

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 83rd General Assembly  
3 Regular Session, 2001  
4

*As Engrossed: S3/20/01*  
**A Bill**

HOUSE BILL 1365

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, 2003; AND FOR OTHER PURPOSES.  
13

**Subtitle**

14  
15 AN ACT FOR THE DEPARTMENT OF INFORMATION  
16 SYSTEMS APPROPRIATION FOR THE 2001-2003  
17 BIENNIAL PERIOD.  
18  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. REGULAR SALARIES - INFORMATION SYSTEMS. There is hereby  
24 established for the Department of Information Systems for the 2001-2003  
25 biennium, the following maximum number of regular employees whose salaries  
26 shall be governed by the provisions of the Uniform Classification and  
27 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all  
28 laws amendatory thereto. Provided, however, that any position to which a  
29 specific maximum annual salary is set out herein in dollars, shall be exempt  
30 from the provisions of said Uniform Classification and Compensation Act. All  
31 persons occupying positions authorized herein are hereby governed by the  
32 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
33 Code §21-5-101), or its successor.  
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Maximum Annual  
Maximum Salary Rate

1	Item Class			No. of	Fiscal Years	
	2	No. Code	Title		Empl oyees	2001-2002
3	(1)	9805	DIS DIRECTOR	1	\$104,898	\$107,625
4	(2)	9804	DIS MIS DIVISION DIRECTOR	1	\$103,508	\$106,199
5	(3)	7351	DIS TELECOM DIVISION DIRECTOR	1	\$103,508	\$106,199
6	(4)	9615	DIS SYS SOFTWARE PROG ADMR	3	\$94,634	\$97,094
7	(5)	9803	DIS DATA BASE MGR	1	\$89,747	\$92,080
8	(6)	9798	DIS APPLI CATIONS DEV ADMR	1	\$89,509	\$91,836
9	(7)	9614	DIS TECH PLANNING SPEC III	2	\$89,509	\$91,836
10	(8)	7350	DIS NETWORK ENGINEER	3	\$88,720	\$91,026
11	(9)	7349	DIS TELECOM OPERATIONS ADMR	1	\$88,720	\$91,026
12	(10)	9612	DIS SYS SFTWR PRGM/ANALYST SPEC	9	\$85,760	\$87,989
13	(11)	9613	DIS SYS SFTWR/PGRM ANALYST MGR	1	\$85,760	\$87,989
14	(12)	8820	DIS DATA BASE SPECIALIST	5	\$83,605	\$85,778
15	(13)	9033	DIS APPL DEV MANAGEMENT SPECIALIST	9	\$83,605	\$85,778
16	(14)	9806	DIS TECH PLANNING SPEC II	1	\$78,670	\$80,715
17	(15)	D023	DIS APPL DEVELOPMENT SPEC	30		GRADE 26
18	(16)	D024	DIS INFORMATION SVCS ADMR	2		GRADE 26
19	(17)	D043	DIS NETWORK MANAGER	2		GRADE 26
20	(18)	D037	DIS SYSTEMS PROGRAMMER/ANALYST III	27		GRADE 26
21	(19)	827Z	DP CENTER MANAGER	1		GRADE 26
22	(20)	D008	DIS DATA BASE ANALYST II	12		GRADE 25
23	(21)	D054	DIS PROG ANA/STAFF SPECIALIST II	2		GRADE 25
24	(22)	D033	DIS SYSTEMS PROGRAMMER/ANALYST II	2		GRADE 25
25	(23)	D021	DIS DATA COMMUNICATION MANAGER	1		GRADE 24
26	(24)	804Z	DIS FISCAL MANAGER	1		GRADE 24
27	(25)	D039	DIS PRODUCTION CONTROL MANAGER	1		GRADE 24
28	(26)	D028	DIS PROGRAMMER ANALYST/STAFF SPEC	7		GRADE 24
29	(27)	D087	DIS TELECOMMUNICATIONS SVCS MGR	3		GRADE 24
30	(28)	D045	DIS LEAD PROGRAMMER/ANALYST	67		GRADE 23
31	(29)	D127	TELECOMMUNICATIONS PLANNING SPEC II	4		GRADE 23
32	(30)	A032	AGENCY FISCAL MANAGER	1		GRADE 22
33	(31)	R118	DIS PERSONNEL MANAGER	1		GRADE 22
34	(32)	D029	DIS SENIOR PROGRAMMER/ANALYST	77		GRADE 22
35	(33)	D113	DIS TELECOMMUNICATIONS SUPERVISOR	1		GRADE 22
36	(34)	X338	ENGINEER, PE	1		GRADE 22

1	(35)	D012	NETWORK PLANNING PROJECT LDR	1	GRADE 22
2	(36)	A008	ACCOUNTING SUPERVISOR II	1	GRADE 21
3	(37)	D026	DIS OPERATIONS TECH SPECIALIST	1	GRADE 21
4	(38)	D138	DIS SR COMPUTER/DATA OPER SUPV	5	GRADE 21
5	(39)	A116	RATE ANALYST III	1	GRADE 21
6	(40)	D036	SR PROGRAMMER/ANALYST	1	GRADE 21
7	(41)	D019	DIS DATA COMMUNICATIONS TECH II	14	GRADE 20
8	(42)	D058	DIS INFO CENTER ANALYST II	4	GRADE 20
9	(43)	D079	DIS DOCUMENTATION SPECIALIST	6	GRADE 19
10	(44)	D063	DIS PRODUCTION SCHEDULER II	13	GRADE 19
11	(45)	D047	DIS LEAD COMPUTER TECHNICIAN	20	GRADE 18
12	(46)	D084	DIS TELECOMMUNICATION TECH III	10	GRADE 18
13	(47)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
14	(48)	V040	PURCHASE AGENT II/PURCHASE AGENT	1	GRADE 18
15	(49)	R010	ADMINISTRATIVE ASSISTANT II	4	GRADE 17
16	(50)	D081	DIS LIBRARY SUPERVISOR	1	GRADE 17
17	(51)	D048	DIS SENIOR COMPUTER TECHNICIAN	2	GRADE 16
18	(52)	D082	DIS TAPE LIBRARIAN	2	GRADE 16
19	(53)	D101	DIS TELECOMMUNICATIONS TECH II	1	GRADE 16
20	(54)	A108	ACCOUNTING TECHNICIAN II	1	GRADE 15
21	(55)	R009	ADMINISTRATIVE ASSISTANT I	7	GRADE 15
22	(56)	D005	COMPUTER OPERATOR II	1	GRADE 15
23	(57)	A063	PAYROLL OFFICER	1	GRADE 15
24	(58)	D107	DIS VOICE INFO OPERATOR SUPV	5	GRADE 13
25	(59)	K153	SECRETARY II	2	GRADE 13
26	(60)	A106	ACCOUNTING TECHNICIAN I	1	GRADE 12
27	(61)	K006	DATA ENTRY SPECIALIST	<u>3</u>	GRADE 10
28			MAX. NO. OF EMPLOYEES	308	

SECTION 2. EXTRA HELP - INFORMATION SYSTEMS. There is hereby authorized, for the Department of Information Systems for the 2001-2003 biennium, 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.

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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 biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 15,543,585	\$ 15,947,687
(02) EXTRA HELP	132,218	132,218
(03) PERSONAL SERV MATCHING	3,663,731	3,739,647
(04) OVERTIME	60,000	61,680
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	5,715,970	5,715,970
(B) CONF. & TRAVEL	413,013	413,013
(C) PROF. FEES	586,378	586,378
(D) CAP. OUTLAY	12,500	14,000
(E) DATA PROC.	14,965,300	14,965,300
(06) TELECOMMUNICATIONS/TECHNOLOGY DELIVERY	<u>27,950,929</u>	<u>27,950,929</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 69,043,624</u>	<u>\$ 69,526,822</u>

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 provision of services by the Department of Information Systems for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	2,500,000	2,500,000

1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	0	0
3	(D) CAP. OUTLAY	0	0
4	(E) DATA PROC.	0	0
5	(02) CONTINGENCY	<u>47,700,000</u>	<u>47,700,000</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 50,200,000</u>	<u>\$ 50,200,000</u>

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 8 SECTION 5. APPROPRIATION - EQUIPMENT ACQUISITION. There is hereby  
 9 appropriated, to the Department of Information Systems, to be payable from the  
 10 Information Technology Reserve Fund, for moving expenses and equipment  
 11 acquisitions, as defined by Arkansas Code 25-4-118 and 25-4-120, by the  
 12 Department of Information Systems for the biennial period ending June 30,  
 13 2003, the following:

15	ITEM	FISCAL YEARS	
16	<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
17	(01) MOVING EXPENSES AND		
18	EQUIPMENT ACQUISITIONS	<u>\$ 6,000,000</u>	<u>\$ 7,500,000</u>

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 20 SECTION 6. REGULAR SALARIES - GEOGRAPHIC INFORMATION SYSTEMS. There is  
 21 hereby established for the Department of Information Systems - Geographic  
 22 Information Systems for the 2001-2003 biennium, the following maximum number  
 23 of regular employees whose salaries shall be governed by the provisions of the  
 24 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
 25 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
 26 that any position to which a specific maximum annual salary is set out herein  
 27 in dollars, shall be exempt from the provisions of said Uniform Classification  
 28 and Compensation Act. All persons occupying positions authorized herein are  
 29 hereby governed by the provisions of the Regular Salaries Procedures and  
 30 Restrictions Act (Arkansas Code §21-5-101), or its successor.

32				Maximum Annual
33			Maximum	Salary Rate
34	Item Class		No. of	Fiscal Years
35	<u>No. Code Title</u>		<u>Employees</u>	<u>2001-2002 2002-2003</u>
36	(1) 9806 DIS TECH PLANNING SPEC II		1	\$78,670 \$80,715

1	(2)	D027	DIS TECH PLANNING SPEC I	1	GRADE 26
2	(3)	D008	DIS DATA BASE ANALYST II	1	GRADE 25
3	(4)	D028	DIS PROGRAMMER ANALYST/STAFF SPEC	3	GRADE 24
4	(5)	R266	MANAGEMENT PROJECT ANALYST II	<u>1</u>	GRADE 20
5			MAX. NO. OF EMPLOYEES	7	

SECTION 7. EXTRA HELP - GEOGRAPHIC INFORMATION SYSTEMS. There is hereby authorized, for the Department of Information Systems – Geographic Information Systems for the 2001-2003 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: three (3) 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 8. APPROPRIATION - GEOGRAPHIC INFORMATION SYSTEMS. There is hereby appropriated, to the Department of Information Systems – Geographic Information Systems, to be payable from the Geographic Information Systems Fund, for personal services and operating expenses of the Department of Information Systems for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
(01) REGULAR SALARIES	\$ 275,788	\$ 282,958
(02) EXTRA HELP	10,000	10,280
(03) PERSONAL SERV MATCHING	70,302	71,592
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	88,150	98,150
(B) CONF. & TRAVEL	40,000	45,000
(C) PROF. FEES	125,000	125,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>1,423,000</u>	<u>675,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,032,240</u>	<u>\$ 1,307,980</u>

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE

1 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ESTABLISHMENT  
 2 OF A "GROWTH POOL". The Department of Information Systems shall establish and  
 3 maintain for each year of the ~~1999-2001~~ 2001-2003 biennium a pool of 50  
 4 positions not to exceed rates of pay authorized in Section 1 of this Act or in  
 5 the Uniform Classification and Compensation Act. These positions are to be  
 6 used to provide new or expanded data processing and telecommunication services  
 7 in the event the personnel services needs of the Department of Information  
 8 Systems exceed the number of positions allocated for the ~~1999-2001~~ 2001-2003  
 9 biennium. No classification, grade, or salary level will be assigned to the  
 10 pool positions until such time as specific positions are requested by the  
 11 Department of Information Systems and approved by the Chief Fiscal Officer  
 12 after receiving prior review by the Legislative Council or Joint Budget  
 13 Committee. The provisions of this section shall be in effect only from July  
 14 1, 2001 through June 30, 2003.

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 16 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Due to the  
 18 highly competitive job market conditions and the necessity for recruiting and  
 19 retaining qualified personnel, the Department of Information Systems is  
 20 authorized special rates of pay for current and new employees in the  
 21 classifications listed under subsection (a) below.

22  
 23 (a) Special rates may be authorized up to the maximum authorized for the grade  
 24 assigned the classification of a position for the following classifications  
 25 only:

26  
 27 Class

28 Code	28 Title	28 Grade
29 D022	DIS Application Development Manager	26
30 D037	DIS Systems Programmer/Analyst III	26
31 D008	DIS Data Base Analyst II	25
32 D033	DIS Systems Programmer/Analyst II	25
33 D054	DIS Programmer Analyst/Staff Specialist II	25
34 D028	DIS Programmer Analyst/Staff Specialist	24
35 D045	DIS Lead Programmer/Analyst	23
36 D031	DIS Systems Programmer/Analyst	23

1	D006	DIS Data Base Analyst I	23
2	D029	DIS Sr Programmer/Analyst	22

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

6 (c) A monthly report shall be made to the Arkansas Legislative Council or  
7 Joint Budget Committee describing all personnel transactions involving  
8 applications of any of the provisions of this Section.

9 (d) This provision shall be in full force and effect beginning July 1, ~~1999~~  
10 2001 and ending June 30, ~~2004~~ 2003.

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12 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
14 CONTINGENCY RESTRICTIONS. In the event of unforeseen conditions, additional  
15 appropriations become necessary that are not authorized or contemplated in  
16 Section 3 of this Act and such events make it necessary that the Department of  
17 Information Systems receives additional appropriations to carry out the  
18 objectives of the agency, the Director of the Department of Information  
19 Systems is hereby authorized to request the approval of the Governor and the  
20 Chief Fiscal Officer of the State, as hereinafter provided, for transfer of  
21 the additional appropriations provided the Department by Section 4, but in no  
22 event shall the transfers exceed the appropriations provided in Section 4 of  
23 this Act. Whenever the Director of the Department of Information Systems  
24 deems it necessary to establish additional appropriations as authorized  
25 herein, he shall file with the Governor a written report accompanied by  
26 necessary supporting documents setting forth the facts, justifications, and  
27 circumstances that necessitate such appropriation. Upon receipt of such  
28 reports and supporting documents, the Governor, or his designee, shall study  
29 the same, and if he shall determine that such additional appropriations are  
30 being sought in strict compliance with this Act, the Governor, after seeking  
31 prior review by the Joint Committee on Advanced Communications and Information  
32 Technology, may approve or modify such request for additional appropriations  
33 as in his judgement he deems necessary, and shall forward a copy thereof to  
34 the Chief Fiscal Officer of the State. Upon receipt thereof, the Chief Fiscal  
35 Officer of the State shall direct the State Auditor to process said transfer  
36 upon his books in accordance with the provisions as set out herein. The



1 provisions of this section shall be in effect only from July 1, 2001 through  
2 June 30, 2003.

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4 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
6 FORWARD PROVISION. The balance of the appropriation made in Section 4 and  
7 Section 5 herein which remains at the close of the fiscal year ending June 30,  
8 ~~2000~~ 2002, may be carried forward and used for the same purpose in the fiscal  
9 year ending June 30, ~~2001~~ 2003. The provisions of this section shall be in  
10 effect only from July 1, 2001 through June 30, 2003.

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12 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING  
14 REQUIREMENTS. The Chief Fiscal Officer of the State shall annually file with  
15 the Arkansas Legislative Council and the Joint Committee on Advanced  
16 Communications and Information Technology a report summarizing all  
17 expenditures made under the provisions of Section 4 of this Act. The  
18 provisions of this section shall be in effect only from July 1, 2001 through  
19 June 30, 2003.

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21 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
23 FORWARD. At the close of the fiscal year ending June 30, ~~2000~~ 2002, the  
24 Department of Information Systems may certify to the Chief Fiscal Officer of  
25 the State an unexpended amount of appropriation, as provided for in  
26 Telecommunications/Technology Delivery in Section 3 of this Act, which may be  
27 transferred forward for the fiscal year ending June 30, ~~2001~~ 2003, for the  
28 sole purpose of providing payments for the telecommunication system. The  
29 provisions of this section shall be in effect only from July 1, 2001 through  
30 June 30, 2003.

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32 SECTION 15. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
33 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all  
34 appropriations as provided in this Act, the agency disbursing officer shall  
35 monitor the level of fund balances in relation to expenditures on a monthly  
36 basis. If any proposed expenditures would cause a fund balance to decline to

1 less than fifty percent (50%) of the balance available on July 1, 2001, the  
2 disbursing officer shall immediately notify the executive head of the agency.

3 Prior to any obligations being made under these circumstances, the agency  
4 head shall file written documentation with the Chief Fiscal Officer of the  
5 State requesting approval of the expenditures. Such documentation shall  
6 provide sufficient financial data to justify the expenditures and shall  
7 include the following:

8 1) a plan that clearly indicates the specific fiscal impact of such  
9 expenditures on the fund balance.

10 2) information clearly indicating and explaining what programs would be cut or  
11 any other measures to be taken by the agency to restore the fund balance.

12 3) the extent to which any of the planned expenditures are for one-time costs  
13 or one-time purchase of capitalized items.

14 4) a statement certifying that the expenditure of fund balances will not  
15 jeopardize the financial health of the agency, nor result in a permanent  
16 depletion of the fund balance.

17 (B) The Chief Fiscal Officer of the State shall review the request and  
18 approve or disapprove all or any part of the request, after having sought  
19 prior review by the Legislative Council.

20  
21 SECTION 16. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
22 by this act shall be limited to the appropriation for such agency and funds  
23 made available by law for the support of such appropriations; and the  
24 restrictions of the State Purchasing Law, the General Accounting and Budgetary  
25 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures  
26 and Restrictions Act, or their successors, and other fiscal control laws of  
27 this State, where applicable, and regulations promulgated by the Department of  
28 Finance and Administration, as authorized by law, shall be strictly complied  
29 with in disbursement of said funds.

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31 SECTION 17. LEGISLATIVE INTENT. It is the intent of the General Assembly  
32 that any funds disbursed under the authority of the appropriations contained  
33 in this act shall be in compliance with the stated reasons for which this act  
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
35 and Legislative Recommendations contained in the budget manuals prepared by  
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or Joint  
2 Budget Committee which relate to its passage and adoption.

3  
4 SECTION 18. EMERGENCY CLAUSE. It is found and determined by the General  
5 Assembly, that the Constitution of the State of Arkansas prohibits the  
6 appropriation of funds for more than a two (2) year period; that the  
7 effectiveness of this Act on July 1, 2001 is essential to the operation of the  
8 agency for which the appropriations in this Act are provided, and that in the  
9 event of an extension of the Regular Session, the delay in the effective date  
10 of this Act beyond July 1, 2001 could work irreparable harm upon the proper  
11 administration and provision of essential governmental programs. Therefore, an  
12 emergency is hereby declared to exist and this Act being necessary for the  
13 immediate preservation of the public peace, health and safety shall be in full  
14 force and effect from and after July 1, 2001.

15 */s/ Joint Budget Committee*