONF. & TRAVEL	10,851
(C) PROF. FEES	500
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(06) DATA PROCESSING SERVICES	<u>8,200</u>
TOTAL AMOUNT APPROPRIATED	<u>\$1,370,454</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, 2016, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</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, 2016, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) AMERICORPS GRANTS	<u><u>\$2,510,704</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

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

7 The provisions of this section shall be in effect only from July 1, ~~2014~~
8 2015 through June 30, ~~2015~~ 2016.

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

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

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

19 (c) The fund shall consist of:

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

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

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

35 (d)(1) At the request of the Director of the Department of Human Services,
36 and upon certification of the availability of such funds, the Chief Fiscal

1 Officer of the State shall initiate the necessary transfer documents to
2 reflect the transfer on the books of record of the Treasurer of State, the
3 Auditor of State, the Chief Fiscal Officer of the State, and the Department
4 of Human Services.

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

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

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

30 The provisions of this section shall be in effect only from July 1, ~~2014~~
31 2015 through June 30, ~~2015~~ 2016.

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

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

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

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

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

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

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

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

6 i). Medicaid Program

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

9 iii). Departmental grants and contracts

10 iv). Court ordered settlements and payments

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

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

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

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

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

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

8 The provisions of this section shall be in effect only from July 1, ~~2014~~
9 2015 through June 30, ~~2015~~ 2016.

10
11 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

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

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

32 The provisions of this section shall be in effect only from July 1, ~~2014~~
33 2015 through June 30, ~~2015~~ 2016.

34
35 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

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

18

19 Registered Nurse Classifications

20 \$1,000 after completing 6 months probationary employment

21 \$1,500 after completing 1st year employment

22 \$1,500 after completing 2nd year employment

23

24 Licensed Practical Nurse Classifications

25 \$ 500 after completing 6 months probationary employment

26 \$ 500 after completing 1st year employment

27 \$1,000 after completing 2nd year employment

28

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

32 \$ 500 after completing 6 month probationary employment

33 \$ 500 after completing 1st year employment

34

35 Any qualified person hired and offered bonus payment described herein will
 36 forfeit the balance of the payments if he/she voluntarily resigns or is

1 terminated for cause from employment from the Department of Human Services
2 prior to completing the required employment commitment time periods outlined
3 above.

4 The provisions of this section shall be in effect only from July 1, ~~2014~~
5 2015 through June 30, ~~2015~~ 2016.

6
7 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
9 TRANSFER PROVISION - HEALTH CARE INDEPENDENCE PROGRAM TRUST FUND.

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

15 The provisions of this section shall be in effect from July 1, 2015
16 through June 30, 2016.

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

27
28 SECTION 22. LEGISLATIVE INTENT. It is the intent of the General
29 Assembly that any funds disbursed under the authority of the appropriations
30 contained in this act shall be in compliance with the stated reasons for
31 which this act was adopted, as evidenced by the Agency Requests, Executive
32 Recommendations and Legislative Recommendations contained in the budget
33 manuals prepared by the Department of Finance and Administration, letters, or
34 summarized oral testimony in the official minutes of the Arkansas Legislative
35 Council or Joint Budget Committee which relate to its passage and adoption.

36

1 SECTION 23. EMERGENCY CLAUSE. It is found and determined by the
2 General Assembly, that the Constitution of the State of Arkansas prohibits
3 the appropriation of funds for more than a one (1) year period; that the
4 effectiveness of this Act on July 1, 2015 is essential to the operation of
5 the agency for which the appropriations in this Act are provided, and that in
6 the event of an extension of the legislative session, the delay in the
7 effective date of this Act beyond July 1, 2015 could work irreparable harm
8 upon the proper administration and provision of essential governmental
9 programs. Therefore, an emergency is hereby declared to exist and this Act
10 being necessary for the immediate preservation of the public peace, health
11 and safety shall be in full force and effect from and after July 1, 2015.

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