

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

HOUSE BILL 1065

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
10 TRANSFORMATION AND SHARED SERVICES - DIVISION OF
11 INFORMATION SYSTEMS FOR THE FISCAL YEAR ENDING JUNE
12 30, 2024; AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT FOR THE DEPARTMENT OF
16 TRANSFORMATION AND SHARED SERVICES -
17 DIVISION OF INFORMATION SYSTEMS
18 APPROPRIATION FOR THE 2023-2024 FISCAL
19 YEAR.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Transformation and Shared Services - Division of Information
27 Systems for the 2023-2024 fiscal year, the following maximum number of
28 regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
34	(1) U060U	TSS DIS DIRECTOR	1	GRADE SE04
35	(2) U073U	TSS DIS DEPUTY DIRECTOR	1	GRADE SE03
36	(3) N013N	TSS CHIEF OPERATING OFFICER	1	GRADE SE02



1	(4)	D003N TSS STATE CHIEF SECURITY OFFICER	1	GRADE SE02
2	(5)	N206N TSS CHIEF DATA OFFICER	1	GRADE IT12
3	(6)	D002N STATE DATABASE ADMINISTRATOR LEAD	1	GRADE IT11
4	(7)	D127C TSS CHIEF OF TECHNOLOGY	1	GRADE IT11
5	(8)	D135C TSS DATA SCIENTIST	1	GRADE IT11
6	(9)	D128C TSS DIVISION ADMINISTRATOR	5	GRADE IT11
7	(10)	D134C TSS ENTERPRISE ARCHITECT	1	GRADE IT11
8	(11)	D132C TSS ENTERPRISE CLOUD ARCHITECT	1	GRADE IT11
9	(12)	D133C TSS ENTERPRISE CLOUD ENGINEER	1	GRADE IT11
10	(13)	D131C TSS ENTERPRISE CLOUD STRATEGIST	1	GRADE IT11
11	(14)	D006N STATE SYSTEMS ARCHITECT	3	GRADE IT10
12	(15)	D138C TSS DATA CENTER MANAGER	1	GRADE IT10
13	(16)	D010C TSS DATA WAREHOUSE LEAD	1	GRADE IT10
14	(17)	D137C TSS NETWORK ARCHITECT	1	GRADE IT10
15	(18)	D009C TSS OPERATIONS CENTER MANAGER	1	GRADE IT10
16	(19)	D001C STATE DATABASE ADMINISTRATOR	3	GRADE IT09
17	(20)	D003C STATE SYSTEMS ADMINISTRATOR LEAD	2	GRADE IT09
18	(21)	D139C TSS DATA ENGINEER	1	GRADE IT09
19	(22)	D130C TSS DISASTER RECOVERY MANAGER	1	GRADE IT09
20	(23)	D125C TSS SR. STATE SERVER ADMINISTRATOR	1	GRADE IT09
21	(24)	D005C TSS STATE IT SECURITY ANALYST	3	GRADE IT09
22	(25)	D123C DB ADMINISTRATOR	6	GRADE IT08
23	(26)	D007C INFORMATION SYSTEMS MANAGER	2	GRADE IT08
24	(27)	D006C SOFTWARE ENGINEER LEAD	3	GRADE IT08
25	(28)	D014C STATE SYSTEMS ADMINISTRATOR	3	GRADE IT08
26	(29)	V039C TSS IT SOURCING PROJECT MANAGER	2	GRADE IT08
27	(30)	D004C TSS STATE NETWORK SUPPORT LEAD	3	GRADE IT08
28	(31)	D122C IT PROJECT MANAGER	1	GRADE IT07
29	(32)	D029C SENIOR GIS ANALYST	1	GRADE IT07
30	(33)	D028C SENIOR SOFTWARE SUPPORT SPECIALIST	1	GRADE IT07
31	(34)	D015C STATE NETWORK ENGINEER	4	GRADE IT07
32	(35)	D042C DATA WAREHOUSE SPECIALIST	5	GRADE IT06
33	(36)	D038C SENIOR SOFTWARE SUPPORT ANALYST	2	GRADE IT06
34	(37)	D027C SOFTWARE ENGINEER	10	GRADE IT06
35	(38)	D025C STATE IT SECURITY SPECIALIST	8	GRADE IT06
36	(39)	D022C SYSTEMS SPECIALIST	1	GRADE IT06

1	(40)	D049C TSS PROJECT MANAGER	4	GRADE IT06
2	(41)	D026C TSS STATE HELP DESK LEAD	1	GRADE IT06
3	(42)	D024C TSS STATE NETWORK SPECIALIST	19	GRADE IT06
4	(43)	D023C TSS STATE SYSTEMS SPECIALIST	12	GRADE IT06
5	(44)	D063C COMPUTER SUPPORT SPECIALIST	14	GRADE IT05
6	(45)	D045C TSS STATE SYSTEMS ANALYST	11	GRADE IT05
7	(46)	D058C COMPUTER OPERATIONS COORDINATOR	2	GRADE IT04
8	(47)	D032C TSS IT ASSET MANAGER	1	GRADE IT04
9	(48)	D071C COMPUTER SUPPORT ANALYST	5	GRADE IT03
10	(49)	D069C TSS SCHEDULER	2	GRADE IT03
11	(50)	D046C TSS STATE PRODUCTION CONTROL SUPERVISOR	2	GRADE IT03
12	(51)	D084C COMPUTER OPERATOR	7	GRADE IT02
13	(52)	A132C TSS BUSINESS SERVICES ADMINISTRATOR	1	GRADE GS15
14	(53)	A010C AGENCY CONTROLLER II	1	GRADE GS13
15	(54)	A014C FISCAL DIVISION MANAGER	1	GRADE GS12
16	(55)	D096C TSS EEF SR SYSTEM ADMINISTRATOR	1	GRADE GS12
17	(56)	V038C TSS IT PROCUREMENT ADMINISTRATOR	1	GRADE GS12
18	(57)	G076C ADMINISTRATIVE SERVICES MANAGER	1	GRADE GS10
19	(58)	D031C TSS DISASTER RECOVERY ANALYST	1	GRADE GS10
20	(59)	G069C TSS QUALITY ASSURANCE LEAD	1	GRADE GS10
21	(60)	A052C ACCOUNTING COORDINATOR	2	GRADE GS09
22	(61)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
23	(62)	A029C TSS FISCAL MANAGER	1	GRADE GS09
24	(63)	G098C TSS QUALITY ASSURANCE COORDINATOR	2	GRADE GS09
25	(64)	A068C TSS BILLING SERVICES MANAGER	1	GRADE GS08
26	(65)	D041C TSS TECHNICAL ACCOUNTS SPECIALIST	1	GRADE GS08
27	(66)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
28	(67)	D053C TSS ACCOUNT ANALYST	2	GRADE GS07
29	(68)	C037C ADMINISTRATIVE ANALYST	2	GRADE GS06
30	(69)	R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
31	(70)	P031C MEDIA SPECIALIST	1	GRADE GS06
32	(71)	D070C TSS ACCOUNTS SPECIALIST	1	GRADE GS06
33	(72)	A048C TSS RATE ANALYST	1	GRADE GS06
34	(73)	A091C FISCAL SUPPORT ANALYST	8	GRADE GS05
35	(74)	D077C HELP DESK SPECIALIST	2	GRADE GS05
36	(75)	V025C WAREHOUSE SPECIALIST	1	GRADE GS04

1 (76) C073C ADMINISTRATIVE SPECIALIST II 4 GRADE GS03
 2 MAX. NO. OF EMPLOYEES 207
 3

4 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 5 of Transformation and Shared Services - Division of Information Systems for
 6 the 2023-2024 fiscal year, the following maximum number of part-time or
 7 temporary employees, to be known as "Extra Help", payable from funds
 8 appropriated herein for such purposes: eighteen (18) temporary or part-time
 9 employees, when needed, at rates of pay not to exceed those provided in the
 10 Uniform Classification and Compensation Act, or its successor, or this act
 11 for the appropriate classification.
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13 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 14 to the Department of Transformation and Shared Services, to be payable from
 15 the Division of Information Systems Revolving Fund, for personal services and
 16 operating expenses of the Department of Transformation and Shared Services -
 17 Division of Information Systems for the fiscal year ending June 30, 2024, the
 18 following:
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20 ITEM	FISCAL YEAR
21 <u>NO.</u>	<u>2023-2024</u>
22 (01) REGULAR SALARIES	\$14,853,007
23 (02) EXTRA HELP	215,000
24 (03) PERSONAL SERVICES MATCHING	4,876,985
25 (04) OVERTIME	66,000
26 (05) MAINT. & GEN. OPERATION	
27 (A) OPER. EXPENSE	11,224,996
28 (B) CONF. & TRAVEL	75,001
29 (C) PROF. FEES	575,000
30 (D) CAP. OUTLAY	1,645,000
31 (E) DATA PROC.	0
32 (06) DATA PROCESSING SERVICES	5,000,000
33 (07) TELECOMMUNICATION/TECHNOLOGY DELIVERY	<u>59,702,882</u>
34 TOTAL AMOUNT APPROPRIATED	<u>\$98,233,871</u>

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 36 SECTION 4. APPROPRIATION - EQUIPMENT ACQUISITIONS AND INFORMATION

1 TECHNOLOGY IMPROVEMENTS. There is hereby appropriated, to the Department of
 2 Transformation and Shared Services, to be payable from the Information
 3 Technology Reserve Fund, for major equipment acquisitions and information
 4 technology improvements, as set out in Arkansas Code §25-4-122 and §25-4-123
 5 by the Department of Transformation and Shared Services - Division of
 6 Information Systems for the fiscal year ending June 30, 2024, the following:

8 ITEM	FISCAL YEAR
9 NO.	<u>2023-2024</u>
10 (01) EQUIPMENT ACQUISITIONS AND	
11 INFORMATION TECHNOLOGY IMPROVEMENTS	<u>\$3,500,000</u>

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 13 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

15 COMPLIANCE WITH STATE AND FEDERAL REGULATIONS.

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

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

28 Determining the maximum number of employees and the maximum amount of
 29 appropriation and general revenue funding for a state agency each fiscal year
 30 is the prerogative of the General Assembly. This is usually accomplished by
 31 delineating such maximums in the appropriation act(s) for a state agency and
 32 the general revenue allocations authorized for each fund and fund account by
 33 amendment to the Revenue Stabilization law. Further, the General Assembly
 34 has determined that the Division of Information Systems may operate more
 35 efficiently if some flexibility is provided to the Division of Information
 36 Systems authorizing broad powers under this section. Therefore, it is both

1 necessary and appropriate that the General Assembly maintain oversight by
 2 requiring prior approval of the Legislative Council or Joint Budget Committee
 3 as provided by this section. The requirement of approval by the Legislative
 4 Council or Joint Budget Committee is not a severable part of this section.
 5 If the requirement of approval by the Legislative Council or Joint Budget
 6 Committee is ruled unconstitutional by a court of competent jurisdiction,
 7 this entire section is void.

8 The provisions of this section shall be in effect only from July 1, ~~2022~~
 9 2023 through June 30, ~~2023~~ 2024.

10
 11 SECTION 6. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title 25,
 12 Chapter 4, is amended to add an additional section to codify special language
 13 in appropriation acts to read as follows:

14 25-4-129. Gifts, grants, and donations – Reports.

15 (a) The Director of the Division of Information Systems may accept on
 16 behalf of the Division of Information Systems funds from any source,
 17 including but not limited to:

- 18 (1) Special revenue;
- 19 (2) General revenue;
- 20 (3) Gifts;
- 21 (4) Grants;
- 22 (5) Cash;
- 23 (6) Bequests;
- 24 (7) Devices;
- 25 (8) Donations;
- 26 (9) Real property;
- 27 (10) Personal property; and
- 28 (11) Equipment.

29 (b) The division shall file with the Legislative Council or, if the
 30 General Assembly is in session, the Joint Budget Committee, a quarterly
 31 report summarizing all funds received under subsection (a) of this section.
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33 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 35 PROVISION - LINE ITEMS - DIVISION OF INFORMATION SYSTEMS - OPERATIONS. After
 36 receiving approval from the Chief Fiscal Officer of the State and prior

1 review by the Arkansas Legislative Council or Joint Budget Committee, the
2 Secretary of the Department of Transformation and Shared Services is
3 authorized to transfer appropriation between the line items authorized herein
4 for the Division of Information Systems - Operations to best utilize
5 resources to respond to the needs of the Division's customers.

6 The provisions of this section shall be in effect only from July 1, ~~2022~~
7 2023 through June 30, ~~2023~~ 2024.

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9 SECTION 8. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
10 authorized by this act shall be limited to the appropriation for such agency
11 and funds made available by law for the support of such appropriations; and
12 the restrictions of the State Procurement Law, the General Accounting and
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
14 Procedures and Restrictions Act, or their successors, and other fiscal
15 control laws of this State, where applicable, and regulations promulgated by
16 the Department of Finance and Administration, as authorized by law, shall be
17 strictly complied with in disbursement of said funds.

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19 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General
20 Assembly that any funds disbursed under the authority of the appropriations
21 contained in this act shall be in compliance with the stated reasons for
22 which this act was adopted, as evidenced by the Agency Requests, Executive
23 Recommendations and Legislative Recommendations contained in the budget
24 manuals prepared by the Department of Finance and Administration, letters, or
25 summarized oral testimony in the official minutes of the Arkansas Legislative
26 Council or Joint Budget Committee which relate to its passage and adoption.

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28 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the
29 General Assembly, that the Constitution of the State of Arkansas prohibits
30 the appropriation of funds for more than a one (1) year period; that the
31 effectiveness of this Act on July 1, 2023 is essential to the operation of
32 the agency for which the appropriations in this Act are provided, and that in
33 the event of an extension of the legislative session, the delay in the
34 effective date of this Act beyond July 1, 2023 could work irreparable harm
35 upon the proper administration and provision of essential governmental
36 programs. Therefore, an emergency is hereby declared to exist and this Act

1 being necessary for the immediate preservation of the public peace, health
2 and safety shall be in full force and effect from and after July 1, 2023.

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5 **APPROVED: 3/16/23**
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