

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 86th General Assembly  
3 Regular Session, 2007  
4

*As Engrossed: H3/8/07*  
**A Bill**

HOUSE BILL 1211

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, 2009; AND FOR  
13 OTHER PURPOSES.  
14

**Subtitle**

15  
16 AN ACT FOR THE DEPARTMENT OF  
17 INFORMATION SYSTEMS APPROPRIATION FOR  
18 THE 2007-2009 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 2007-2009 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	2007-2008	2008-2009
4	(1)	9805	DIS DIRECTOR	1	\$119,952	\$122,351
5	(2)	9804	DIS MIS DIVISION DIRECTOR	2	\$118,411	\$120,779
6	(3)	9430	DIS DEPUTY DIRECTOR	1	\$108,573	\$110,744
7	(4)	9441	DIS ENTERPRISE SERVICES ADMR	1	\$103,156	\$105,219
8	(5)	9440	DIS ENTERPRISE SYSTEMS MGMT ADMR	1	\$103,156	\$105,219
9	(6)	9414	DIS CHIEF TECHNICAL OFFICER	1	\$102,893	\$104,950
10	(7)	9443	DIS CUST RELATIONS MGMT ADMR	1	\$102,018	\$104,058
11	(8)	9428	DIS ENTERPRISE ARCHITECT ENGINEER	2	\$100,634	\$102,646
12	(9)	9426	DIS DBA LEAD	1	\$98,337	\$100,303
13	(10)	9418	DIS TECHNICAL SUPPORT MANAGER	1	\$96,313	\$98,239
14	(11)	8820	DIS DATA BASE SPECIALIST	3	\$96,313	\$98,239
15	(12)	9612	DIS SYS SFTWR PRGM/ANALYST SPEC	2	\$95,242	\$97,146
16	(13)	9439	DIS PROJECT & ENTERPRISE PROG MGMT	1	\$92,032	\$93,872
17	(14)	9445	DIS CHIEF FINANCIAL OFFICER	1	\$91,132	\$92,954
18	(15)	9424	DIS SENIOR WIRELESS ENGINEER	1	\$90,609	\$92,421
19	(16)	9033	DIS APPL DEV MANAGEMENT SPECIALIST	2	\$89,967	\$91,766
20	(17)	9438	DIS NETWORK COMPUTER OPERATIONS ADM	1	\$88,813	\$90,589
21	(18)	9425	DIS MAINFRAME LEAD	1	\$86,911	\$88,649
22	(19)	9442	DIS ENTERPRISE NETWORK SERVICES ADM	1	\$84,145	\$85,827
23	(20)	9446	DIS HR ADMINISTRATOR	1	\$82,498	\$84,147
24	(21)	9427	DIS SYSTEMS LEAD	4	\$80,566	\$82,177
25	(22)	9433	DIS GENERAL COUNSEL	1	\$80,036	\$81,636
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 SYSTEM 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 LDR	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	15	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	254	

22

23 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of  
 24 Information Systems for the 2007-2009 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 - OPERATIONS. There is hereby appropriated, to  
 32 the Department of Information Systems, to be payable from the Department of  
 33 Information Systems Revolving Fund, for personal services and operating  
 34 expenses of the Department of Information Systems for the biennial period  
 35 ending June 30, 2009, the following:

36

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) REGULAR SALARIES	\$ 14,290,608	\$ 14,576,300
(02) EXTRA HELP	164,000	164,000
(03) PERSONAL SERVICES MATCHING	4,027,251	4,086,780
(04) OVERTIME	66,000	66,000
(05) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	10,519,905	10,519,905
(B) CONF. & TRAVEL	214,321	214,321
(C) PROF. FEES	631,500	631,500
(D) CAP. OUTLAY	3,500,000	3,500,000
(E) DATA PROC.	8,406,866	8,406,866
(06) TELECOMMUNICATIONS/TECHNOLOGY DELIVERY	<u>35,950,929</u>	<u>35,950,929</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 77,771,380</u>	<u>\$ 78,116,601</u>

15

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, 2009, the following:

24

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) UNANTICIPATED SERV-CONTINGNCY	<u>\$ 20,000,000</u>	<u>\$ 20,000,000</u>

28

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 biennial period ending June 30, 2009, the following:

36

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) EQUIPMENT ACQUISITIONS AND INFORMATION		
TECHNOLOGY IMPROVEMENTS	\$ 3,500,000	\$ 3,500,000

SECTION 6. APPROPRIATION - SPYWARE MONITORING. There is hereby appropriated, to the Department of Information Systems, to be payable from the Spyware Monitoring Fund, for administrative expenses incurred in providing Spyware monitoring by the Department of Information Systems for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) ADMINISTRATIVE EXPENSES -		
SPYWARE MONITORING	\$ 100,000	\$ 100,000

SECTION 7. REGULAR SALARIES - GEOGRAPHIC INFORMATION SYSTEM. There is hereby established for the Department of Information Systems - Geographic Information System for the 2007-2009 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum Annual		
			Maximum No. of Employees	Salary Rate	
				2007-2008	2008-2009
(1)	9434	DIS GIS INFORMATION COORDINATOR	1	\$ 90,752	\$ 92,567
(2)	D150	SENIOR TECHNOLOGY ANALYST	1	GRADE 25	
(3)	D157	SENIOR GIS ANALYST	2	GRADE 24	

1 (4) D170 GIS ANALYST 1 GRADE 22  
 2 MAX. NO. OF EMPLOYEES 5  
 3

4 SECTION 8. EXTRA HELP. There is hereby authorized, for the Department of  
 5 Information Systems - Geographic Information System for the 2007-2009  
 6 biennium, the following maximum number of part-time or temporary employees,  
 7 to be known as "Extra Help", payable from funds appropriated herein for such  
 8 purposes: two (2) temporary or part-time employees, when needed, at rates of  
 9 pay not to exceed those provided in the Uniform Classification and  
 10 Compensation Act, or its successor, or this act for the appropriate  
 11 classification.  
 12

13 SECTION 9. APPROPRIATION - GEOGRAPHIC INFORMATION SYSTEM. There is hereby  
 14 appropriated, to the Department of Information Systems, to be payable from  
 15 the Miscellaneous Agencies Fund Account, for personal services and operating  
 16 expenses of the Department of Information Systems - Geographic Information  
 17 System for the biennial period ending June 30, 2009, the following:  
 18

19 ITEM	FISCAL YEARS	
20 <u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
21 (01) REGULAR SALARIES	\$ 326,772	\$ 333,306
22 (02) EXTRA HELP	6,000	6,000
23 (03) PERSONAL SERVICES MATCHING	89,098	90,451
24 (04) MAINT. & GEN. OPERATION		
25 (A) OPER. EXPENSE	21,491	21,491
26 (B) CONF. & TRAVEL	10,000	10,000
27 (C) PROF. FEES	0	0
28 (D) CAP. OUTLAY	120,000	120,000
29 (E) DATA PROC.	<u>115,000</u>	<u>115,000</u>
30 TOTAL AMOUNT APPROPRIATED	<u>\$ 688,361</u>	<u>\$ 696,248</u>

31  
 32 SECTION 10. APPROPRIATION - FLOOD MAP - FEDERAL. There is hereby  
 33 appropriated, to the Department of Information Systems, to be payable from  
 34 federal funds as designated by the Chief Fiscal Officer of the State, for  
 35 operating expenses of the Department of Information Systems for the biennial  
 36 period ending June 30, 2009, the following:

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 4,300	\$ 4,300
(B) CONF. & TRAVEL	10,200	10,200
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	6,000	6,000
(E) DATA PROC.	<u>102,000</u>	<u>102,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 122,500</u>	<u>\$ 122,500</u>

SECTION 11. APPROPRIATION – GEOSTOR AND FRAMEWORK. There is hereby appropriated, to the Department of Information Systems, to be payable from the Geographic Information Systems Fund, to carry out the duties, responsibilities and authority of the Arkansas State Land Information Board as described by Arkansas Code §15-21-504; to create, operate, and maintain Geostor, the Arkansas Spatial Data Infrastructure and to create, update, maintain and disseminate framework spatial data as defined by Arkansas Code §15-21-502 for the biennial period ending June 30, 2009, the following:

ITEM NO.	FISCAL YEARS	
	2007-2008	2008-2009
(01) GEOSTOR & FRAMEWORK	<u>\$ 250,000</u>	<u>\$ 250,000</u>

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD – Arkansas Geographic Information Office – Operations. At the close of the fiscal year ending June 30, 2008, the Arkansas Geographic Information Office may certify to the Chief Fiscal Officer of the State an unexpended amount of appropriation which shall then be transferred forward for the fiscal year ending June 30, 2009, for the sole purpose of providing payments for geographic information technology.

Any carry forward of unexpended balance of appropriation and/or funding as authorized herein, may be carried forward under the following conditions: (1) Prior to June 30, 2008 the Agency shall by written statement set forth its reason(s) for the need to carry forward said appropriation and/or funding to



1 the Department of Finance and Administration Office of Budget;

2 (2) The Department of Finance and Administration Office of Budget shall

3 report to the Arkansas Legislative Council all amounts carried forward from

4 the first year of the biennium to the second fiscal year of the biennium by

5 the September Arkansas Legislative Council or Joint Budget Committee meeting

6 in the second fiscal year of the biennial period which report shall include

7 the name of the Agency, Board, Commission or Institution and the amount of

8 appropriation and/or funding carried forward from the first fiscal year to

9 the second fiscal year, the program name or line item, the funding source of

10 that appropriation and a copy of the written request set forth in (1) above;

11 (3) Each Agency, Board, Commission or Institution shall provide a written

12 report to the Arkansas Legislative Council or Joint Budget Committee

13 containing all information set forth in item (2) above, along with a written

14 statement as to the current status of the project, contract, purpose, etc.

15 for which the carry forward was originally requested no later than thirty

16 (30) days prior to the time the Agency, Board, Commission or Institution

17 presents its budget request to the Legislative Council/Joint Budget

18 Committee; and

19 (4) Thereupon, the Department of Finance and Administration shall include all

20 information obtained in item (3) above in the biennial budget manuals and/or

21 a statement of non-compliance by the Agency, Board, Commission or

22 Institution.

23 The provisions of this section shall be in effect only from July 1, 2007

24 through June 30, 2009.

25

26 SECTION 13. REGULAR SALARIES – SECURITY AND COMPLIANCE MONITORING. There

27 is hereby established for the Department of Information Systems – Security

28 and Compliance Monitoring for the 2007-2009 biennium, the following maximum

29 number of regular employees whose salaries shall be governed by the

30 provisions of the Uniform Classification and Compensation Act (Arkansas Code

31 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.

32 Provided, however, that any position to which a specific maximum annual

33 salary is set out herein in dollars, shall be exempt from the provisions of

34 said Uniform Classification and Compensation Act. All persons occupying

35 positions authorized herein are hereby governed by the provisions of the

36 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),

1 or its successor.

3 *Maximum Annual*

4			<i>Maximum</i>	<i>Salary Rate</i>		
5	<i>Item</i>	<i>Class</i>	<i>No. of</i>	<i>Fiscal Years</i>		
6	<u>No.</u>	<u>Code</u>	<u>Title</u>	<u>Employees</u>	<u>2007-2008</u>	<u>2008-2009</u>
7	(1)	9322	DIS SECURITY DIRECTOR	1	\$ 103,989	\$ 106,068
8	(2)	D150	SENIOR TECHNOLOGY ANALYST	1	GRADE 25	
9	(3)	A032	AGENCY FISCAL MANAGER	1	GRADE 22	
10	(4)	909Z	PROGRAM SUPPORT MANAGER	<u>1</u>	GRADE 22	
11	MAX. NO. OF EMPLOYEES			4		

13 SECTION 14. APPROPRIATION – SECURITY AND COMPLIANCE MONITORING – GENERAL  
 14 REVENUE. There is hereby appropriated, to the Department of Information  
 15 Systems, to be payable from the Miscellaneous Agencies Fund Account, for  
 16 operating expenses of the Department of Information Systems – Security and  
 17 Compliance Monitoring for the biennial period ending June 30, 2009, the  
 18 following:

20	<i>ITEM</i>	<i>FISCAL YEARS</i>	
21	<u>NO.</u>	<u>2007-2008</u>	<u>2008-2009</u>
22	(01) REGULAR SALARIES	\$ 305,955	\$ 312,072
23	(02) PERSONAL SERVICES MATCHING	<u>79,981</u>	<u>81,368</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 385,936</u>	<u>\$ 393,440</u>

26 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
 28 FORWARD. At the close of the fiscal year ending June 30, ~~2006~~ 2008, the  
 29 Department of Information Systems may certify to the Chief Fiscal Officer of  
 30 the State an unexpended amount of appropriation, as provided for in  
 31 Telecommunications/Technology Delivery in Section 3 of this Act, which may be  
 32 transferred forward for the fiscal year ending June 30, ~~2007~~ 2009, for the  
 33 sole purpose of providing payments for the telecommunications system.  
 34 Any carry forward of unexpended balance of appropriation and/or funding as  
 35 authorized herein, may be carried forward under the following conditions:  
 36 (1) Prior to June 30, 2008 the Agency shall by written statement set forth

1 its reason(s) for the need to carry forward said appropriation and/or funding  
2 to the Department of Finance and Administration Office of Budget;

3 (2) The Department of Finance and Administration Office of Budget shall  
4 report to the Arkansas Legislative Council all amounts carried forward from  
5 the first fiscal year of the biennium to the second fiscal year of the  
6 biennium by the September Arkansas Legislative Council or Joint Budget  
7 Committee meeting in the second fiscal year of the biennial period which  
8 report shall include the name of the Agency, Board, Commission or Institution  
9 and the amount of the appropriation and/or funding carried forward from the  
10 first fiscal year to the second fiscal year, the program name or line item,  
11 the funding source of that appropriation and a copy of the written request  
12 set forth in (1) above;

13 (3) Each Agency, Board, Commission or Institution shall provide a written  
14 report to the Arkansas Legislative Council or Joint Budget Committee  
15 containing all information set forth in item (2) above, along with a written  
16 statement as to the current status of the project, contract, purpose etc. for  
17 which the carry forward was originally requested no later than thirty (30)  
18 days prior to the time the Agency, Board, Commission or Institution presents  
19 its budget request to the Arkansas Legislative Council/Joint Budget  
20 Committee; and

21 (4) Thereupon, the Department of Finance and Administration shall include  
22 all information obtained in item (3) above in the biennial budget manuals  
23 and/or a statement of non-compliance by the Agency, Board, Commission or  
24 Institution.

25 The provisions of this section shall be in effect only from July 1, 2005  
26 2007 through June 30, 2007 2009.

27  
28 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
30 FORWARD PROVISION. The balance of the appropriation made in Section 4 and  
31 Section 5 herein which remains at the close of the fiscal year ending June  
32 30, 2006 2008, may be carried forward and used for the same purpose in the  
33 fiscal year ending June 30, 2007 2009.

34 Any carry forward of unexpended balance of appropriation and/or funding as  
35 authorized herein, may be carried forward under the following conditions:

36 (1) Prior to June 30, 2008 the Agency shall by written statement set forth

1 its reason(s) for the need to carry forward said appropriation and/or funding  
2 to the Department of Finance and Administration Office of Budget;

3 (2) The Department of Finance and Administration Office of Budget shall  
4 report to the Arkansas Legislative Council all amounts carried forward from  
5 the first fiscal year of the biennium to the second fiscal year of the  
6 biennium by the September Arkansas Legislative Council or Joint Budget  
7 Committee meeting in the second fiscal year of the biennial period which  
8 report shall include the name of the Agency, Board, Commission or Institution  
9 and the amount of the appropriation and/or funding carried forward from the  
10 first fiscal year to the second fiscal year, the program name or line item,  
11 the funding source of that appropriation and a copy of the written request  
12 set forth in (1) above;

13 (3) Each Agency, Board, Commission or Institution shall provide a written  
14 report to the Arkansas Legislative Council or Joint Budget Committee  
15 containing all information set forth in item (2) above, along with a written  
16 statement as to the current status of the project, contract, purpose etc. for  
17 which the carry forward was originally requested no later than thirty (30)  
18 days prior to the time the Agency, Board, Commission or Institution presents  
19 its budget request to the Arkansas Legislative Council/Joint Budget  
20 Committee; and

21 (4) Thereupon, the Department of Finance and Administration shall include  
22 all information obtained in item (3) above in the biennial budget manuals  
23 and/or a statement of non-compliance by the Agency, Board, Commission or  
24 Institution.

25 The provisions of this section shall be in effect only from July 1, 2005  
26 2007 through June 30, ~~2007~~ 2009.

27  
28 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING  
30 REQUIREMENTS. The Chief Fiscal Officer of the State shall annually file with  
31 the Arkansas Legislative Council and the Joint Committee on Advanced  
32 Communications and Information Technology a report summarizing all receipts  
33 and expenditures made from the Unanticipated Services appropriation in this  
34 Act.

35 The provisions of this section shall be in effect only from July 1, 2005  
36 2007 through June 30, ~~2007~~ 2009.

1  
2 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
4 CONTINGENCY RESTRICTIONS. In the event of unforeseen conditions, additional  
5 appropriations become necessary that are not authorized or contemplated in  
6 Section 3 of this Act and such events make it necessary that the Department  
7 of Information Systems receives additional appropriations to carry out the  
8 objectives of the agency, the Director of the Department of Information  
9 Systems is hereby authorized to request the approval of the Governor and the  
10 Chief Fiscal Officer of the State, as hereinafter provided, for transfer of  
11 the additional appropriation provided the Department by Section 4, but in no  
12 event shall the transfers exceed the appropriation provided in Section 4 of  
13 this Act. Whenever the Director of the Department of Information Systems  
14 deems it necessary to establish additional appropriations as authorized  
15 herein, a written report shall be filed with the Governor accompanied by  
16 necessary supporting documents setting forth the facts, justifications, and  
17 circumstances that necessitate such appropriation ~~and in which performance-~~  
18 ~~based programs the additional appropriation will be utilized.~~ Upon receipt  
19 of such reports and supporting documents, the Governor, or his designee,  
20 shall study the same, and if he shall determine that such additional  
21 appropriations are being sought in strict compliance with this Act, the  
22 Governor, after seeking prior review by the Joint Committee on Advanced  
23 Communications and Information Technology, may approve or modify such request  
24 for additional appropriations as in his judgment he deems necessary, and  
25 shall forward a copy thereof to the Chief Fiscal Officer of the State. Upon  
26 receipt thereof, the Chief Fiscal Officer of the State after receiving prior  
27 approval by the Arkansas Legislative Council or Joint Budget Committee shall  
28 direct the State Auditor to process said transfer upon his books in  
29 accordance with the provisions as set out herein. If the agency requests  
30 continuation of appropriation as established herein during the next biennium,  
31 the appropriation must be requested as new appropriation in the agency's  
32 biennial budget request.  
33 Determining the maximum number of employees and the maximum amount of  
34 appropriation and general revenue funding for a state agency each fiscal year  
35 is the prerogative of the General Assembly. This is usually accomplished by  
36 delineating such maximums in the appropriation act(s) for a state agency and

1 the general revenue allocations authorized for each fund and fund account by  
2 amendment to the Revenue Stabilization law. Further, the General Assembly  
3 has determined that the Department of Information Systems may operate more  
4 efficiently if some flexibility is provided to the Department of Information  
5 Systems authorizing broad powers under this section. Therefore, it is both  
6 necessary and appropriate that the General Assembly maintain oversight by  
7 requiring prior approval of the Legislative Council or Joint Budget Committee  
8 as provided by this section. The requirement of approval by the Legislative  
9 Council or Joint Budget Committee is not a severable part of this section.  
10 If the requirement of approval by the Legislative Council or Joint Budget  
11 Committee is ruled unconstitutional by a court of competent jurisdiction,  
12 this entire section is void.

13 The provisions of this section shall be in effect only from July 1, ~~2005~~  
14 2007 through June 30, ~~2007~~ 2009.

15

16 SECTION 19. REPORTING REQUIREMENTS.

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

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

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

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

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

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

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

1 (2) The report shall:

2 (A) Detail all requests from state agencies, boards, and  
3 commissions for advice regarding information technology planning,  
4 implementation, installation, rates or fees, utilization of products,  
5 services, and integrations or upgrades to be added to all existing technology  
6 plans; and

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

10 (3) The report shall include:

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

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

15 (C) The type of advice sought, for example: technical, product or  
16 service utilization, planning, implementation, installation, integration, or  
17 upgrades;

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

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

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

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

27

28 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

30 Compliance with State and Federal Regulations -

31 1. In order to effect compliance with the requirements of ~~Federal OMB~~  
32 ~~Circular A-87, state and federal statutory and regulatory provisions,~~ the  
33 Director shall adjust billing rates or issue billing adjustments to be  
34 federally compliant, notwithstanding the provisions of ACA §25-4-105 and §25-  
35 4-119 or funds sufficient to effect compliance shall be provided the  
36 Department from General Revenues, Special Revenues or such other fund sources

1 as may become available. These actions shall be subject to the approval of  
2 the Chief Fiscal Officer of the State and ~~review~~ approval by the Arkansas  
3 Legislative Council.

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

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

24 The provisions of this section shall be in effect only from July 1, 2005  
25 2007 through June 30, ~~2007~~ 2009.

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

36



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

9  
10 SECTION 23. EMERGENCY CLAUSE. It is found and determined by the General  
11 Assembly, that the Constitution of the State of Arkansas prohibits the  
12 appropriation of funds for more than a two (2) year period; that the  
13 effectiveness of this Act on July 1, 2007 is essential to the operation of  
14 the agency for which the appropriations in this Act are provided, and that in  
15 the event of an extension of the Regular Session, the delay in the effective  
16 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
17 proper administration and provision of essential governmental programs.  
18 Therefore, an emergency is hereby declared to exist and this Act being  
19 necessary for the immediate preservation of the public peace, health and  
20 safety shall be in full force and effect from and after July 1, 2007.

21  
22 /s/ Joint Budget Committee  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36