

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 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

HOUSE BILL 1424

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE  
11 DEPARTMENT OF INFORMATION SYSTEMS FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE DEPARTMENT OF  
17 INFORMATION SYSTEMS APPROPRIATION FOR  
18 THE 2005-2007 BIENNIUM.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. REGULAR SALARIES. There is hereby established for the  
25 Department of Information Systems for the 2005-2007 biennium, the following  
26 maximum number of regular employees whose salaries shall be governed by the  
27 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
28 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
29 Provided, however, that any position to which a specific maximum annual  
30 salary is set out herein in dollars, shall be exempt from the provisions of  
31 said Uniform Classification and Compensation Act. All persons occupying  
32 positions authorized herein are hereby governed by the provisions of the  
33 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
34 or its successor.  
35

36 Maximum Annual



| 1  |      |       |                                     | Maximum   | Salary Rate  |           |
|----|------|-------|-------------------------------------|-----------|--------------|-----------|
| 2  | Item | Class |                                     | No. of    | Fiscal Years |           |
| 3  | No.  | Code  | Title                               | Employees | 2005-2006    | 2006-2007 |
| 4  | (1)  | 9805  | DIS DIRECTOR                        | 1         | \$114,966    | \$117,600 |
| 5  | (2)  | 9804  | DIS MIS DIVISION DIRECTOR           | 2         | \$113,478    | \$116,090 |
| 6  | (3)  | 9430  | DIS DEPUTY DIRECTOR                 | 1         | \$103,976    | \$106,445 |
| 7  | (4)  | 9441  | DIS ENTERPRISE SERVICES ADMR        | 1         | \$98,743     | \$101,134 |
| 8  | (5)  | 9440  | DIS ENTERPRISE SYSTEMS MGMT ADMR    | 1         | \$98,743     | \$101,134 |
| 9  | (6)  | 9414  | DIS CHIEF TECHNICAL OFFICER         | 1         | \$98,489     | \$100,876 |
| 10 | (7)  | 9443  | DIS CUST RELATIONS MGMT ADMR        | 1         | \$97,644     | \$100,018 |
| 11 | (8)  | 9428  | DIS ENTERPRISE ARCHITECT ENGINEER   | 2         | \$96,307     | \$98,661  |
| 12 | (9)  | 9426  | DIS DBA LEAD                        | 1         | \$94,088     | \$96,409  |
| 13 | (10) | 9418  | DIS TECHNICAL SUPPORT MANAGER       | 1         | \$92,133     | \$94,425  |
| 14 | (11) | 8820  | DIS DATA BASE SPECIALIST            | 3         | \$92,133     | \$94,425  |
| 15 | (12) | 9612  | DIS SYS SFTWR PRGM/ANALYST SPEC     | 2         | \$91,099     | \$93,375  |
| 16 | (13) | 9439  | DIS PROJECT & ENTERPRISE PROG MGMT  | 1         | \$88,006     | \$90,228  |
| 17 | (14) | 9445  | DIS CHIEF FINANCIAL OFFICER         | 1         | \$87,141     | \$89,346  |
| 18 | (15) | 9424  | DIS SENIOR WIRELESS ENGINEER        | 1         | \$86,637     | \$88,833  |
| 19 | (16) | 9033  | DIS APPL DEV MANAGEMENT SPECIALIST  | 2         | \$86,019     | \$88,203  |
| 20 | (17) | 9438  | DIS NETWORK COMPUTER OPERATIONS ADM | 1         | \$84,909     | \$87,072  |
| 21 | (18) | 9425  | DIS MAINFRAME LEAD                  | 1         | \$83,079     | \$85,207  |
| 22 | (19) | 9442  | DIS ENTERPRISE NETWORK SERVICES ADM | 1         | \$80,419     | \$82,496  |
| 23 | (20) | 9446  | DIS HR ADMINISTRATOR                | 1         | \$78,834     | \$80,881  |
| 24 | (21) | 9427  | DIS SYSTEMS LEAD                    | 4         | \$76,975     | \$78,987  |
| 25 | (22) | 9433  | DIS GENERAL COUNSEL                 | 1         | \$76,465     | \$78,467  |
| 26 | (23) | 948Z  | DIS SENIOR PROJECT MANAGER          | 5         | GRADE 26     |           |
| 27 | (24) | 950Z  | DIS POLICY LEAD MANAGER             | 2         | GRADE 26     |           |
| 28 | (25) | 951Z  | DIS OPERATIONS CENTER MANAGER       | 1         | GRADE 26     |           |
| 29 | (26) | 960Z  | DIS STRATEGIC FUNDING PROG MGR      | 1         | GRADE 26     |           |
| 30 | (27) | D023  | DIS APPL DEVELOPMENT SPEC           | 2         | GRADE 26     |           |
| 31 | (28) | D027  | DIS TECH PLANNING SPEC I            | 2         | GRADE 26     |           |
| 32 | (29) | D037  | DIS SYSTEMS PROGRAMMER/ANALYST III  | 5         | GRADE 26     |           |
| 33 | (30) | D145  | DIS SYSTEMS SPECIALIST III          | 3         | GRADE 26     |           |
| 34 | (31) | D147  | DIS SYSTEMS APPLICATION ARCHITECT   | 1         | GRADE 26     |           |
| 35 | (32) | D148  | DIS TEAM LEAD                       | 3         | GRADE 26     |           |
| 36 | (33) | D149  | DIS SENIOR TECHNICAL ACCOUNT REP    | 1         | GRADE 26     |           |

|    |      |      |                                     |    |          |
|----|------|------|-------------------------------------|----|----------|
| 1  | (34) | D152 | DIS NETWORK ENGINEER                | 2  | GRADE 25 |
| 2  | (35) | D153 | DIS NETWORK SERVICES LEAD           | 4  | GRADE 25 |
| 3  | (36) | D154 | DIS POLICY LEAD                     | 5  | GRADE 25 |
| 4  | (37) | D155 | DIS SUPPORT TEAM LEAD               | 2  | GRADE 25 |
| 5  | (38) | D156 | DIS BUSINESS CONTINUITY PROGRAM LEA | 1  | GRADE 25 |
| 6  | (39) | D008 | DIS DATA BASE ANALYST II            | 1  | GRADE 25 |
| 7  | (40) | D054 | DIS PROG ANA/STAFF SPECIALIST II    | 10 | GRADE 25 |
| 8  | (41) | 955Z | DIS BILLING SERVICES MANAGER        | 1  | GRADE 25 |
| 9  | (42) | 957Z | DIS PROJECT MANAGER                 | 3  | GRADE 24 |
| 10 | (43) | 297Z | GENERAL BUSINESS MANAGER            | 1  | GRADE 24 |
| 11 | (44) | 804Z | DIS FISCAL MANAGER                  | 1  | GRADE 24 |
| 12 | (45) | D087 | DIS TELECOMMUNICATIONS SVCS MGR     | 1  | GRADE 24 |
| 13 | (46) | D142 | SECURITY ANALYST II                 | 5  | GRADE 24 |
| 14 | (47) | D028 | DIS PROGRAMMER ANALYST/STAFF SPEC   | 3  | GRADE 24 |
| 15 | (48) | D163 | DIS BUSINESS CONTINUITY ANALYST     | 1  | GRADE 24 |
| 16 | (49) | D164 | DIS QUALITY ANALYST                 | 2  | GRADE 24 |
| 17 | (50) | D165 | DIS PROCUREMENT SPECIALIST          | 2  | GRADE 24 |
| 18 | (51) | D158 | DIS SYSTEMS SPECIALIST II           | 13 | GRADE 24 |
| 19 | (52) | D159 | DIS NETWORK SPECIALIST II           | 5  | GRADE 24 |
| 20 | (53) | D160 | DIS TECHNICAL ACCOUNT REP           | 3  | GRADE 24 |
| 21 | (54) | D186 | DIS SUPPORT SPECIALIST II           | 3  | GRADE 23 |
| 22 | (55) | D167 | DIS RATE RECOVERY ANALYST           | 1  | GRADE 23 |
| 23 | (56) | D168 | DIS COMPUTER OPERATIONS TEAM LEAD   | 1  | GRADE 23 |
| 24 | (57) | D169 | DIS PRODUCTION CHANGE SCHEDULER     | 1  | GRADE 23 |
| 25 | (58) | D045 | DIS LEAD PROGRAMMER/ANALYST         | 23 | GRADE 23 |
| 26 | (59) | C004 | DIS COMMUNICATIONS MANAGER          | 1  | GRADE 23 |
| 27 | (60) | D029 | DIS SENIOR PROGRAMMER/ANALYST       | 2  | GRADE 22 |
| 28 | (61) | D143 | SECURITY ANALYST I                  | 4  | GRADE 22 |
| 29 | (62) | D115 | INFORMATION SYSTEMS PLANNER         | 1  | GRADE 22 |
| 30 | (63) | D171 | DIS CUSTOMER RELATIONS SPECIALIST   | 1  | GRADE 22 |
| 31 | (64) | D172 | DIS SYSTEMS SPECIALIST I            | 9  | GRADE 22 |
| 32 | (65) | D173 | DIS NETWORK SPECIALIST I            | 12 | GRADE 22 |
| 33 | (66) | D174 | DIS SUPPORT SPECIALIST I            | 19 | GRADE 22 |
| 34 | (67) | D175 | DIS WEB GRAPHICS SPECIALIST         | 2  | GRADE 22 |
| 35 | (68) | D176 | DIS LEAD CALL CENTER AGENT          | 1  | GRADE 21 |
| 36 | (69) | D177 | DIS LEAD COMPUTER OPERATOR          | 3  | GRADE 21 |

|    |      |      |                                 |          |          |
|----|------|------|---------------------------------|----------|----------|
| 1  | (70) | D178 | DIS SCHEDULER II                | 2        | GRADE 21 |
| 2  | (71) | V012 | PURCHASING MANAGER              | 1        | GRADE 21 |
| 3  | (72) | R266 | MANAGEMENT PROJECT ANALYST II   | 3        | GRADE 20 |
| 4  | (73) | D179 | DIS ACCOUNTS SPECIALIST         | 2        | GRADE 20 |
| 5  | (74) | D019 | DIS DATA COMMUNICATIONS TECH II | 1        | GRADE 20 |
| 6  | (75) | D180 | DIS CALL CENTER AGENT           | 3        | GRADE 19 |
| 7  | (76) | D181 | DIS SCHEDULER I                 | 1        | GRADE 19 |
| 8  | (77) | A110 | ACCOUNTANT II                   | 2        | GRADE 19 |
| 9  | (78) | A111 | ACCOUNTANT                      | 2        | GRADE 18 |
| 10 | (79) | D182 | DIS SENIOR COMPUTER OPERATOR    | 9        | GRADE 18 |
| 11 | (80) | D183 | DIS IT BILLING SPECIALIST       | 1        | GRADE 18 |
| 12 | (81) | D084 | DIS TELECOMMUNICATION TECH III  | 1        | GRADE 18 |
| 13 | (82) | R264 | MANAGEMENT PROJECT ANALYST I    | 2        | GRADE 18 |
| 14 | (83) | R010 | ADMINISTRATIVE ASSISTANT II     | 2        | GRADE 17 |
| 15 | (84) | D161 | DIS SYSTEM TECHNICIAN           | 2        | GRADE 16 |
| 16 | (85) | D101 | DIS TELECOMMUNICATIONS TECH II  | 2        | GRADE 16 |
| 17 | (86) | D184 | DIS COMPUTER OPERATOR           | 3        | GRADE 16 |
| 18 | (87) | D089 | DIS TELECOMMUNICATIONS TECH I   | 1        | GRADE 14 |
| 19 | (88) | D185 | DIS CALL CENTER OPERATOR        | 2        | GRADE 13 |
| 20 | (89) | K153 | SECRETARY II                    | <u>2</u> | GRADE 13 |
| 21 |      |      | MAX. NO. OF EMPLOYEES           | 251      |          |

22

23 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of  
 24 Information Systems for the 2005-2007 biennium, the following maximum number  
 25 of part-time or temporary employees, to be known as "Extra Help", payable  
 26 from funds appropriated herein for such purposes: eighteen (18) temporary or  
 27 part-time employees, when needed, at rates of pay not to exceed those  
 28 provided in the Uniform Classification and Compensation Act, or its  
 29 successor, or this act for the appropriate classification.

30

31 SECTION 3. APPROPRIATION - ADMINISTRATION AND CUSTOMER SUPPORT SERVICES  
 32 PROGRAM. There is hereby appropriated, to be payable from the funds and fund  
 33 accounts as set out herein, to the Department of Information Systems for the  
 34 biennial period ending June 30, 2007, the following:

35 (a) For the DIS-Administration Program, the sum of \$9,962,256 for the 2005-  
 36 2006 fiscal year and \$10,080,883 for the 2006-2007 fiscal year.

1 (1) Program Description. This program is for the Administrative and  
 2 Customer Service portions of our operations. Their role at DIS is to support  
 3 our technologists with financial tracking and reporting and to provide  
 4 feedback from the customer on product demands.

5 (2) Appropriation payable from:

|                   | FISCAL YEARS     |                  |
|-------------------|------------------|------------------|
|                   | <u>2005-2006</u> | <u>2006-2007</u> |
| 6 (A) Other Funds | \$ 17,697,175    | \$ 19,808,525    |

8 (3) Performance Targets:

|  |      |      |
|--|------|------|
| 9 (A) Number of prior year audit       |      |      |
| 10 findings repeated in subsequent     |      |      |
| 11 audit.                              | 0    | 0    |
| 12 (B) Percentage budget in the        |      |      |
| 13 Administration Program compared     |      |      |
| 14 to total agency budget.             | 11%  | 10%  |
| 15 (C) Percentage of agency staff time |      |      |
| 16 reported in specific project        |      |      |
| 17 objectives other than "General      |      |      |
| 18 Agency Overhead"                    | 68%  | 70%  |
| 19 (D) Percentage of Key Performance   |      |      |
| 20 Measures of all agency programs     |      |      |
| 21 for which targeted levels of        |      |      |
| 22 performance were met or exceeded    | 92%  | 95%  |
| 23 (E) Percentage of security policies |      |      |
| 24 complied with that are              |      |      |
| 25 promulgated by the State            |      |      |
| 26 Executive Chief Information         |      |      |
| 27 Officer.                            | 100% | 100% |
| 28 (F) Percentage of users satisfied   |      |      |
| 29 with IT services.                   | 85%  | 90%  |

30  
 31 SECTION 4. APPROPRIATION - PRODUCTION SERVICES PROGRAM. There is hereby  
 32 appropriated, to be payable from the funds and fund accounts as set out  
 33 herein, to the Department of Information Systems for the biennial period  
 34 ending June 30, 2007, the following:

35 (a) For the DIS-Production Services Program, the sum of \$21,280,576 for the  
 36 2005-2006 fiscal year and \$21,462,418 for the 2006-2007 fiscal year.

1 (1) Program Description. This program provides support for the public  
2 sector products and services utilized for production solutions for Arkansas.

|   |                                 |                  |                  |
|---|---------------------------------|------------------|------------------|
| 3 | (2) Appropriation payable from: | FISCAL YEARS     |                  |
| 4 |                                 | <u>2005-2006</u> | <u>2006-2007</u> |
| 5 | (A) Other Funds                 | \$ 26,635,090    | \$ 24,722,352    |

|    |                                   |     |     |
|----|-----------------------------------|-----|-----|
| 6  | (3) Performance Targets:          |     |     |
| 7  | (A) Number of Hosted Systems      | 26  | 28  |
| 8  | (B) Number of times DIS Disaster  |     |     |
| 9  | Recovery / Continuity of          |     |     |
| 10 | Operations plan is                |     |     |
| 11 | reviewed/updated annually         | 4   | 4   |
| 12 | (C) Percentage of normal business |     |     |
| 13 | hours each hosted system is       |     |     |
| 14 | available                         | 98% | 98% |

15  
16 SECTION 5. APPROPRIATION - CONSULTING SERVICES PROGRAM. There is hereby  
17 appropriated, to be payable from the funds and fund accounts as set out  
18 herein, to the Department of Information Systems for the biennial period  
19 ending June 30, 2007, the following:

20 (a) For the DIS-Consulting Services, the sum of \$10,368,369 for the 2005-  
21 2006 fiscal year and \$10,504,442 for the 2006-2007 fiscal year.

22 (1) Program Description. This program is designed for the benefit of  
23 customer innovation and technology development.

|    |                                 |                  |                  |
|----|---------------------------------|------------------|------------------|
| 24 | (2) Appropriation payable from: | FISCAL YEARS     |                  |
| 25 |                                 | <u>2005-2006</u> | <u>2006-2007</u> |
| 26 | (A) Other Funds                 | \$ 10,368,369    | \$ 10,504,442    |

|    |                                      |     |     |
|----|--------------------------------------|-----|-----|
| 27 | (3) Performance Targets:             |     |     |
| 28 | (A) Billable time as a percentage of |     |     |
| 29 | total department time each month     | 60% | 60% |
| 30 | (B) Percentage of PEPMO managed      |     |     |
| 31 | projects completed on schedule       | 72% | 77% |
| 32 | (C) Percentage of PEPMO managed      |     |     |
| 33 | projects completed within budget.    | 72% | 77% |

34  
35 SECTION 6. APPROPRIATION - CONNECTIVITY AND COMMUNICATION SERVICES  
36 PROGRAM. There is hereby appropriated, to be payable from the funds and fund

1 accounts as set out herein, to the Department of Information Systems for the  
 2 biennial period ending June 30, 2007, the following:

3 (a) For the DIS-Connectivity/Communications Services, the sum of \$35,202,959  
 4 for the 2005-2006 fiscal year and \$35,234,866 for the 2006-2007 fiscal year.

5 (1) Program Description. This program is for the connectivity portion of  
 6 our services. We connect the customer to DIS and DIS to our vendors.

7 Connectivity is wire, wireless, data, voice, and video.

8 (2) Appropriation payable from: FISCAL YEARS

|    |                 | <u>2005-2006</u> | <u>2006-2007</u> |
|----|-----------------|------------------|------------------|
| 9  |                 |                  |                  |
| 10 | (A) Other Funds | \$ 35,202,959    | \$ 35,234,866    |

11 (3) Performance Targets:

|    |                                  |       |       |
|----|----------------------------------|-------|-------|
| 12 | (A) Average cost per megabyte to |       |       |
| 13 | customers for network services   | \$260 | \$260 |
| 14 | (B) Average cost per minute to   |       |       |
| 15 | customers for long distance      | 0.07  | 0.07  |
| 16 | (C) Percentage of time network   |       |       |
| 17 | connectivity is functional and   |       |       |
| 18 | available per 24 hour day.       | 99%   | 99%   |

19  
 20 SECTION 7. APPROPRIATION - UNANTICIPATED SERVICES. There is hereby  
 21 appropriated, to the Department of Information Systems, to be payable from  
 22 the Department of Information Systems Revolving Fund, for operating expenses  
 23 incurred in the provision of unanticipated services to state agencies,  
 24 unusual growth in applications or due to uncontrollable increases in payments  
 25 to public utilities necessary for the continual provision of services by the  
 26 Department of Information Systems for the biennial period ending June 30,  
 27 2007, the following:

28

| ITEM       | FISCAL YEARS     |                      |                      |
|------------|------------------|----------------------|----------------------|
| <u>NO.</u> | <u>2005-2006</u> | <u>2006-2007</u>     |                      |
| 30         |                  |                      |                      |
| 31         | (01) CONTINGENCY | <u>\$ 15,000,000</u> | <u>\$ 15,000,000</u> |

32  
 33 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
 35 FORWARD. At the close of the fiscal year ending June 30, ~~2004~~ 2006, the  
 36 Department of Information Systems may certify to the Chief Fiscal Officer of

1 the State an unexpended amount of appropriation, as provided for  
 2 Telecommunications/ Technology Delivery (not to exceed \$27,950,929) as a part  
 3 of the Connectivity and Communications Services Program in this Act, which  
 4 may be transferred forward for the fiscal year ending June 30, ~~2005~~ 2007, for  
 5 the sole purpose of providing payments for the telecommunications system.

6 The provisions of this section shall be in effect only from July 1, ~~2003~~  
 7 2005 through June 30, ~~2005~~ 2007.

8  
 9 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
 11 FORWARD PROVISION. The balance of the appropriation made for Unanticipated  
 12 Services herein which remains at the close of the fiscal year ending June 30,  
 13 ~~2004~~ 2006, may be carried forward and used for the same purpose in the fiscal  
 14 year ending June 30, ~~2005~~ 2007.

15 The provisions of this section shall be in effect only from July 1, ~~2003~~  
 16 2005 through June 30, ~~2005~~ 2007.

17  
 18 SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING  
 20 REQUIREMENTS. The Chief Fiscal Officer of the State shall annually file with  
 21 the Arkansas Legislative Council and the Joint Committee on Advanced  
 22 Communications and Information Technology a report summarizing all receipts  
 23 and expenditures made from the Unanticipated Services appropriation in this  
 24 Act.

25 The provisions of this section shall be in effect only from July 1, ~~2003~~  
 26 2005 through June 30, ~~2005~~ 2007.

27  
 28 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 30 CONTINGENCY RESTRICTIONS. In the event of unforeseen conditions, additional  
 31 appropriations become necessary that are not authorized or contemplated in  
 32 this Act and such events make it necessary that the Department of Information  
 33 Systems receives additional appropriations to carry out the objectives of the  
 34 agency, the Director of the Department of Information Systems is hereby  
 35 authorized to request the approval of the Governor and the Chief Fiscal  
 36 Officer of the State, as hereinafter provided, for transfer of an amount not



1 to exceed ~~twenty five~~ fifteen million dollars ~~(\$25,000,000)~~ (\$15,000,000) per  
 2 year provided the Department by the "Unanticipated Services" appropriation,  
 3 but in no event shall the transfers exceed the appropriations provided in the  
 4 "Unanticipated Services" appropriation of this Act. Whenever the Director of  
 5 the Department of Information Systems deems it necessary to establish  
 6 additional appropriations as authorized herein, ~~he shall file a written~~  
 7 report shall be filed with the Governor ~~a written report~~ accompanied by  
 8 necessary supporting documents setting forth the facts, justifications, and  
 9 circumstances that necessitate such appropriation and in which performance-  
 10 based programs the additional appropriation will be utilized. Upon receipt  
 11 of such reports and supporting documents, the Governor, or his designee,  
 12 shall study the same, and if he shall determine that such additional  
 13 appropriations are being sought in strict compliance with this Act, the  
 14 Governor, after seeking prior review by the Joint Committee on Advanced  
 15 Communications and Information Technology, may approve or modify such request  
 16 for additional appropriations as in his judgment he deems necessary, and  
 17 shall forward a copy thereof to the Chief Fiscal Officer of the State. Upon  
 18 receipt thereof, the Chief Fiscal Officer of the State after receiving prior  
 19 approval by the Arkansas Legislative Council or Joint Budget Committee shall  
 20 direct the State Auditor to process said transfer upon his books in  
 21 accordance with the provisions as set out herein. If the agency requests  
 22 continuation of appropriation as established herein during the next biennium,  
 23 the appropriation must be requested as new appropriation in the agency's  
 24 biennial budget request.

25 Determining the maximum number of employees and the maximum amount of  
 26 appropriation and general revenue funding for a state agency each fiscal year  
 27 is the prerogative of the General Assembly. This is usually accomplished by  
 28 delineating such maximums in the appropriation act(s) for a state agency and  
 29 the general revenue allocations authorized for each fund and fund account by  
 30 amendment to the Revenue Stabilization law. Further, the General Assembly  
 31 has determined that the Department of Information Systems may operate more  
 32 efficiently if some flexibility is provided to the Department of Information  
 33 Systems authorizing broad powers under this section. Therefore, it is both  
 34 necessary and appropriate that the General Assembly maintain oversight by  
 35 requiring prior approval of the Legislative Council or Joint Budget Committee  
 36 as provided by this section. The requirement of approval by the Legislative

1 Council or Joint Budget Committee is not a severable part of this section.  
 2 If the requirement of approval by the Legislative Council or Joint Budget  
 3 Committee is ruled unconstitutional by a court of competent jurisdiction,  
 4 this entire section is void.

5 The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005  
 6 through June 30, ~~2005~~ 2007.

7  
 8 SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Reporting  
 10 requirements. REPORTING REQUIREMENTS.

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

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

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

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

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

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

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

31 (2) The report shall:

32 (A) Detail all requests from state agencies, boards, and  
 33 commissions for advice regarding information technology planning,  
 34 implementation, installation, rates or fees, utilization of products,  
 35 services, and integrations or upgrades to be added to all existing technology  
 36 plans; and

1 (B) Provide a full report of all corresponding recommendations made  
 2 by the Department of Information Systems to the requesting state agencies,  
 3 boards, and commissions.

4 (3) The report shall include:

5 (A) The name of the state agency, board, or commission requesting  
 6 the advice;

7 (B) The name and scope of the project for which advice is being  
 8 sought;

9 (C) The type of advice sought, for example: technical, product or  
 10 service utilization, planning, implementation, installation, integration, or  
 11 upgrades;

12 (D) A detailed explanation of all recommendations provided by the  
 13 Department of Information Systems;

14 (E) How the recommendation fits into the information technology  
 15 plan of the agency, board, or commission;

16 (F) How the recommendation fits into the state's information  
 17 technology plan and shared technical architecture; and

18 (G) Other information as may be useful for policy making decisions  
 19 by the Legislative Council or Joint Committee on Advanced Communications and  
 20 Information Technology.

21  
 22 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

24 Compliance with State and Federal Regulations -

25 1. In order to effect compliance with the requirements of Federal OMB  
 26 Circular A-87, the Director shall adjust billing rates or issue billing  
 27 adjustments to be federally compliant, notwithstanding the provisions  
 28 of ACA §25-4-105 and §25-4-119 or funds sufficient to effect compliance  
 29 shall be provided the Department from General Revenues, Special  
 30 Revenues or such other fund sources as may become available. These  
 31 actions shall be subject to the approval of the Chief Fiscal Officer of  
 32 the State and review by the Arkansas Legislative Council.

33  
 34 2. The Director shall have authority to transfer funds between the  
 35 Information Technology Reserve Fund established by ACA §25-4-123 and  
 36 the Department of Information Systems Revolving Fund established by ACA

1           §25-4-121 for cash management purposes.

2  
3           SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
4 by this act shall be limited to the appropriation for such agency and funds  
5 made available by law for the support of such appropriations; and the  
6 restrictions of the State Procurement Law, the General Accounting and  
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
8 Procedures and Restrictions Act, or their successors, and other fiscal  
9 control laws of this State, where applicable, and regulations promulgated by  
10 the Department of Finance and Administration, as authorized by law, shall be  
11 strictly complied with in disbursement of said funds.

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

21  
22           SECTION 16. EMERGENCY CLAUSE. It is found and determined by the General  
23 Assembly, that the Constitution of the State of Arkansas prohibits the  
24 appropriation of funds for more than a two (2) year period; that the  
25 effectiveness of this Act on July 1, 2005 is essential to the operation of  
26 the agency for which the appropriations in this Act are provided, and that in  
27 the event of an extension of the Regular Session, the delay in the effective  
28 date of this Act beyond July 1, 2005 could work irreparable harm upon the  
29 proper administration and provision of essential governmental programs.  
30 Therefore, an emergency is hereby declared to exist and this Act being  
31 necessary for the immediate preservation of the public peace, health and  
32 safety shall be in full force and effect from and after July 1, 2005.