

REQUEST FOR GOVERNOR'S APPROVAL

Federal Mandate: Yes No If yes, cite the regulation: The Community Services Block Grant Act, Public Law 97-35, Federal Omnibus Reconciliation Act of 1981

State Mandate: Yes No If yes, cite the statute: _____

Priority Review Requested: Yes No

Proposed Effective Date: October 1, 2015

Summary:

Financial Impact:	Current Fiscal Year		Next Fiscal Year	
	SGR	None	SGR	None
<input type="checkbox"/> None				
<input type="checkbox"/> Unknown	FFP	\$9,120,191	FFP	\$9,120,191
	TOTAL	\$9,120,191	TOTAL	\$9,120,191

Public Hearing: Yes No

Controversial: Yes No

Emergency Rule: Yes No

**COMMUNITY SERVICES BLOCK GRANT (CSBG)
FY 2016-2017 ARKANSAS STATE PLAN
SUMMARY OF CHANGES**

The Office of Community Services (OCS), Administration for Children and Families, Department of Health and Human Services, in collaboration with the Community Services Block Grant (CSBG) Network, has made significant progress in developing a new CSBG Model State Plan that is streamlined and automated, and incorporates new performance management tools, including eligible entity organizational standards and state accountability measures.

The Arkansas Department of Human Services, Division of County Operations, Office of Community Services, is responsible for administering the Community Services Block Grant, which is a federal anti-poverty program that supports services designed to help low-income individuals and families become self-sufficient.

Arkansas expects to receive approximately \$9,120,191 in federal funds for Fiscal Years 2016 and 2017. Based on Public Law 105-285, the state agency is required to pass through at least 90% of the funds to the sixteen private nonprofit eligible entities (Community Action Agencies). These agencies provide statewide coverage to all 75 counties. No more than five percent may be used by the state agency for administration. The remaining five percent will be spent as a discretionary fund to advance the purposes of the Act.

The State Plan has been formatted in accordance with the electronic submission requirement to HHS. A hard copy will no longer be submitted.

Dates to be published: July 25-27, 2015

Office of Community Services
P.O. Box 1437, Slot S-330
Little Rock, AR 72203-1437

Contact Person: Lorie Williams
Phone Number: (501) 682-8714.

NOTICE OF RULEMAKING

The Arkansas Department of Human Services/ Office of Community Services (OCS) intends to adopt a State Plan for distribution of Community Services Block Grant funds for fiscal years 2016-2017, covering the period from October 1, 2015 to September 30, 2017. Funding is expected to be approximately \$8,709,308 in federal monies annually.

Parties who wish to comment on the proposed plan may attend a public hearing at 10:00 a.m. on August 4, 2015, at the Bryant Senior Activity Center, 6401 Boone Road, Suite 3, Bryant, AR, or may review the document via the Department of Human Services website (www.arkansas.gov/dhs/homepage.html) and submit comments in writing: Office of Community Services, Post Office Box 1437/Slot S-330, Little Rock, AR 72203-1437. The plan also will be available for review at the Office of Community Services during normal business hours on July 27 – August 21, 2014. The deadline to submit comments to the Office of Community Services is 4:30 p.m., August 23, 2015.

For more information, please call the Office of Community Service at (501) 682-8720. If you need this material in a different format, such as large print, contacts our Americans with Disabilities Act coordinator at (501)682-8920 (voice) or 682-8933 (TDD).

The Arkansas Department of Human Service is in compliance with Titles VI and VII of The Civil Rights Act and operates, manages and delivers service without regard to age, religion, disability, political affiliation, veteran status, sex, race, color or national origin.

Lorie Williams, Assistant Director
Office of Community Services

**QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS
WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM COMMITTEE**

DEPARTMENT/AGENCY Arkansas Department of Human Services
DIVISION Division of County Operations
DIVISION DIRECTOR Delia Anderson
CONTACT PERSON Lorie Williams
ADDRESS P.O. Box 1437, Slot S330
PHONE NO. 501-682-8714 **FAX NO.** 501-682-6736 **E-MAIL** Lorie.Williams@dhs.arkansas.gov
NAME OF PRESENTER AT COMMITTEE MEETING Lorie Williams
PRESENTER E-MAIL Lorie.Williams@dhs.arkansas.gov

INSTRUCTIONS

- A. Please make copies of this form for future use.**
- B. Please answer each question completely using layman terms. You may use additional sheets, if necessary.**
- C. If you have a method of indexing your rules, please give the proposed citation after "Short Title of this Rule" below.**
- D. Submit two (2) copies of this questionnaire and financial impact statement attached to the front of two (2) copies of the proposed rule and required documents. Mail or deliver to:**

**Donna K. Davis
Administrative Rules Review Section
Arkansas Legislative Council
Bureau of Legislative Research
One Capitol Mall, 5th Floor
Little Rock, AR 72201**

1. What is the short title of this rule? Community Services Block Grant (CSBG) State Plan for Fiscal Years 2016-2017.

2. What is the subject of the proposed rule? State Plan for use of Community Services Block Grant funds in Arkansas in Fiscal Years 2016-2017. The Plan allocates funds primarily to 16 Community Action Agencies in the state, to allow the provision of essential services intended to assist low-income Arkansans to become self-sufficient.

3. Is this rule required to comply with a federal statute, rule, or regulation? Yes No
The Community Services Block Grant Act, Public Law 97-35, Federal Omnibus Reconciliation Act of 1981. Public Law 105-285 Coats Human Services Reauthorization Act of 1998.
If yes, please provide the federal rule, regulation, and/or statute citation. _____

4. Was this rule filed under the emergency provisions of the Administrative Procedure Act? Yes No

If yes, what is the effective date of the emergency _____

rule?

When does the emergency rule expire?

Will this emergency rule be promulgated under the permanent provisions of the Administrative Procedure Act?

Yes

No

5. Is this a new rule? Yes No

If yes, please provide a brief summary explaining the regulation. _____

Does this repeal an existing rule? Yes No

If yes, a copy of the repealed rule is to be included with your completed questionnaire. If it is being replaced with a new rule, please provide a summary of the rule giving an explanation of what the rule does. _____

Is this an amendment to an existing rule?

Yes

No

If yes, please attach a mark-up showing the changes in the existing rule and a summary of the substantive changes. **Note: The summary should explain what the amendment does, and the mark-up copy should be clearly labeled "mark-up."**

6. Cite the state law that grants the authority for this proposed rule? If codified, please give the Arkansas Code citation. N/A

7. What is the purpose of this proposed rule? Why is it necessary? To delineate how funds will be allocated to agencies eligible to receive CSBG funds to provide services to low-income persons in the state. The State Plan Update is a federal requirement.

8. Please provide the address where this rule is publicly accessible in electronic form via the Internet as required by Arkansas Code § 25-19-108(b). www.arkansas.gov/dhs/homepage.htm

9. Will a public hearing be held on this proposed rule? Yes No

If yes, please complete the following:

Date: August 4, 2015

Time: 10:00 a.m.

Bryant Senior Activity Center, 6401
Boone Road, Suite 3, Bryant, AR

Place: 72022

10. When does the public comment period expire for permanent promulgation? (Must provide a date.)

August 23, 2015

11. What is the proposed effective date of this proposed rule? (Must provide a date.)

October 1, 2015

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

DEPARTMENT Arkansas Department of Human Services
DIVISION Division of County Operations
PERSON COMPLETING THIS STATEMENT Lorie Williams
TELEPHONE NO. 501-682-8714 **FAX NO.** 501-682-6736 **EMAIL:** Lorie.Williams@dhs.arkansas.gov

To comply with Ark. Code Ann. § 25-15-204(e), please complete the following Financial Impact Statement and file two copies with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE State Plan for 2016-2017 Community Services Block Grant Program

1. Does this proposed, amended, or repealed rule have a financial impact? Yes No
2. Is the rule based on the best reasonably obtainable scientific, technical, economic, or other evidence and information available concerning the need for, consequences of, and alternatives to the rule? Yes No
3. In consideration of the alternatives to this rule, was this rule determined by the agency to be the least costly rule considered? Yes No

If an agency is proposing a more costly rule, please state the following:

(a) How the additional benefits of the more costly rule justify its additional cost;

(b) The reason for adoption of the more costly rule;

(c) Whether the more costly rule is based on the interests of public health, safety, or welfare, and if so, please explain; and;

(d) Whether the reason is within the scope of the agency's statutory authority; and if so, please explain.

4. If the purpose of this rule is to implement a federal rule or regulation, please state the following:

(a) What is the cost to implement the federal rule or regulation?

Current Fiscal Year

Next Fiscal Year

General Revenue _____
Federal Funds 9,120,191
Cash Funds _____

General Revenue _____
Federal Funds 9,120,191
Cash Funds _____

Special _____
Revenue _____
Other (Identify) _____

Special Revenue _____
Other (Identify) _____

Total 9,120,191

Total 9,120,191

(b) What is the additional cost of the state rule?

Current Fiscal Year

Next Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

Total None

Total None

5. What is the total estimated cost by fiscal year to any private individual, entity and business subject to the proposed, amended, or repealed rule? Identify the entity(ies) subject to the proposed rule and explain how they are affected.

Current Fiscal Year

\$ 8,665,191

Next Fiscal Year

\$ 8,665,191

6. What is the total estimated cost by fiscal year to state, county, and municipal government to implement this rule? Is this the cost of the program or grant? Please explain how the government is affected.

Current Fiscal Year

\$ 455,000

Next Fiscal Year

\$ 455,000

7. With respect to the agency's answers to Questions #5 and #6 above, is there a new or increased cost or obligation of at least one hundred thousand dollars (\$100,000) per year to a private individual, private entity, private business, state government, county government, municipal government, or to two (2) or more of those entities combined?

Yes No

If YES, the agency is required by Ark. Code Ann. § 25-15-204(e)(4) to file written findings at the time of filing the financial impact statement. The written findings shall be filed simultaneously with the financial impact statement and shall include, without limitation, the following:

(1) a statement of the rule's basis and purpose;

(2) the problem the agency seeks to address with the proposed rule, including a statement of whether a rule is required by statute;

(3) a description of the factual evidence that:

(a) justifies the agency's need for the proposed rule; and

- (b) describes how the benefits of the rule meet the relevant statutory objectives and justify the rule's costs;
- (4) a list of less costly alternatives to the proposed rule and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
 - (5) a list of alternatives to the proposed rule that were suggested as a result of public comment and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
 - (6) a statement of whether existing rules have created or contributed to the problem the agency seeks to address with the proposed rule and, if existing rules have created or contributed to the problem, an explanation of why amendment or repeal of the rule creating or contributing to the problem is not a sufficient response; and
 - (7) an agency plan for review of the rule no less than every ten (10) years to determine whether, based upon the evidence, there remains a need for the rule including, without limitation, whether:
 - (a) the rule is achieving the statutory objectives;
 - (b) the benefits of the rule continue to justify its costs; and
 - (c) the rule can be amended or repealed to reduce costs while continuing to achieve the statutory objectives.

- Arkansas State Library -

Agency Certification Form

For Depositing Final Rules and Regulations
at the Arkansas State Library



Document Services • Arkansas State Library
One Capitol Mall • Little Rock, Arkansas 72201-1094
Telephone 682-2326

For Office

Use Only: Effective Date _____ Classification Number _____

Name of Agency Arkansas Department of Human Services Dept. Division of County Operations

Contact Person Lorie Williams Telephone 501-682-8714

Statutory Authority for Promulgating Rules The Community Services Block Grant Act, Public Law 97-35, Federal Omnibus Reconciliation Act of 1981. Public Law 105-285 Coats Human Services Reauthorization Act of 1998.

Title of Rule Community Services Block Grant (CSBG) State Plan for Fiscal Years 2016-2017

Rule Status:

- New Rule
- Existing Rule
can be revised, amended, and/or changed
- Repealed Rule
can be rescinded, abolished, and/or revoked

Effective date:

- Emergency
- 10 days after filing
- Other October 1, 2015
- Repealed
- Adopted by State Agency October 1, 2015

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted in Compliance with Act 434 of 1967 As Amended

Signature

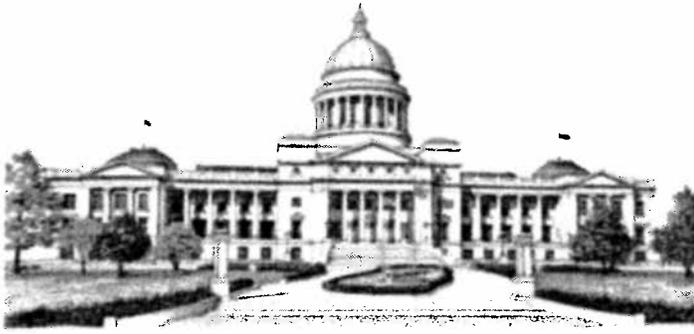
Director
Title

Date

ARKANSAS REGISTER

Transmittal Sheet

* Use only for **FINAL** and **EMERGENCY RULES**



Secretary of State
Mark Martin
State Capitol, Suite 026
Little Rock, Arkansas 72201-1094
(501) 682-3527
www.sos.arkansas.gov



**For Office
Use Only:**

Effective Date _____ Code Number _____

Name of Agency Arkansas Department of Human Services

Department Division of County Operations

Contact Lorie Williams E-mail Lorie.Williams@dhs.arkansas.gov Phone 501-682-8714

Statutory Authority for Promulgating Rules Public Law 97-35, CSBG

Rule Title: Community Services Block Grant (CSBG) State Plan for Fiscal Years 2016-2017

Intended Effective Date
(Check One)

- Emergency (ACA 25-15-204)
- 30 Days After Filing (ACA 25-15-204)
- Other _____
(Must be more than 30 days after filing date.)

Date

Legal Notice Published _____

Final Date for Public Comment _____

Reviewed by Legislative Council _____

Adopted by State Agency 10/1/2015

Electronic Copy of Rule submitted under ACA 25-15-218 by:

Lorie Williams Lorie.Williams@dhs.arkansas.gov
Contact Person E-mail Address Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with Act 434 of 1967 the Arkansas Administrative Procedures Act. (ACA 25-15-201 et. seq.)

Signature
501-682-8377 Delia.Anderson@dhs.arkansas.gov
Phone Number E-mail Address
Director

Title

Date



Division of County Operations
Office of Community Services

P.O. Box 1437, Slot S330 · Little Rock, AR 72203-1437
501-682-8715 · Fax: 501-682-6736 · TDD: 501-682-8820



Ms. Donna Davis, Legislative Analyst
Subcommittee on Administrative Rules
And Regulations
Arkansas Legislative Council
Bureau of Legislative Research
Room 315, State Capitol Building
Little Rock, Arkansas 72201

Dear Ms. Davis:

Enclosed you will find three (3) copies of the Legislative Questionnaire, Financial Impact Statement and summary of proposed rule which establish the State Plan for the 2016-2017 Community Services Block Grant Program. The final rule will be submitted when federal guidance is released.

With this submission, we request a hearing by the Legislative Council, Administrative Rules and Regulations Subcommittee regarding the the 2016-2017 State Plan for the Community Services Block Grant Program. This hearing by the Legislature is a requirement for funding , according to the federal Act. The plan and application will bring approximately \$9,120,191 in federal funds to Arkansas for provision of community services to low-income persons in the state.

If you have any questions or comments, please contact Beverly Buchanan, CSBG Manager, at (501) 682-8720, or beverly.buchanan@dhs.arkansas.gov.

Sincerely,

Lorie Williams, Assistant Director
Office of Community Services

LW:KL

Enclosure