

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H3/4/99 H4/7/99

A Bill

Act 1399 of 1999
HOUSE BILL 1546

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
11 INFORMATION SYSTEMS FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2001; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF INFORMATION
15 SYSTEMS APPROPRIATION FOR THE 1999-2001
16 BIENNIUM."
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - INFORMATION SYSTEMS. There is hereby
23 established for the Department of Information Systems for the 1999-2001
24 biennium, the following maximum number of regular employees whose salaries
25 shall be governed by the provisions of the Uniform Classification and
26 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
27 laws amendatory thereto. Provided, however, that any position to which a
28 specific maximum annual salary is set out herein in dollars, shall be exempt
29 from the provisions of said Uniform Classification and Compensation Act. All
30 persons occupying positions authorized herein are hereby governed by the
31 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
32 Code §21-5-101), or its successor.
33

34			Maximum Annual
35		Maximum	Salary Rate
36	Item Class	No. of	Fiscal Years

PLR059

	No.	Code	Title	Employees	1999-2000	2000-2001
1						
2	(1)	9805	DIS DIRECTOR	1	\$99,456	\$102,240
3	(2)	9802	DIS TECHNICAL PLANNING ADMR	1	\$98,138	\$100,885
4	(3)	9804	DIS MIS DIVISION DIRECTOR	1	\$98,138	\$100,885
5	(4)	7351	DIS TELECOM DIVISION DIRECTOR	1	\$98,138	\$100,885
6	(5)	9615	DIS SYS SOFTWARE PROG ADMR	3	\$89,724	\$92,236
7	(6)	9803	DIS DATA BASE MGR	1	\$85,091	\$87,473
8	(7)	9798	DIS APPLICATIONS DEV ADMR	1	\$84,865	\$87,241
9	(8)	9614	DIS TECH PLANNING SPEC III	3	\$84,865	\$87,241
10	(9)	7350	DIS NETWORK ENGINEER	3	\$84,117	\$86,472
11	(10)	7349	DIS TELECOM OPERATIONS ADMR	1	\$84,117	\$86,472
12	(11)	9612	DIS SYS SFTWR PRGM/ANALYST SPEC	4	\$81,311	\$83,587
13	(12)	9613	DIS SYS SFTWR/PGRM ANALYST MGR	1	\$81,311	\$83,587
14	(13)	8820	DIS DATA BASE SPECIALIST	5	\$79,268	\$81,487
15	(14)	9033	DIS APPL DEV MANAGEMENT SPECIALIST	10	\$79,268	\$81,487
16	(15)	9806	DIS TECH PLANNING SPEC II	1	\$74,589	\$76,677
17	(16)	D023	DIS APPL DEVELOPMENT SPEC	12		GRADE 26
18	(17)	D024	DIS INFORMATION SVCS ADMR	2		GRADE 26
19	(18)	D043	DIS NETWORK MANAGER	2		GRADE 26
20	(19)	D037	DIS SYSTEMS PROGRAMMER/ANALYST III	19		GRADE 26
21	(20)	D027	DIS TECH PLANNING SPEC I	2		GRADE 26
22	(21)	827Z	DP CENTER MANAGER	1		GRADE 26
23	(22)	D008	DIS DATA BASE ANALYST II	12		GRADE 25
24	(23)	D054	DIS PROG ANA/STAFF SPECIALIST II	21		GRADE 25
25	(24)	D033	DIS SYSTEMS PROGRAMMER/ANALYST II	6		GRADE 25
26	(25)	D021	DIS DATA COMMUNICATION MANAGER	1		GRADE 24
27	(26)	804Z	DIS FISCAL MANAGER	1		GRADE 24
28	(27)	D039	DIS PRODUCTION CONTROL MANAGER	1		GRADE 24
29	(28)	D087	DIS TELECOMMUNICATIONS SVCS MGR	3		GRADE 24
30	(29)	D045	DIS LEAD PROGRAMMER/ANALYST	62		GRADE 23
31	(30)	D031	DIS SYSTEMS PROGRAMMER/ANALYST I	1		GRADE 23
32	(31)	D127	TELECOMMUNICATIONS PLANNING SPEC II	4		GRADE 23
33	(32)	A032	AGENCY FISCAL MANAGER	1		GRADE 22
34	(33)	R118	DIS PERSONNEL MANAGER	1		GRADE 22
35	(34)	D029	DIS SENIOR PROGRAMMER/ANALYST	4		GRADE 22
36	(35)	D113	DIS TELECOMMUNICATIONS SUPERVISOR	1		GRADE 22

1	(36)	X338	ENGINEER, PE	1	GRADE 22
2	(37)	D012	NETWORK PLANNING PROJECT LDR	1	GRADE 22
3	(38)	D026	DIS OPERATIONS TECH SPECIALIST	1	GRADE 21
4	(39)	D138	DIS SR COMPUTER/DATA OPER SUPV	5	GRADE 21
5	(40)	A116	RATE ANALYST III	1	GRADE 21
6	(41)	D036	SR PROGRAMMER/ANALYST	1	GRADE 21
7	(42)	A006	ACCOUNTING SUPERVISOR I	1	GRADE 20
8	(43)	D019	DIS DATA COMMUNICATIONS TECH II	13	GRADE 20
9	(44)	D058	DIS INFO CENTER ANALYST II	4	GRADE 20
10	(45)	D079	DIS DOCUMENTATION SPECIALIST	5	GRADE 19
11	(46)	D063	DIS PRODUCTION SCHEDULER II	13	GRADE 19
12	(47)	A111	ACCOUNTANT	1	GRADE 18
13	(48)	D047	DIS LEAD COMPUTER TECHNICIAN	20	GRADE 18
14	(49)	D084	DIS TELECOMMUNICATION TECH III	8	GRADE 18
15	(50)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
16	(51)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
17	(52)	R010	ADMINISTRATIVE ASSISTANT II	3	GRADE 17
18	(53)	D081	DIS LIBRARY SUPERVISOR	1	GRADE 17
19	(54)	D048	DIS SENIOR COMPUTER TECHNICIAN	2	GRADE 16
20	(55)	D082	DIS TAPE LIBRARIAN	2	GRADE 16
21	(56)	D101	DIS TELECOMMUNICATIONS TECH II	3	GRADE 16
22	(57)	A108	ACCOUNTING TECHNICIAN II	1	GRADE 15
23	(58)	R009	ADMINISTRATIVE ASSISTANT I	2	GRADE 15
24	(59)	D005	COMPUTER OPERATOR II	1	GRADE 15
25	(60)	A063	PAYROLL OFFICER	1	GRADE 15
26	(61)	D107	DIS VOICE INFO OPERATOR SUPV	5	GRADE 13
27	(62)	K153	SECRETARY II	2	GRADE 13
28	(63)	A106	ACCOUNTING TECHNICIAN I	1	GRADE 12
29	(64)	K006	DATA ENTRY SPECIALIST	<u>3</u>	GRADE 10
30			MAX. NO. OF EMPLOYEES	298	

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32 SECTION 2. EXTRA HELP - INFORMATION SYSTEMS. There is hereby authorized,
 33 for the Department of Information Systems for the 1999-2001 biennium, the
 34 following maximum number of part-time or temporary employees, to be known as
 35 "Extra Help", payable from funds appropriated herein for such purposes:
 36 twenty four (24) temporary or part-time employees, when needed, at rates of

1 pay not to exceed those provided in the Uniform Classification and
 2 Compensation Act, or its successor, or this act for the appropriate
 3 classification.

4
 5 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the
 6 Department of Information Systems, to be payable from the Department of
 7 Computer Services Revolving Fund, for personal services and operating expenses
 8 of the Department of Information Systems for the biennial period ending June
 9 30, 2001, the following:

11	ITEM	FISCAL YEARS	
12	NO.	1999-2000	2000-2001
13	(01) REGULAR SALARIES	\$ 13,951,123	\$ 14,341,736
14	(02) EXTRA HELP	150,938	150,938
15	(03) PERSONAL SERV MATCHING	3,418,546	3,488,092
16	(04) OVERTIME	39,795	39,795
17	(05) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	5,884,138	5,908,138
19	(B) CONF. & TRAVEL	152,304	152,304
20	(C) PROF. FEES	73,878	73,878
21	(D) CAP. OUTLAY	5,775	5,775
22	(E) DATA PROC.	9,451,086	9,451,086
23	(06) TELECOMMUN/TECHNOLOGY DELIVERY	<u>18,613,929</u>	<u>18,613,929</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 51,741,512</u>	<u>\$ 52,225,671</u>

25
 26 SECTION 4. APPROPRIATION - UNANTICIPATED SERVICES. There is hereby
 27 appropriated, to the Department of Information Systems, to be payable from the
 28 Department of Computer Services Revolving Fund, for operating expenses
 29 incurred in the provision of unanticipated services to state agencies, unusual
 30 growth in applications or due to uncontrollable increases in payments to
 31 public utilities necessary for the continual provision of services of the
 32 Department of Information Systems for the biennial period ending June 30,
 33 2001, the following:

35	ITEM	FISCAL YEARS	
36	NO.	1999-2000	2000-2001

1	(01) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	2,500,000	2,500,000
3	(B) CONF. & TRAVEL	0	0
4	(C) PROF. FEES	0	0
5	(D) CAP. OUTLAY	0	0
6	(E) DATA PROC.	0	0
7	(02) CONTINGENCY	<u>28,700,000</u>	<u>28,700,000</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 31,200,000</u>	<u>\$ 31,200,000</u>

9

10 SECTION 5. APPROPRIATION - EQUIPMENT ACQUISITION. There is hereby

11 appropriated, to the Department of Information Systems, to be payable from the

12 Computer Services Reserve Fund, for moving expenses and equipment

13 acquisitions, as defined by Arkansas Code 25-4-118 and 25-4-120, of the

14 Department of Information Systems for the biennial period ending June 30,

15 2001, the following:

16			
17	ITEM	FISCAL YEARS	
18	<u>NO.</u>	<u>1999-2000</u>	<u>2000-2001</u>
19	(01) MOVING EXPENSES/EQUIPMENT ACQUISITION \$	<u>2,500,000</u>	<u>2,500,000</u>

20

21 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

22 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ESTABLISHMENT

23 OF A "GROWTH POOL". The Department of ~~Computer Services~~ Information Systems

24 shall establish and maintain for each year of the ~~1997-99~~ 1999-2001 biennium a

25 pool of 50 positions not to exceed rates of pay authorized in Section 1 of

26 this Act or in the Uniform Classification and Compensation Act. These

27 positions are to be used to provide new or expanded data processing and

28 telecommunication services in the event the personnel services needs of the

29 Department of ~~Computer Services~~ Information Systems exceed the number of

30 positions allocated for the ~~1997-1999~~ 1999-2001 biennium. No classification,

31 grade, or salary level will be assigned to the pool positions until such time

32 as specific positions are requested by the Department of ~~Computer Services~~

33 Information Systems and approved by the Chief Fiscal Officer after receiving

34 prior review by the Legislative Council.

35

36 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

1 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL RATES
 2 OF PAY. Due to the highly competitive job market conditions and the necessity
 3 for recruiting and retaining qualified personnel, the Department of ~~Computer~~
 4 ~~Services~~ Information Systems is authorized special rates of pay for current
 5 and new employees in the classifications listed under subsection (a) below.

6
 7 (a) Special rates may be authorized up to the maximum authorized for the grade
 8 assigned the classification of a position for the following classifications
 9 only:

11	Class		
12	<u>Code</u>	<u>Title</u>	<u>Grade</u>
13	D022	DCS <u>DIS</u> Application Development Manager	26
14	D037	DCS <u>DIS</u> Systems Programmer/Analyst III	26
15	D008	DCS <u>DIS</u> Data Base Analyst II	25
16	D033	DCS <u>DIS</u> Systems Programmer/Analyst II	25
17	D054	DCS <u>DIS</u> Programmer Analyst/Staff Specialist II	25
18	D028	DCS <u>DIS</u> Programmer Analyst/Staff Specialist	24
19	D045	DCS <u>DIS</u> Lead Programmer/Analyst	23
20	D031	DCS <u>DIS</u> Systems Programmer/Analyst	23
21	D006	DCS <u>DIS</u> Data Base Analyst I	23
22	D029	DCS <u>DIS</u> Sr Programmer/Analyst	22

23
 24 (b) Special Rates up to the maximum rate of the authorized grade may be
 25 approved upon request by the Chief Fiscal Officer of the State.

26 (c) A monthly report shall be made to the Arkansas Legislative Council
 27 describing all personnel transactions involving applications of any of the
 28 provisions of this Section.

29 (d) This provision shall be in full force and effect beginning July 1, ~~1997~~
 30 1999 and ending June 30, ~~1999~~ 2001.

31
 32 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 33 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CONTINGENCY
 34 RESTRICTIONS. In the event of unforeseen conditions, additional appropriations
 35 become necessary that are not authorized or contemplated in Section 3 of this
 36 Act and such events make it necessary that the Department of ~~Computer Services~~

1 Information Systems receives additional appropriations to carry out the
2 objectives of the agency, the Director of the Department of ~~Computer Services~~
3 Information Systems is hereby authorized to request the approval of the
4 Governor and the Chief Fiscal Officer of the State, as hereinafter provided,
5 for transfer of the additional appropriations provided the Department by
6 Section 4, but in no event shall the transfers exceed the appropriations
7 provided in Section 4 of this Act. Whenever the Director of the Department of
8 ~~Computer Services~~ Information Systems deems it necessary to establish
9 additional appropriations as authorized herein, he shall file with the
10 Governor a written report accompanied by necessary supporting documents
11 setting forth the facts, justifications, and circumstances that necessitate
12 such appropriation. Upon receipt of such reports and supporting documents,
13 the Governor, or his designee, shall study the same, and if he shall determine
14 that such additional appropriations are being sought in strict compliance with
15 this Act, the Governor, after seeking prior review by the Joint Committee on
16 Advanced Communications and Information Technology, may approve or modify such
17 request for additional appropriations as in his judgement he deems necessary,
18 and shall forward a copy thereof to the Chief Fiscal Officer of the State.
19 Upon receipt thereof, the Chief Fiscal Officer of the State shall direct the
20 State Auditor to process said transfer upon his books in accordance with the
21 provisions as set out herein.

22

23 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
24 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD
25 PROVISION. The balance of the appropriation made in Section 4 and Section 5
26 herein which remains at the close of the fiscal year ending June 30, ~~1998~~
27 2000, may be carried forward and used for the same purpose in the fiscal year
28 ending June 30, ~~1999~~ 2001.

29

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

36

1 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
3 FORWARD. At the close of the fiscal year ending June 30, ~~1998~~ 2000, the
4 Department of ~~Computer Services~~ Information Systems may certify to the Chief
5 Fiscal Officer of the State an unexpended amount of appropriation, as provided
6 for in ~~Maint. & Gen. Oper. - Oper. Expenses~~ Telecommunications/Technology
7 Delivery in Section 3 of this Act, which may be transferred forward for the
8 fiscal year ending June 30, ~~1999~~ 2001, for the sole purpose of providing
9 payments for the telecommunication system.

10
11 SECTION 12. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
12 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. YEAR 2000 LEAVE BALANCES.
13 Employees of the Department of Information Systems who are engaged in work
14 relating to the Year 2000 Project shall be exempt from restrictions on carry
15 over of annual leave balances for the biennium ending June 30, 2001. In lieu
16 of carrying over unused annual leave balances, the Director of the Department
17 of Information Systems may authorize lump sum payment for all unused annual
18 leave in excess of 30 days at the end of each calendar year for all employees
19 engaged in work relating to the Year 2000 Project.

20
21 SECTION 13. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
22 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. The
23 Department of Information Systems, with the prior approval of the Chief Fiscal
24 Officer of the State, may transfer those funds appropriated in Section 3 of
25 this Act and which are identified as surplus and/or not vital to the everyday
26 operations of the Department, to the Telecommunications and Information
27 Technology Fund, there to be used for the purpose of providing grants to
28 public and/or non-profit entities for the development of a statewide distance
29 learning network, telemedicine network or other related technology projects.

30
31 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
32 by this act shall be limited to the appropriation for such agency and funds
33 made available by law for the support of such appropriations; and the
34 restrictions of the State Purchasing Law, the General Accounting and Budgetary
35 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
36 and Restrictions Act, or their successors, and other fiscal control laws of

1 this State, where applicable, and regulations promulgated by the Department of
2 Finance and Administration, as authorized by law, shall be strictly complied
3 with in disbursement of said funds.

4
5 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General Assembly
6 that any funds disbursed under the authority of the appropriations contained
7 in this act shall be in compliance with the stated reasons for which this act
8 was adopted, as evidenced by the Agency Requests, Executive Recommendations
9 and Legislative Recommendations contained in the budget manuals prepared by
10 the Department of Finance and Administration, letters, or summarized oral
11 testimony in the official minutes of the Arkansas Legislative Council or Joint
12 Budget Committee which relate to its passage and adoption.

13
14 SECTION 16. CODE. All provisions of this Act of a general and permanent
15 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
16 Code Revision Commission shall incorporate the same in the Code.

17
18 SECTION 17. SEVERABILITY. If any provision of this act or the application
19 thereof to any person or circumstance is held invalid, such invalidity shall
20 not affect other provisions or applications of the act which can be given
21 effect without the invalid provision or application, and to this end the
22 provisions of this act are declared to be severable.

23
24 SECTION 18. GENERAL REPEALER. All laws and parts of laws in conflict with
25 this act are hereby repealed.

26
27 SECTION 19. EMERGENCY CLAUSE. It is hereby found and determined by the
28 Eighty-second General Assembly, that the Constitution of the State of Arkansas
29 prohibits the appropriation of funds for more than a two (2) year period; that
30 the effectiveness of this Act on July 1, 1999 is essential to the operation of
31 the agency for which the appropriations in this Act are provided, and that in
32 the event of an extension of the Regular Session, the delay in the effective
33 date of this Act beyond July 1, 1999 could work irreparable harm upon the
34 proper administration and provision of essential governmental programs.
35 Therefore, an emergency is hereby declared to exist and this Act being
36 necessary for the immediate preservation of the public peace, health and

1 safety shall be in full force and effect from and after July 1, 1999.

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/s/ Joint Budget Committee

APPROVED: 4/13/1999