For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF
INFORMATION SYSTEMS FOR THE FISCAL YEAR ENDING JUNE
30, 2018; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF INFORMATION
SYSTEMS APPROPRIATION FOR THE 2017-2018
FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the
Department of Information Systems for the 2017-2018 fiscal year, the
following maximum number of regular employees.

<table>
<thead>
<tr>
<th>Item No.</th>
<th>Class Code</th>
<th>Title</th>
<th>No. of Employees</th>
<th>Maximum Annual Salary Rate Fiscal Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>U060U</td>
<td>DIS DIRECTOR</td>
<td>1</td>
<td>$137,360</td>
</tr>
<tr>
<td>2</td>
<td>U073U</td>
<td>DIS DEPUTY DIRECTOR</td>
<td>1</td>
<td>$129,074</td>
</tr>
<tr>
<td>3</td>
<td>N206N</td>
<td>Chief Data Officer</td>
<td>1</td>
<td>GRADE IT12</td>
</tr>
<tr>
<td>4</td>
<td>N207N</td>
<td>Chief Privacy Officer</td>
<td>1</td>
<td>GRADE GS15</td>
</tr>
<tr>
<td>5</td>
<td>N013N</td>
<td>DIS CHIEF OPERATING OFFICER</td>
<td>1</td>
<td>GRADE N912</td>
</tr>
<tr>
<td>6</td>
<td>N179N</td>
<td>DIS CHIEF TECHNOLOGY OFFICER</td>
<td>1</td>
<td>GRADE N912</td>
</tr>
<tr>
<td>7</td>
<td>N044N</td>
<td>DIS CUST RELATIONS MGMT ADMR</td>
<td>1</td>
<td>GRADE N909</td>
</tr>
</tbody>
</table>
(8) D003N  STATE CHIEF SECURITY OFFICER              1  GRADE N909
(9) D002N  STATE DATABASE ADMINISTRATOR LEAD         1  GRADE N909
(10) N174N  HEALTH INFORMATION TECH POLICY DIR         1  GRADE N908
(11) N079N  DIS DIVISION DIRECTOR                      5  GRADE N907
(12) D014N  DIS EEF DIVISION DIRECTOR                  1  GRADE N907
(13) D006N  STATE SYSTEMS ARCHITECT                     6  GRADE N907
(14) D009N  AASIS SYSTEM ADMINISTRATOR                  1  GRADE N906
(15) P005N  DIS TESTING, EVAL, PLANTS POLICY COORD    2  GRADE N902
(16) D096C  DIS EEF SR SYSTEM ADMINISTRATORS          1  GRADE C130
(17) D001C  STATE DATABASE ADMINISTRATORS              3  GRADE C130
(18) D003C  STATE SYSTEMS ADMINISTRATOR LEAD            3  GRADE C129
(19) A010C  AGENCY CONTROLLER II                       1  GRADE C128
(20) D010C  DATA WAREHOUSE LEAD                         1  GRADE C128
(21) D098C  DIS EEF SYSTEM ADMINISTRATOR                2  GRADE C128
(22) D009C  DIS OPERATIONS CENTER MANAGER              1  GRADE C128
(23) D007C  INFORMATION SYSTEMS MANAGER                 3  GRADE C128
(24) D006C  SOFTWARE ENGINEER LEAD                      3  GRADE C128
(25) D005C  STATE IT SECURITY ANALYST                   3  GRADE C128
(26) D004C  STATE NETWORK SUPPORT LEAD                  3  GRADE C128
(27) A014C  FISCAL DIVISION MANAGER                     1  GRADE C127
(28) G019C  GENERAL COUNSEL                             1  GRADE C127
(29) D099C  DIS EEF STATE SYSTEM ADMINISTRATOR          1  GRADE C126
(30) D018C  DIS INFORMATION SYSTEMS COORD               1  GRADE C126
(31) D015C  STATE NETWORK ENGINEER                       4  GRADE C126
(32) D014C  STATE SYSTEMS ADMINISTRATOR                 3  GRADE C126
(33) G076C  ADMINISTRATIVE SERVICES MANAGER             1  GRADE C124
(34) A031C  ASSISTANT CONTROLLER                        1  GRADE C124
(35) D035C  COMPUTER SUPPORT MANAGER                    1  GRADE C124
(36) D034C  DATABASE ADMINISTRATOR                      6  GRADE C124
(37) A029C  DIS FISCAL MANAGER                           1  GRADE C124
(38) D032C  DIS IT ASSET MANAGER                         1  GRADE C124
(39) G069C  DIS QUALITY ASSURANCE LEAD                   1  GRADE C124
(40) D031C  DISASTER RECOVERY ANALYST                   1  GRADE C124
(41) D029C  SENIOR GIS ANALYST                          1  GRADE C124
(42) D028C  SENIOR SOFTWARE SUPPORT SPECIALIST          1  GRADE C124
(43) D027C  SOFTWARE ENGINEER                           19  GRADE C124
1 (44) D026C STATE HELP DESK LEAD 1 GRADE C124
2 (45) D025C STATE IT SECURITY SPECIALIST 8 GRADE C124
3 (46) D024C STATE NETWORK SPECIALIST 19 GRADE C124
4 (47) D023C STATE SYSTEMS SPECIALIST 16 GRADE C124
5 (48) D022C SYSTEMS SPECIALIST 1 GRADE C124
6 (49) R013C AGENCY HUMAN RESOURCES MANAGER 2 GRADE C123
7 (50) D042C DATA WAREHOUSE SPECIALIST 5 GRADE C123
8 (51) D041C DIS TECHNICAL ACCOUNTS SPECIALIST 1 GRADE C123
9 (52) A038C FISCAL SUPPORT MANAGER 1 GRADE C123
10 (53) D038C SENIOR SOFTWARE SUPPORT ANALYST 2 GRADE C123
11 (54) D049C DIS PROJECT MANAGER 7 GRADE C122
12 (55) G098C DIS QUALITY ASSURANCE COORDINATOR 2 GRADE C122
13 (56) D046C STATE PRODUCTION CONTROL SUPERVISOR 2 GRADE C122
14 (57) D045C STATE SYSTEMS ANALYST 17 GRADE C122
15 (58) A052C ACCOUNTING COORDINATOR 2 GRADE C121
16 (59) D053C DIS ACCOUNT ANALYST 3 GRADE C121
17 (60) A048C DIS RATE ANALYST 1 GRADE C121
18 (61) D058C COMPUTER OPERATIONS COORDINATOR 2 GRADE C120
19 (62) P013C PUBLIC INFORMATION COORDINATOR 1 GRADE C120
20 (63) D063C COMPUTER SUPPORT SPECIALIST 16 GRADE C119
21 (64) A068C DIS BILLING SERVICES MANAGER 1 GRADE C119
22 (65) V007C PROCUREMENT COORDINATOR 1 GRADE C119
23 (66) C010C EXECUTIVE ASSISTANT TO THE DIRECTOR 1 GRADE C118
24 (67) D065C NETWORK SUPPORT ANALYST 6 GRADE C118
25 (68) D064C WEBSITE DEVELOPER 2 GRADE C118
26 (69) D071C COMPUTER SUPPORT ANALYST 5 GRADE C117
27 (70) D070C DIS ACCOUNTS SPECIALIST 1 GRADE C117
28 (71) D069C DIS SCHEDULER 2 GRADE C117
29 (72) R025C HUMAN RESOURCES ANALYST 1 GRADE C117
30 (73) G178C POLICY DEVELOPMENT COORDINATOR 1 GRADE C117
31 (74) V014C BUYER 1 GRADE C116
32 (75) P031C MEDIA SPECIALIST 1 GRADE C116
33 (76) C037C ADMINISTRATIVE ANALYST 4 GRADE C115
34 (77) A091C FISCAL SUPPORT ANALYST 9 GRADE C115
35 (78) D077C HELP DESK SPECIALIST 5 GRADE C115
36 (79) D084C COMPUTER OPERATOR 9 GRADE C114
SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Information Systems for the 2017-2018 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: eighteen (18) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Department of Information Systems, to be payable from the Department of Information Systems Revolving Fund, for personal services and operating expenses of the Department of Information Systems for the fiscal year ending June 30, 2018, the following:

<table>
<thead>
<tr>
<th>ITEM</th>
<th>FISCAL YEAR</th>
</tr>
</thead>
<tbody>
<tr>
<td>(01) REGULAR SALARIES</td>
<td>$15,370,053</td>
</tr>
<tr>
<td>(02) EXTRA HELP</td>
<td>215,000</td>
</tr>
<tr>
<td>(03) PERSONAL SERVICES MATCHING</td>
<td>4,849,470</td>
</tr>
<tr>
<td>(04) OVERTIME</td>
<td>66,000</td>
</tr>
<tr>
<td>(05) MAINT. &amp; GEN. OPERATION</td>
<td></td>
</tr>
<tr>
<td>(A) OPER. EXPENSE</td>
<td>9,545,591</td>
</tr>
<tr>
<td>(B) CONF. &amp; TRAVEL</td>
<td>107,160</td>
</tr>
<tr>
<td>(C) PROF. FEES</td>
<td>631,500</td>
</tr>
<tr>
<td>(D) CAP. OUTLAY</td>
<td>2,945,000</td>
</tr>
<tr>
<td>(E) DATA PROC.</td>
<td>0</td>
</tr>
<tr>
<td>(06) DATA PROCESSING SERVICES</td>
<td>8,406,866</td>
</tr>
<tr>
<td>(07) TELECOMM/TECHNOLOGY DELIVERY</td>
<td>58,450,929</td>
</tr>
<tr>
<td>TOTAL AMOUNT APPROPRIATED</td>
<td>$100,587,569</td>
</tr>
</tbody>
</table>

SECTION 4. APPROPRIATION - UNANTICIPATED SERVICES. There is hereby
appropriated, to the Department of Information Systems, to be payable from
the Department of Information Systems Revolving Fund, for operating expenses
incurred in the provision of unanticipated services to state agencies,
unusual growth in applications or due to uncontrollable increases in payments
to public utilities necessary for the continual provisions of services by the
Department of Information Systems for the fiscal year ending June 30, 2018,
the following:

<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>FISCAL YEAR</th>
</tr>
</thead>
<tbody>
<tr>
<td>(01) CONTINGENCY - TELECOMMUNICATIONS/TECH</td>
<td>$20,000,000</td>
</tr>
</tbody>
</table>

SECTION 5. APPROPRIATION - EQUIPMENT ACQUISITIONS AND INFORMATION
TECHNOLOGY IMPROVEMENTS. There is hereby appropriated, to the Department of
Information Systems, to be payable from the Information Technology Reserve
Fund, for major equipment acquisitions and information technology
improvements, as set out in Arkansas Code 25-4-122 and 25-4-123 by the
Department of Information Systems for the fiscal year ending June 30, 2018,
the following:

<table>
<thead>
<tr>
<th>ITEM NO.</th>
<th>FISCAL YEAR</th>
</tr>
</thead>
<tbody>
<tr>
<td>(01) EQUIPMENT ACQUISITIONS AND INFORMATION TECHNOLOGY IMPROVEMENTS</td>
<td>$3,500,000</td>
</tr>
</tbody>
</table>

SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THEARKANSAS
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 receipts
and expenditures made from the Unanticipated Services appropriation in this
Act.

The provisions of this section shall be in effect only from July 1, 2016,
SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

CONTINGENCY RESTRICTIONS. In the event of unforeseen conditions, additional
appropriations become necessary that are not authorized or contemplated in
the Operations appropriation section of this Act and such events make it
necessary that the Department of Information Systems receives additional
appropriations to carry out the objectives of the agency, the Director of the
Department of Information Systems is hereby authorized to request the
approval of the Governor and the Chief Fiscal Officer of the State, as
hereinafter provided, for transfer of the additional appropriation provided
the Department by the Unanticipated Services appropriation section, but in no
event shall the transfers exceed the appropriation provided in the
Unanticipated Services appropriation section of this Act. Whenever the
Director of the Department of Information Systems deems it necessary to
establish additional appropriations as authorized herein, a written report
shall be filed with the Governor accompanied by necessary supporting
documents setting forth the facts, justifications, and circumstances that
necessitate such appropriation. Upon receipt of such reports and supporting
documents, the Governor, or his designee, shall study the same, and if he
shall determine that such additional appropriations are being sought in
strict compliance with this Act, the Governor, after seeking prior review by
the Joint Committee on Advanced Communications and Information Technology,
may approve or modify such request for additional appropriations as in his
judgment he deems necessary, and shall forward a copy thereof to the Chief
Fiscal Officer of the State. Upon receipt thereof, the Chief Fiscal Officer
of the State after receiving prior approval by the Arkansas Legislative
Council or Joint Budget Committee shall direct the State Auditor to process
said transfer upon his books in accordance with the provisions as set out
herein. If the agency requests continuation of appropriation as established
herein during the next biennium, the appropriation must be requested as new
appropriation in the agency's biennial budget request.

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

The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017 2018.

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

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

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

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

(b)(1) By October 31, January 31, April 30, and July 31 of each fiscal year, the Director of the Department Information Systems shall compile and submit a report to:

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

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

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

(2) The report shall:
   (A) Detail all requests from state agencies, boards, and commissions for advice regarding information technology planning, implementation, installation, rates or fees, utilization of products, services, and integrations or upgrades to be added to all existing technology plans; and
   (B) Provide a full report of all corresponding recommendations made by the Department of Information Systems to the requesting state agencies, boards, and commissions.

(3) The report shall include:
   (A) The name of the state agency, board, or commission requesting the advice;
   (B) The name and scope of the project for which advice is being sought;
   (C) The type of advice sought, for example: technical, product or service utilization, planning, implementation, installation, integration, or upgrades;
   (D) A detailed explanation of all recommendations provided by the Department of Information Systems;
   (E) How the recommendation fits into the information technology plan of the agency, board, or commission;
   (F) How the recommendation fits into the state’s information technology plan and shared technical architecture; and
   (G) Other information as may be useful for policy making decisions by the Legislative Council or Joint Committee on Advanced Communications and Information Technology.

The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017.

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

COMPLIANCE WITH STATE AND FEDERAL REGULATIONS.

1. In order to effect compliance with the requirements of state and federal statutory and regulatory provisions, the Director shall adjust billing rates or issue billing adjustments to be federally compliant, notwithstanding the provisions of ACA §25-4-105 and §25-4-119 or funds sufficient to effect compliance shall be provided the Department from General Revenues, Special
Revenues or such other fund sources as may become available. These actions shall be subject to the approval of the Chief Fiscal Officer of the State and approval by the Arkansas Legislative Council or Joint Budget Committee.

2. The Director shall have authority to transfer funds between the Information Technology Reserve Fund established by ACA §25-4-123 and the Department of Information Systems Revolving Fund established by ACA §25-4-121 for cash management purposes.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Department of Information Systems may operate more efficiently if some flexibility is provided to the Department of Information Systems authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GIFTS, GRANTS AND DONATIONS. (i) The Director may accept on behalf of the Department of Information Systems, from any source, funds including but not limited to special or general revenue, gifts, grants, cash, bequeaths, devices, donations, real or personal property and equipment. (ii) The Department shall quarterly file with the Arkansas Legislative Council or Joint Budget Committee a report summarizing all funds, gifts, grants, cash, bequeaths, devices, donations, real or personal property and equipment received. (iii) The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2018.
through June 30, 2017 2018.

SECTION 11. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

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

SECTION 13. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2017 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2017 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2017.

/s/Joint Budget Committee