

Stricken language will be deleted and underlined language will be added.

State of Arkansas
94th General Assembly
Regular Session, 2023

A Bill

HOUSE BILL 1065

By: Joint Budget Committee

For An Act To Be Entitled

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

Subtitle

AN ACT FOR THE DEPARTMENT OF TRANSFORMATION AND SHARED SERVICES - DIVISION OF INFORMATION SYSTEMS APPROPRIATION FOR THE 2023-2024 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Department of Transformation and Shared Services - Division of Information Systems for the 2023-2024 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
(1)	U060U	TSS DIS DIRECTOR	1	GRADE SE04
(2)	U073U	TSS DIS DEPUTY DIRECTOR	1	GRADE SE03
(3)	N013N	TSS CHIEF OPERATING OFFICER	1	GRADE SE02



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

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

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

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Transformation and Shared Services - Division of Information Systems for the 2023-2024 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: eighteen (18) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Department of Transformation and Shared Services, to be payable from the Division of Information Systems Revolving Fund, for personal services and operating expenses of the Department of Transformation and Shared Services - Division of Information Systems for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$14,853,007
(02) EXTRA HELP	215,000
(03) PERSONAL SERVICES MATCHING	4,876,985
(04) OVERTIME	66,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	11,224,996
(B) CONF. & TRAVEL	75,001
(C) PROF. FEES	575,000
(D) CAP. OUTLAY	1,645,000
(E) DATA PROC.	0
(06) DATA PROCESSING SERVICES	5,000,000
(07) TELECOMMUNICATION/TECHNOLOGY DELIVERY	<u>59,702,882</u>
TOTAL AMOUNT APPROPRIATED	<u>\$98,233,871</u>

SECTION 4. APPROPRIATION - EQUIPMENT ACQUISITIONS AND INFORMATION

TECHNOLOGY IMPROVEMENTS. There is hereby appropriated, to the Department of Transformation and Shared Services, 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 Transformation and Shared Services - Division of Information Systems for the fiscal year ending June 30, 2024, the following:

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

SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMPLIANCE WITH STATE AND FEDERAL REGULATIONS.

1. In order to effect compliance with the requirements of state and federal statutory and regulatory provisions, the Director shall adjust billing rates or issue billing adjustments to be federally compliant, notwithstanding the provisions of ACA §25-4-105 and §25-4-119 or funds sufficient to effect compliance shall be provided the Division from General Revenues, Special Revenues or such other fund sources as may become available. These actions shall be subject to the approval of the Chief Fiscal Officer of the State and approval by the Arkansas Legislative Council or Joint Budget Committee.
2. The Director shall have authority to transfer funds between the Information Technology Reserve Fund established by ACA §25-4-123 and the Division of Information Systems Revolving Fund established by ACA §25-4-121 for cash management purposes.

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

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

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

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

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

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

- (1) Special revenue;
- (2) General revenue;
- (3) Gifts;
- (4) Grants;
- (5) Cash;
- (6) Bequests;
- (7) Devices;
- (8) Donations;
- (9) Real property;
- (10) Personal property; and
- (11) Equipment.

(b) The division shall file with the Legislative Council or, if the General Assembly is in session, the Joint Budget Committee, a quarterly report summarizing all funds received under subsection (a) of this section.

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - LINE ITEMS - DIVISION OF INFORMATION SYSTEMS - OPERATIONS. After receiving approval from the Chief Fiscal Officer of the State and prior

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

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

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

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

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

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