

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: H3/26/03*

# A Bill

HOUSE BILL 1716

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE  
11 DEPARTMENT OF INFORMATION SYSTEMS FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE DEPARTMENT OF  
17 INFORMATION SYSTEMS APPROPRIATION FOR  
18 THE 2003-2005 BIENNIUM.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the  
25 Department of Information Systems for the 2003-2005 biennium, the following  
26 maximum number of regular employees whose salaries shall be governed by the  
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
29 Provided, however, that any position to which a specific maximum annual  
30 salary is set out herein in dollars, shall be exempt from the provisions of  
31 said Uniform Classification and Compensation Act. All persons occupying  
32 positions authorized herein are hereby governed by the provisions of the  
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
34 or its successor.  
35

36 Maximum Annual



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1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2003-2004	2004-2005
4	(1)	9805	DIS DIRECTOR	1	\$109,981	\$112,371
5	(2)	9804	DIS MIS DIVISION DIRECTOR	1	\$108,536	\$110,905
6	(3)	7351	DIS TELECOM DIVISION DIRECTOR	1	\$108,535	\$110,905
7	(4)	9615	DIS SYS SOFTWARE PROG ADMR	3	\$99,303	\$101,543
8	(5)	9803	DIS DATA BASE MGR	1	\$94,219	\$96,388
9	(6)	9798	DIS APPLICATIONS DEV ADMR	1	\$93,971	\$96,137
10	(7)	9614	DIS TECH PLANNING SPEC III	2	\$93,971	\$96,137
11	(8)	7350	DIS NETWORK ENGINEER	3	\$93,151	\$95,305
12	(9)	7349	DIS TELECOM OPERATIONS ADMR	1	\$93,151	\$95,305
13	(10)	9613	DIS SYS SFTWR/PGRM ANALYST MGR	1	\$90,060	\$92,171
14	(11)	9612	DIS SYS SFTWR PRGM/ANALYST SPEC	9	\$90,060	\$92,171
15	(12)	9033	DIS APPL DEV MANAGEMENT SPECIALIST	9	\$87,807	\$89,876
16	(13)	8820	DIS DATA BASE SPECIALIST	5	\$87,807	\$89,876
17	(14)	9806	DIS TECH PLANNING SPEC II	1	\$82,648	\$84,618
18	(15)	827Z	DP CENTER MANAGER	1		GRADE 26
19	(16)	D023	DIS APPL DEVELOPMENT SPEC	31		GRADE 26
20	(17)	D024	DIS INFORMATION SVCS ADMR	2		GRADE 26
21	(18)	D037	DIS SYSTEMS PROGRAMMER/ANALYST III	22		GRADE 26
22	(19)	D043	DIS NETWORK MANAGER	2		GRADE 26
23	(20)	D008	DIS DATA BASE ANALYST II	12		GRADE 25
24	(21)	D033	DIS SYSTEMS PROGRAMMER/ANALYST II	1		GRADE 25
25	(22)	D054	DIS PROG ANA/STAFF SPECIALIST II	1		GRADE 25
26	(23)	804Z	DIS FISCAL MANAGER	1		GRADE 24
27	(24)	D021	DIS DATA COMMUNICATION MANAGER	1		GRADE 24
28	(25)	D028	DIS PROGRAMMER ANALYST/STAFF SPEC	1		GRADE 24
29	(26)	D039	DIS PRODUCTION CONTROL MANAGER	1		GRADE 24
30	(27)	D087	DIS TELECOMMUNICATIONS SVCS MGR	3		GRADE 24
31	(28)	D045	DIS LEAD PROGRAMMER/ANALYST	68		GRADE 23
32	(29)	D127	TELECOMMUNICATIONS PLANNING SPEC II	4		GRADE 23
33	(30)	A032	AGENCY FISCAL MANAGER	1		GRADE 22
34	(31)	D012	NETWORK PLANNING PROJECT LDR	1		GRADE 22
35	(32)	D029	DIS SENIOR PROGRAMMER/ANALYST	10		GRADE 22
36	(33)	D113	DIS TELECOMMUNICATIONS SUPERVISOR	1		GRADE 22

1	(34)	R118	DIS PERSONNEL MANAGER	1	GRADE 22
2	(35)	X338	ENGINEER, PE	1	GRADE 22
3	(36)	A008	ACCOUNTING SUPERVISOR II	1	GRADE 21
4	(37)	A116	RATE ANALYST III	1	GRADE 21
5	(38)	D026	DIS OPERATIONS TECH SPECIALIST	1	GRADE 21
6	(39)	D036	SR PROGRAMMER/ANALYST	1	GRADE 21
7	(40)	D138	DIS SR COMPUTER/DATA OPER SUPV	5	GRADE 21
8	(41)	D019	DIS DATA COMMUNICATIONS TECH II	14	GRADE 20
9	(42)	D058	DIS INFO CENTER ANALYST II	4	GRADE 20
10	(43)	D063	DIS PRODUCTION SCHEDULER II	13	GRADE 19
11	(44)	D079	DIS DOCUMENTATION SPECIALIST	6	GRADE 19
12	(45)	D047	DIS LEAD COMPUTER TECHNICIAN	20	GRADE 18
13	(46)	D084	DIS TELECOMMUNICATION TECH III	10	GRADE 18
14	(47)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
15	(48)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
16	(49)	D081	DIS LIBRARY SUPERVISOR	1	GRADE 17
17	(50)	R010	ADMINISTRATIVE ASSISTANT II	4	GRADE 17
18	(51)	D048	DIS SENIOR COMPUTER TECHNICIAN	2	GRADE 16
19	(52)	D082	DIS TAPE LIBRARIAN	2	GRADE 16
20	(53)	D101	DIS TELECOMMUNICATIONS TECH II	1	GRADE 16
21	(54)	A063	PAYROLL OFFICER	1	GRADE 15
22	(55)	A108	ACCOUNTING TECHNICIAN II	1	GRADE 15
23	(56)	D005	COMPUTER OPERATOR II	1	GRADE 15
24	(57)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15
25	(58)	D107	DIS VOICE INFO OPERATOR SUPV	5	GRADE 13
26	(59)	K153	SECRETARY II	2	GRADE 13
27	(60)	A106	ACCOUNTING TECHNICIAN I	1	GRADE 12
28	(61)	K006	DATA ENTRY SPECIALIST	<u>3</u>	GRADE 10
29			MAX. NO. OF EMPLOYEES	308	

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31 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of  
 32 Information Systems for the 2003-2005 biennium, the following maximum number  
 33 of part-time or temporary employees, to be known as "Extra Help", payable  
 34 from funds appropriated herein for such purposes: eighteen (18) temporary or  
 35 part-time employees, when needed, at rates of pay not to exceed those  
 36 provided in the Uniform Classification and Compensation Act, or its

1 successor, or this act for the appropriate classification.

3 SECTION 3. APPROPRIATION - ADMINISTRATION AND CUSTOMER SUPPORT SERVICES

4 PROGRAM. There is hereby appropriated, to be payable from the funds and fund  
5 accounts as set out herein, to the Department of Information Systems for the  
6 biennial period ending June 30, 2005, the following:

7 (a) For the Administration & Customer Support Services Program, the sum of  
8 \$10,150,423 for the 2003-2004 fiscal year and \$10,150,423 for the 2004-2005  
9 fiscal year.

10 (1) Program Description. This program is for the Administrative and  
11 Customer Service portions of our operations. Their role at DIS is to support  
12 our technologists with financial tracking and reporting and to provide  
13 feedback for the customer on products demands.

14 (2) Appropriation payable from:	FISCAL YEARS	
	<u>2003-2004</u>	<u>2004-2005</u>
15 (A) Other Funds	\$ 16,258,548	\$ 16,228,187

17 (3) Performance Targets:		
18 (A) Percent of Agency Performance		
19 targets met.	85	95
20 (B) % of Agency Staff & Budget in		
21 Admin Program compared to total		
22 agency.	11.4	10
23 (C) Number of prior audit findings		
24 repeated in subsequent audits.	0	0
25 (D) Percent of users satisfied with		
26 Information Technology Services	70	80
27 (E) Percentage of staff time		
28 reported in specific project		
29 objectives other than "General		
30 Overhead."	2	2.5
31 (F) Percent of IT expenditures in		
32 dollars spent - DIS/ Statewide	30	35
33 (G) Number of new Public Sector		
34 customer - other than State	20%	20%

36 SECTION 4. APPROPRIATION - PRODUCTION SERVICES PROGRAM. There is hereby

1 appropriated, to be payable from the funds and fund accounts as set out  
 2 herein, to the Department of Information Systems for the biennial period  
 3 ending June 30, 2005, the following:

4 (a) For the Production Services Program, the sum of \$18,192,719 for the  
 5 2003-2004 fiscal year and \$18,192,719 for the 2004-2005 fiscal year.

6 (1) Program Description. This program provides support for the public  
 7 sector products and services utilized for production solutions for Arkansas.

8 (2) Appropriation payable from: FISCAL YEARS

	<u>2003-2004</u>	<u>2004-2005</u>
9		
10 (A) Other Funds	\$ 22,096,087	\$ 22,035,364

11 (3) Performance Targets:

12 (A) Number of agencies served.	222	238
13 (B) AASIS Support Center costs	11,000,000	11,000,000
14 (C) Training costs per employee 15 compared to outsourced costs - 16 percentage	24	22
17 (D) Maintenance costs as a percent 18 of net assets	23	22
19 (E) Overhead, not including labor, 20 as a percentage of Revenue	9	8
21 (F) Total labor costs as a 22 percentage of Revenue	16	16
23 (G) Overhead labor as a percentage 24 of total labor	5.5	5.5
25 (H) Net Income/(Loss) from 26 Production Services.	0	0

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28 SECTION 5. APPROPRIATION - CONSULTING SERVICES PROGRAM. There is hereby  
 29 appropriated, to be payable from the funds and fund accounts as set out  
 30 herein, to the Department of Information Systems for the biennial period  
 31 ending June 30, 2005, the following:

32 (a) For the Consulting Services Program, the sum of \$12,969,467 for the  
 33 2003-2004 fiscal year and \$12,969,467 for the 2004-2005 fiscal year.

34 (1) Program Description. This program is designed for the benefit of  
 35 customer innovation and technology development.

36 (2) Appropriation payable from: FISCAL YEARS

	<u>2003-2004</u>	<u>2004-2005</u>
1		
2	\$ 16,287,331	\$ 16,235,717
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4		
5		
6	75	90
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9	60	60
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11	25	25
12		
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15	5%	5%
16		
17	270	270
18		
19	9	9
20		
21	250	250
22		
23	14	15
24		
25	60	60
26		
27	100	100
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29	0	0

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## 31 SECTION 6. APPROPRIATION - CONNECTIVITY AND COMMUNICATIONS SERVICES

32 PROGRAM. There is hereby appropriated, to be payable from the funds and fund  
33 accounts as set out herein, to the Department of Information Systems for the  
34 biennial period ending June 30, 2005, the following:

35 (a) For the Connectivity & Communications Services Program, the sum of  
36 \$31,636,863 for the 2003-2004 fiscal year and \$31,636,863 for the 2004-2005

1 fiscal year.

2 (1) Program Description. This program is for the connectivity portion of  
 3 our services. We connect the customer to DIS and DIS to our vendors.  
 4 Connectivity is wire, wireless, data, voice, and video.

5	(2) Appropriation payable from:	FISCAL YEARS	
6		<u>2003-2004</u>	<u>2004-2005</u>
7	(A) Other Funds	\$ 32,222,366	\$ 32,213,256
8	(3) Performance Targets:		
9	(A) Percentage of time network		
10	connectivity is functional and		
11	available per 24 hour day using		
12	scheduled downtime	99	99.5
13	(B) Number of agency master		
14	agreements for telecommunication		
15	services per year	199	219
16	(C) Average cost per minute to		
17	customers for long distance.	\$ .075	\$ .07
18	(D) Average cost of bandwidth to		
19	customers for network services	\$ 273.77	\$ 260.73
20	(E) Net Income/ (Loss) from wire,		
21	wireless, data, voice, and video.	0	0

22

23 SECTION 7. APPROPRIATION - GEOGRAPHIC INFORMATION SYSTEM. There is hereby  
 24 appropriated, to the Department of Information Systems, to be payable from  
 25 the Geographic Information Systems Fund, for personal services and operating  
 26 expenses of the Department of Information Systems for the biennial period  
 27 ending June 30, 2005, the following:

28

29	ITEM	FISCAL YEARS	
30	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
31	(01) EXTRA HELP	\$ 10,280	\$ 10,280
32	(02) PERSONAL SERV MATCH	813	813
33	(03) MAINT. & GEN. OPERATION		
34	(A) OPER. EXPENSE	98,150	98,150
35	(B) CONF. & TRAVEL	45,000	45,000
36	(C) PROF. FEES	125,000	125,000

1	(D) CAP. OUTLAY	0	0
2	(E) DATA PROC.	<u>180,000</u>	<u>180,000</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 459,243</u>	<u>\$ 459,243</u>

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*SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD.*

*At the close of the fiscal year ending June 30, 2004, the Department of Information Systems may certify to the Chief Fiscal Officer of the State an unexpended amount of appropriation, as provided for Telecommunications/Technology Delivery (not to exceed \$27,950,929) as a part of the Connectivity and Communications Services Program ~~in Section 3 of~~ in this Act, which may be transferred forward for the fiscal year ending June 30, 2005, for the sole purpose of providing payments for the telecommunications system.*

*The provisions of this section shall be in effect only from July 1, 2003 through June 30, 2005.*

*SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD PROVISION. The balance of the appropriation made for Unanticipated Services ~~in Section 4 and Section 5~~ herein which remains at the close of the fiscal year ending ~~June 30, 2002~~ June 30, 2004, may be carried forward and used for the same purpose in the fiscal year ending ~~June 30, 2003~~ June 30, 2005.*

*The provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.*

*SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING REQUIREMENTS. The Chief Fiscal Officer of the State shall annually file with the Arkansas Legislative Council and the Joint Committee on Advanced Communications and Information Technology a report summarizing all expenditures made ~~under the provisions of Section 4 of this Act~~, from the Unanticipated Services appropriation in this Act.*

*The provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.*



1       SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
3 CONTINGENCY RESTRICTIONS. In the event of unforeseen conditions, additional  
4 appropriations become necessary that are not authorized or contemplated in  
5 ~~Section 3 the performance-based appropriations of in this Act and such events~~  
6 make it necessary that the Department of Information Systems receives  
7 additional appropriations to carry out the objectives of the agency, the  
8 Director of the Department of Information Systems is hereby authorized to  
9 request the approval of the Governor and the Chief Fiscal Officer of the  
10 State, as hereinafter provided, for transfer of an amount not to exceed  
11 twenty five million dollars (\$25,000,000) per year ~~the additional~~  
12 ~~appropriations~~ provided the Department by ~~Section 4 the "Unanticipated~~  
13 Services" appropriation, but in no event shall the transfers exceed the  
14 appropriations provided in ~~Section 4 the "Unanticipated Services"~~  
15 appropriation of this Act. Whenever the Director of the Department of  
16 Information Systems deems it necessary to establish additional appropriations  
17 as authorized herein, he shall file with the Governor a written report  
18 accompanied by necessary supporting documents setting forth the facts,  
19 justifications, and circumstances that necessitate such appropriation and in  
20 which performance-based programs the additional appropriation will be  
21 utilized. Upon receipt of such reports and supporting documents, the  
22 Governor, or his designee, shall study the same, and if he shall determine  
23 that such additional appropriations are being sought in strict compliance  
24 with this Act, the Governor, after seeking prior review by the Joint  
25 Committee on Advanced Communications and Information Technology, may approve  
26 or modify such request for additional appropriations as in his judgment he  
27 deems necessary, and shall forward a copy thereof to the Chief Fiscal Officer  
28 of the State. Upon receipt thereof, the Chief Fiscal Officer of the State  
29 after receiving prior approval by the Arkansas Legislative Council or Joint  
30 Budget Committee shall direct the State Auditor to process said transfer upon  
31 his books in accordance with the provisions as set out herein. If the agency  
32 requests continuation of appropriation as established herein during the next  
33 biennium, the appropriation must be requested as new appropriation in the  
34 agencies biennial budget request.  
35 Determining the maximum number of employees and the maximum amount of  
36 appropriation and general revenue funding for a state agency each fiscal year

1 is the prerogative of the General Assembly. This is usually accomplished by  
 2 delineating such maximums in the appropriation act(s) for a state agency and  
 3 the general revenue allocations authorized for each fund and fund account by  
 4 amendment to the Revenue Stabilization law. Further, the General Assembly  
 5 has determined that the Department of Information Systems may operate more  
 6 efficiently if some flexibility is provided to the Department of Information  
 7 Systems authorizing broad powers under this section. Therefore, it is both  
 8 necessary and appropriate that the General Assembly maintain oversight by  
 9 requiring prior approval of the Legislative Council or Joint Budget Committee  
 10 as provided by this section. The requirement of approval by the Legislative  
 11 Council or Joint Budget Committee is not a severable part of this section.  
 12 If the requirement of approval by the Legislative Council or Joint Budget  
 13 Committee is ruled unconstitutional by a court of competent jurisdiction,  
 14 this entire section is void.

15 The provisions of this section shall be in effect only from ~~July 1, 2001~~ July  
 16 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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 19 *SECTION 12. SPECIAL LANGUAGE.* Arkansas Code 25-4-106 is amended to read as  
 20 follows:

21 25-4-106. Reporting requirements.

22 (a)(1) The Director of the Department of Information Systems will report  
 23 periodically to the Joint Committee on Advanced Communications and  
 24 Information Technology and the Executive Chief Information Officer regarding  
 25 the status of the Department of Information Systems' information technology  
 26 responsibilities in state government.

27 (2) The director will forward to the joint committee any statutory  
 28 changes that the department may recommend sufficiently in advance of the  
 29 convening of the session of the General Assembly.

30 (3) The director may report any factors that are outside the scope of  
 31 the department but are deemed to inhibit or to promote the department's  
 32 responsibilities.

33 ~~(b) The director may appoint committees as necessary to provide the~~  
 34 ~~department with expertise and advice concerning information technology or the~~  
 35 ~~services provided by the department.~~

36 (1) By October 31, January 31, April 30, and July 31 of each fiscal year,

1 the Director of the Department Information Systems shall compile and submit a  
2 report to:

3 (A) The Arkansas Legislative Council, if submitted between regular  
4 sessions of the General Assembly;

5 (B) The Joint Budget Committee, if submitted during a session of  
6 the General Assembly; and

7 (C) The Joint Committee on Advanced Communications and Information  
8 Technology.

9 (2) The report shall:

10 (A) Detail all requests from state agencies, boards, and  
11 commissions for advice regarding information technology planning,  
12 implementation, installation, rates or fees, utilization of products,  
13 services, and integrations or upgrades to be added to all existing technology  
14 plans; and

15 (B) Provide a full report of all corresponding recommendations made  
16 by the Department of Information Systems to the requesting state agencies,  
17 boards, and commissions.

18 (3) The report shall include:

19 (A) The name of the state agency, board, or commission requesting  
20 the advice;

21 (B) The name and scope of the project for which advice is being  
22 sought;

23 (C) The type of advice sought, for example: technical, product or  
24 service utilization, planning, implementation, installation, integration, or  
25 upgrades;

26 (D) A detailed explanation of all recommendations provided by the  
27 Department of Information Systems;

28 (E) How the recommendation fits into the information technology  
29 plan of the agency, board, or commission;

30 (F) How the recommendation fits into the state's information  
31 technology plan and shared technical architecture; and

32 (G) Other information as may be useful for policy making decisions  
33 by the Legislative Council or Joint Committee on Advanced Communications and  
34 Information Technology.

35  
36 *SECTION 13. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized*

1 by this act shall be limited to the appropriation for such agency and funds  
2 made available by law for the support of such appropriations; and the  
3 restrictions of the State Purchasing Law, the General Accounting and  
4 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
5 Procedures and Restrictions Act, or their successors, and other fiscal  
6 control laws of this State, where applicable, and regulations promulgated by  
7 the Department of Finance and Administration, as authorized by law, shall be  
8 strictly complied with in disbursement of said funds.

9  
10 *SECTION 14. LEGISLATIVE INTENT.* It is the intent of the General Assembly  
11 that any funds disbursed under the authority of the appropriations contained  
12 in this act shall be in compliance with the stated reasons for which this act  
13 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
14 and Legislative Recommendations contained in the budget manuals prepared by  
15 the Department of Finance and Administration, letters, or summarized oral  
16 testimony in the official minutes of the Arkansas Legislative Council or  
17 Joint Budget Committee which relate to its passage and adoption.

18  
19 *SECTION 15. EMERGENCY CLAUSE.* It is found and determined by the General  
20 Assembly, that the Constitution of the State of Arkansas prohibits the  
21 appropriation of funds for more than a two (2) year period; that the  
22 effectiveness of this Act on July 1, 2003 is essential to the operation of  
23 the agency for which the appropriations in this Act are provided, and that in  
24 the event of an extension of the Regular Session, the delay in the effective  
25 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
26 proper administration and provision of essential governmental programs.  
27 Therefore, an emergency is hereby declared to exist and this Act being  
28 necessary for the immediate preservation of the public peace, health and  
29 safety shall be in full force and effect from and after July 1, 2003.

30  
31 */s/ Joint Budget Committee*  
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