

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 1153 OF 1995
SENATE BILL 258

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE DEPARTMENT OF COMPUTER SERVICES
10 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR
11 OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF COMPUTER
15 SERVICES APPROPRIATION FOR THE 1995-97
16 BIENNIUM."

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

20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 Department of Computer Services for the 1995-97 biennium, the following
22 maximum number of regular employees whose salaries shall be governed by the
23 provisions of the Uniform Classification and Compensation Act (Arkansas Code
24 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
25 Provided, however, that any position to which a specific maximum annual salary
26 is set out herein in dollars, shall be exempt from the provisions of said
27 Uniform Classification and Compensation Act. All persons occupying positions
28 authorized herein are hereby governed by the provisions of the Regular
29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
30 successor.

Item	Class	No. of Employees	Maximum Salary Rate	1995-96	1996-97
(1)	9805 DCS DIRECTOR	1	\$ 85,071	\$ 87,197	

1	(2)	9802 DCS TECHNICAL PLANNING ADMR	1	\$ 83,943	\$ 86,041
2	(3)	9804 DCS MIS DIVISION DIRECTOR	1	\$ 83,943	\$ 86,041
3	(4)	7351 DCS TELECOM DIVISION DIRECTOR	1	\$ 83,943	\$ 86,041
4	(5)	9615 DCS SYS SOFTWARE PROG ADMR	2	\$ 76,746	\$ 78,664
5	(6)	9803 DCS DATA BASE MANAGER	1	\$ 72,784	\$ 74,603
6	(7)	9798 DCS APPLICATIONS DEV ADMR	1	\$ 72,590	\$ 74,404
7	(8)	9614 DCS TECH PLANNING SPEC III	3	\$ 72,590	\$ 74,404
8	(9)	7350 DCS NETWORK ENGINEER	1	\$ 71,950	\$ 73,748
9	(10)	7349 DCS TELECOM OPERATIONS ADMR	1	\$ 71,950	\$ 73,748
10	(11)	9612 DCS SYS SOFTWARE PROG/ANAL SPEC	1	\$ 69,551	\$ 71,289
11	(12)	9613 DCS SYS SOFTWARE PROG/ANAL MGR	1	\$ 69,551	\$ 71,289
12	(13)	8820 DCS DATA BASE SPECIALIST	2	\$ 68,000	\$ 69,700
13	(14)	9806 DCS TECH PLANNING SPEC II	1	\$ 63,802	\$ 65,397
14	(15)	D027 DCS TECH PLANNING SPEC I	3		GRADE 26
15		D043 DCS NETWORK MANAGER	1		
16		D023 DCS APPL DEVELOPMENT SPEC	2		
17		D024 DCS INFORMATION SVCS ADMR	1		
18		D022 DCS APPL DEVELOPMENT MANAGER	5		
19		D025 DCS OPERATIONS MANAGER	1		
20		D037 DCS SYSTEMS PROGRAMMER/ANALYST III	2		
21	(16)	D008 DCS DATA BASE ANALYST II	4		GRADE 25
22		D033 DCS SYSTEMS PROGRAMMER/ANALYST II	3		
23	(17)	D028 DCS PROGRAMMER ANALYST/STAFF SPEC	10		GRADE 24
24		D039 DCS PRODUCTION CONTROL MANAGER	1		
25		804Z DCS FISCAL MANAGER	1		
26		D021 DCS DATA COMMUNICATIONS MANAGER	1		
27		D087 DCS TELECOMMUNICATIONS SVCS MGR	3		
28	(18)	D045 DCS LEAD PROGRAMMER/ANALYST	19		GRADE 23
29		D127 TELECOMMUNICATIONS PLANNING SPEC II	1		
30		D031 DCS SYSTEMS PROGRAMMER/ANALYST I	3		
31		D006 DCS DATA BASE ANALYST I	1		
32	(19)	D029 DCS SENIOR PROGRAMMER/ANALYST	35		GRADE 22
33		D113 DCS TELECOMMUNICATIONS SUPERVISOR	2		
34		X338 ENGINEER, PE	1		
35		D012 NETWORK PLANNING PROJECT LDR	1		

1	R118 DCS PERSONNEL MANAGER	1	
2	D139 DCS TELECOMM APPLICATIONS SPEC	1	
3	(20) A116 RATE ANALYST III	2	GRADE 21
4	D026 DCS OPERATIONS TECH SPECIALIST	1	
5	D138 DCS SR COMPUTER/DATA OPER SUPV	5	
6	(21) D019 DCS DATA COMMUNICATIONS TECH II	2	GRADE 20
7	A006 ACCOUNTING SUPERVISOR I	1	
8	D058 DCS INFO CENTER ANALYST II	3	
9	(22) D063 DCS PRODUCTION SCHEDULER II	4	GRADE 19
10	D076 DCS PROGRAMMER/ANALYST	4	
11	D079 DCS DOCUMENTATION SPECIALIST	2	
12	(23) A111 ACCOUNTANT	1	GRADE 18
13	D016 DCS DATA COMMUNICATIONS TECH I	4	
14	D047 DCS LEAD COMPUTER TECHNICIAN	5	
15	D084 DCS TELECOMMUNICATION TECH III	4	
16	R264 MANAGEMENT PROJECT ANALYST I	1	
17	V040 PURCHASE AGENT II/PURCHASE AGENT	1	
18	(24) D077 DCS PRODUCTION SCHEDULER	8	GRADE 17
19	D081 DCS LIBRARY SUPERVISOR	1	
20	R010 ADMINISTRATIVE ASSISTANT II	3	
21	(25) D048 DCS SENIOR COMPUTER TECHNICIAN	10	GRADE 16
22	D082 DCS TAPE LIBRARIAN	2	
23	D083 DCS PROGRAM LIBRARIAN	1	
24	D101 DCS TELECOMMUNICATIONS TECH II	2	
25	(26) A108 ACCOUNTING TECHNICIAN II	1	GRADE 15
26	R009 ADMINISTRATIVE ASSISTANT I	2	
27	A063 PAYROLL OFFICER	1	
28	(27) D089 DCS TELECOMMUNICATIONS TECH I	3	GRADE 14
29	(28) D107 DCS VOICE INFO OPERATOR SUPV	1	GRADE 13
30	K153 SECRETARY II	2	
31	(29) D104 DCS VOICE INFO OPERATOR	4	GRADE 12
32	A106 ACCOUNTING TECHNICIAN I	1	
33	(30) K006 DATA ENTRY SPECIALIST	<u>3</u>	GRADE 10
34			
	MAX NO. OF EMPLOYEES	206	
35			

1 SECTION 2. EXTRA HELP. There is hereby authorized, for the
 2 Department of Computer Services for the 1995-97 biennium, the following
 3 maximum number of part-time or temporary employees, to be known as "Extra
 4 Help", payable from funds appropriated herein for such purposes: nine (9)
 5 temporary or part-time employees, when needed, at rates of pay not to exceed
 6 those provided in the Uniform Classification and Compensation Act, or its
 7 successor, or this act for the appropriate classification.

8

9 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the
 10 Department of Computer Services, to be payable from the Department of Computer
 11 Services Revolving Fund, for personal services and operating expenses of the
 12 Department of Computer Services for the biennial period ending June 30, 1997,
 13 the following:

15 ITEM		FISCAL YEARS	
16 NO.		1995-96	1996-97
17 (01)	REGULAR SALARIES	\$ 7,794,544	\$ 7,801,746
18 (02)	EXTRA HELP	88,356	88,356
19 (03)	PERSONAL SERV MATCHING	1,909,714	1,911,014
20 (04)	OVERTIME	36,100	36,100
21 (05)	MAINT. & GEN. OPERATION		
22	(A) OPER. EXPENSE	\$ 11,381,655	\$ 11,363,495
23	(B) CONF. & TRVL.	96,504	96,504
24	(C) PROF. FEES	58,878	58,878
25	(D) CAP. OUTLAY	9,960	9,960
26	(E) DATA PROC.	<u>6,242,933</u>	<u>6,576,933</u>
27	TOTAL MAINT. & GEN. OPER.	<u>17,789,930</u>	<u>18,105,770</u>
28	TOTAL AMOUNT APPROPRIATED	<u>\$ 27,618,644</u>	<u>\$ 27,942,986</u>

29

30 SECTION 4. APPROPRIATIONS - UNANTICIPATED SERVICES. There is hereby
 31 appropriated, to the Department of Computer Services, to be payable from the
 32 Department of Computer Services Revolving Fund, for operating expenses
 33 incurred in the provision of unanticipated services to state agencies, unusual
 34 growth in applications or due to uncontrollable increases in payments to
 35 public utilities necessary for the continual provision of services of the

1 Department of Computer Services for the biennial period ending June 30, 1997,
2 ~~the following:~~

3

4 ITEM	FISCAL YEARS	
5 NO.	1995-96	1996-97
6 (01) MAINT. & GEN. OPERATION		
7 (A) OPER. EXPENSE \$	2,500,000	\$ 2,500,000
8 (B) CONF. & TRVL.	0	0
9 (C) PROF. FEES	0	0
10 (D) CAP. OUTLAY	0	0
11 (E) DATA PROC.	<u>0</u>	<u>0</u>
12 TOTAL MAINT. & GEN. OPER.	2,500,000	2,500,000
13 (02) CONTINGENCY APPROPRIATION	<u>\$ 3,700,000</u>	<u>\$ 3,700,000</u>
14 TOTAL AMOUNT APPROPRIATED	<u>\$ 6,200,000</u>	<u>\$ 6,200,000</u>

15

16 SECTION 5. APPROPRIATIONS - EQUIPMENT ACQUISITIONS. There is hereby
17 appropriated, to the Department of Computer Services, to be payable from the
18 Computer Services Reserve Fund, for moving expenses and equipment
19 acquisitions, as defined by Arkansas Code §§ 25-4-118 and 25-4-120 of the
20 Department of Computer Services for the biennial period ending June 30, 1997,
21 ~~the following:~~

22

23 ITEM	FISCAL YEARS	
24 NO.	1995-96	1996-97
25 (01) MOVING EXP/EQUIP ACQUIS	<u>\$ 2,500,000</u>	<u>\$ 2,500,000</u>

26

27 SECTION 6. RESTRICTIONS. The appropriation made in *item 01* of Section
28 4 herein shall be expended only after the Chief Fiscal Officer of the State
29 has determined that such expenditure is required to provide unanticipated
30 services to State agencies or to make payments for services to public
31 utilities due to unforeseen rate increases, and only after the Director has
32 sought prior review by the Arkansas Legislative Council and the Arkansas
33 Communications Study Committee. Whenever the Director of the Department of
34 Computer Services deems it necessary to expend such additional appropriation,
35 he shall provide the Chief Fiscal Officer necessary justification for such

1 expenditures including a statement that the service requested by the State
2 agency cannot be provided within other appropriations made to the Department
3 without jeopardizing continued operations, or that the need for growth to meet
4 expanded needs by State agencies or increase in public utility rates was
5 unanticipated at the time of passage of this Act.

6

7 SECTION 7. CARRY FORWARD PROVISION. The balance of the appropriation
8 made in Section 4 and Section 5 herein which remains at the close of the
9 fiscal year ending June 30, 1996, may be carried forward and used for the same
10 purpose in the fiscal year ending June 30, 1997.

11

12 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
13 Assembly that any funds disbursed for data processing under the authority of
14 the appropriations contained in this Act be made from the Data Processing line
15 item, and any funds disbursed for telecommunications under the authority of
16 the appropriations contained in this Act be made from the Operating Expenses
17 line item.

18

19 SECTION 9. REPORTING REQUIREMENTS. The Chief Fiscal Officer of the
20 State shall annually file with the Arkansas Legislative Council and the
21 Arkansas Communications Study Committee a report summarizing all expenditures
22 made under the provisions of Section 4 of this Act.

23

24 SECTION 10. CARRY FORWARD. At the close of the fiscal year ending June
25 30, 1996, the Department of Computer Services may certify to the Chief Fiscal
26 Officer of the State an unexpended amount of appropriation, as provided for in
27 Maint. & Gen. Oper. - Oper. Expenses in Section 3 of this Act, which may be
28 transferred forward for the fiscal year ending June 30, 1997, for the sole
29 purpose of providing payments for the telecommunication system.

30

31 SECTION 11. ESTABLISHMENT OF A "GROWTH POOL". *The Department of*
32 *Computer Services shall establish and maintain for the 1995-97 biennium a pool*
33 *of 45 classified positions and 5 non-classified positions not to exceed rates*
34 *of pay authorized in Section 1 of this Act. These positions are to be used to*
35 *provide new or expanded data processing and telecommunication services in the*

1 event the personnel services needs of the Department of Computer Services
2 exceed the number of positions allocated for the 1995-97 biennium. No
3 classification, grade, or salary level will be assigned to the pool positions
4 until such time as specific positions are requested by the Department of
5 Computer Services and approved by the Chief Fiscal Officer after receiving
6 prior review by the Legislative Council.

7

8 SECTION 12. CONTINGENCY RESTRICTIONS. In the event of unforeseen
9 conditions, additional appropriations become necessary that are not authorized
10 or contemplated in Section 3 of this Act and such events make it necessary
11 that the Department of Computer Services receives additional appropriations to
12 carry out the objectives of the agency, the Director of the Department of
13 Computer Services is hereby authorized to request the approval of the
14 Governor and the Chief Fiscal Officer of the State, as hereinafter provided,
15 for transfer of the additional appropriations provided the Department by
16 Section 4, but in no event shall the transfers exceed the appropriations
17 provided in Section 4, Item 2 of this Act. Whenever the Director of the
18 Department of Computer Services deems it necessary to establish additional
19 appropriations as authorized herein, he shall file with the Governor a written
20 report accompanied by necessary supporting documents setting forth the facts,
21 justifications, and circumstances that necessitate such appropriation. Upon
22 receipt of such reports and supporting documents, the Governor, or his
23 designee, shall study the same, and if he shall determine that such additional
24 appropriations are being sought in strict compliance with this Act, the
25 Governor, after seeking prior review by the Arkansas Legislative Council, may
26 approve or modify such request for additional appropriations as in his
27 judgement he deems necessary, and shall forward a copy thereof to the Chief
28 fiscal Officer of the State. Upon receipt thereof, the Chief Fiscal Officer
29 of the State shall direct the State Auditor to process said transfer upon his
30 books in accordance with the provisions as set out herein.

31

32 SECTION 13. 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 Purchasing Law, the General Accounting and

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

6

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

15

16 SECTION 15. CODE. All provisions of this Act of a general and
17 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the
18 Arkansas Code Revision Commission shall incorporate the same in the Code.

19

20 SECTION 16. SEVERABILITY. If any provision of this Act or the
21 application thereof to any person or circumstance is held invalid, such
22 invalidity shall not affect other provisions or applications of the Act which
23 can be given effect without the invalid provision or application, and to this
24 end the provisions of this Act are declared to be severable.

25

26 SECTION 17. GENERAL REPEALER. All laws and parts of laws in conflict
27 with this Act are hereby repealed.

28

29 SECTION 18. EMERGENCY CLAUSE. It is hereby found and determined by the
30 Eightieth General Assembly, that the Constitution of the State of Arkansas
31 prohibits the appropriation of funds for more than a two (2) year period; that
32 the effectiveness of this Act on July 1, 1995 is essential to the operation of
33 the agency for which the appropriations in this Act are provided, and that in
34 the event of an extension of the Regular Session, the delay in the effective
35 date of this Act beyond July 1, 1995 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after July 1, 1995.

5 */s/Russ*

6

7

APPROVED: 4-11-95