

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

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

HOUSE BILL 1051

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE ARKANSAS PUBLIC
EMPLOYEES RETIREMENT SYSTEM FOR THE FISCAL YEAR
ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE ARKANSAS PUBLIC EMPLOYEES
RETIREMENT SYSTEM APPROPRIATION FOR THE
2013-2014 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas Public Employees Retirement System for the 2013-2014 fiscal year, the following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2013-2014
(1)	U014U	APERS DIRECTOR	1	\$174,812
(2)	U078U	APERS DEPUTY DIRECTOR	1	\$111,782
(3)	A003N	SENIOR INVESTMENT ANALYST	1	GRADE N910
(4)	N096N	APERS ASST DIRECTOR OF FINANCE	1	GRADE N906
(5)	N159N	APERS INVESTMENT OPERATIONS MANAGER	1	GRADE N901
(6)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
(7)	G047C	ATTORNEY SPECIALIST	1	GRADE C126



(8)	A027C	ACCOUNTING OPERATIONS MANAGER	1	GRADE C125
(9)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
(10)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
(11)	A034C	RETIREMENT SECTION MANAGER	4	GRADE C123
(12)	D044C	SYSTEMS ANALYST	1	GRADE C122
(13)	A052C	ACCOUNTING COORDINATOR	1	GRADE C121
(14)	A066C	INTERNAL AUDITOR	1	GRADE C119
(15)	A062C	RETIREMENT COORDINATOR	5	GRADE C119
(16)	A082C	ACCOUNTANT II	9	GRADE C117
(17)	A079C	INVESTMENT ANALYST	4	GRADE C117
(18)	A078C	RETIREMENT COUNSELOR	15	GRADE C117
(19)	C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116
(20)	P027C	PUBLIC INFORMATION SPECIALIST	1	GRADE C116
(21)	A083C	RETIREMENT ANALYST	7	GRADE C116
(22)	X115C	SOCIAL SECURITY ANALYST	1	GRADE C116
(23)	R033C	BENEFITS ANALYST	2	GRADE C115
(24)	C056C	ADMINISTRATIVE SPECIALIST III	2	GRADE C112
(25)	A098C	FISCAL SUPPORT SPECIALIST	13	GRADE C112
(26)	C073C	ADMINISTRATIVE SPECIALIST II	<u>5</u>	GRADE C109
		MAX. NO. OF EMPLOYEES	82	

SECTION 2. EXTRA HELP - PUBLIC EMPLOYEES RETIREMENT SYSTEM. There is hereby authorized, for the Arkansas Public Employees Retirement System for the 2013-2014 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: six (6) 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 - PUBLIC EMPLOYEES RETIREMENT OPERATIONS. There is hereby appropriated, to the Arkansas Public Employees Retirement System, to be payable from the Arkansas Public Employees' Retirement System Fund, for personal services and operating expenses of the Arkansas Public Employees Retirement System for the fiscal year ending June 30, 2014, the following:

ITEM NO.	FISCAL YEAR 2013-2014
(01) REGULAR SALARIES	\$3,693,510
(02) EXTRA HELP	75,000
(03) PERSONAL SERVICES MATCHING	1,215,434
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,607,473
(B) CONF. & TRAVEL	42,500
(C) PROF. FEES	10,583,645
(D) CAP. OUTLAY	20,000
(E) DATA PROC.	0
(05) BENEFITS-NON EMPLOYEE	40,000,000
(06) REFUNDS/REIMBURSEMENTS	<u>75,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$132,237,562</u>

SECTION 4. APPROPRIATION - PUBLIC EMPLOYEES RETIREMENT CASH. There is hereby appropriated, to the Arkansas Public Employees Retirement System, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Public Employees Retirement System, for payment to beneficiaries by check or wired transfer by the Arkansas Public Employees Retirement System for the fiscal year ending June 30, 2014, the following:

ITEM NO.	FISCAL YEAR 2013-2014
(01) BENEFITS	<u>\$440,000,000</u>

SECTION 5. APPROPRIATION - STATE POLICE RETIREMENT OPERATIONS. There is hereby appropriated, to the Arkansas Public Employees Retirement System, to be payable from the State Police Retirement Fund, for operating expenses of the State Police Retirement System by the Arkansas Public Employees Retirement System for the fiscal year ending June 30, 2014, the following:

ITEM NO.	FISCAL YEAR 2013-2014
(01) MAINT. & GEN. OPERATION	

(A) OPER. EXPENSE	\$77,610
(B) CONF. & TRAVEL	0
(C) PROF. FEES	265,950
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) BENEFITS-NON EMPLOYEE	10,000,000
(03) REFUNDS/REIMBURSEMENTS	<u>20,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$30,343,560</u>

SECTION 6. APPROPRIATION - STATE POLICE RETIREMENT CASH. There is hereby appropriated, to the Arkansas Public Employees Retirement System, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Public Employees Retirement System, for payment to beneficiaries of the State Police Retirement System by check or wired transfer by the Arkansas Public Employees Retirement System for the fiscal year ending June 30, 2014, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2013-2014</u>
(01) BENEFITS	<u>\$30,000,000</u>

SECTION 7. APPROPRIATION - JUDICIAL RETIREMENT OPERATIONS. There is hereby appropriated, to the Arkansas Public Employees Retirement System, to be payable from the Judges Retirement Fund, for operating expenses of the Judicial Retirement System by the Arkansas Public Employees Retirement System for the fiscal year ending June 30, 2014, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2013-2014</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$40,510
(B) CONF. & TRAVEL	0
(C) PROF. FEES	122,879
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(02) BENEFITS-NON EMPLOYEE	4,000,000

(03) REFUNDS/REIMBURSEMENTS	<u>6,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$10,163,389</u></u>

SECTION 8. APPROPRIATION - JUDICIAL RETIREMENT CASH. There is hereby appropriated, to the Arkansas Public Employees Retirement System, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Arkansas Public Employees Retirement System, for payment to beneficiaries of the Judicial Retirement System by check or wired transfer by the Arkansas Public Employees Retirement System for the fiscal year ending June 30, 2014, the following:

ITEM <u>NO.</u>	FISCAL YEAR <u>2013-2014</u>
(01) BENEFITS	<u><u>\$20,000,000</u></u>

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUDICIAL RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$30,157~~ \$54,663 in the ~~2012-~~ 2013-2014 fiscal year may be transferred from the Judges Retirement Fund to the Arkansas Public Employees Retirement System Fund for costs incurred by the Arkansas Public Employees Retirement System in administering the Judicial Retirement System. Such transfer request shall be made to the Chief Fiscal Officer of the State, and upon his approval, said transfer shall be made on his books and those of the Treasurer of the State and the Auditor of the State.

The provisions of this section shall be in effect only from July 1, ~~2012~~ 2013 through June 30, ~~2013~~ 2014.

SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE POLICE RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$50,158~~ \$101,294 in the ~~2012-2013~~ 2013-2014 fiscal year may be transferred from the State Police Retirement Fund to the Arkansas Public Employees Retirement System Fund for costs incurred by the Arkansas Public Employees Retirement System in administering the State Police Retirement System. Such transfer request shall be made to the Chief Fiscal Officer of the State, and upon his

approval, said transfer shall be made on his books and those of the Treasurer of the State and the Auditor of the State.

The provisions of this section shall be in effect only from July 1, ~~2012~~ 2013 through June 30, ~~2013~~ 2014.

SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXEMPTION FROM PRIOR REVIEW. The Arkansas Public Employees Retirement System is hereby exempted from seeking prior review by the Arkansas Legislative Council with regard to transfers between the Benefits line item in the Cash Fund Appropriation and the Benefits-Non-Employee line item in the Operations Appropriation which are specifically related to transfers necessitated by the changes in retirees' selection of the method of payment of retirement benefits. All other provisions of Arkansas Code §19-4-522 shall be applicable.

The provisions of this section shall be in effect only from July 1, ~~2012~~ 2013 through June 30, ~~2013~~ 2014.

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL STATE POLICE RETIREMENT FUND TRANSFERS. A sum not to exceed \$50,000 in each fiscal year of the 2013-2015 biennium may be transferred from the State Police Retirement Fund to the Arkansas Public Employees Retirement Fund to share in the costs incurred by the Arkansas Public Employees Retirement System in the purchase and implementation of a new pension administration system, which will be utilized to administer State Police pension transactions for members and retirees. Said transfer shall sunset at the end of fiscal year 2017. Such transfer request shall be made to the Chief Fiscal officer of the State, and upon his approval, said transfer shall be made on his books and those of the Treasurer of the State and the Auditor of the State.

The provisions of this section shall be in full effect only from July 1, 2013 through June 30, 2014.

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

JUDICIAL RETIREMENT FUND TRANSFERS. A sum not to exceed \$50,000 in each fiscal year of the 2013-2015 biennium may be transferred from the Judicial Retirement Fund to the Arkansas Public Employees Retirement Fund to share in the costs incurred by the Arkansas Public Employees Retirement System in the purchase and implementation of a new pension administration system, which will be utilized to administer Judicial pension transactions for members and retirees. Said transfer shall sunset at the end of fiscal year 2017. Such transfer request shall be made to the Chief Fiscal Officer of the State, and upon his approval, said transfer shall be made on his books and those of the Treasurer of State and the Auditor of the State.

The provisions of this section shall be in effect only from July 1, 2013 through June 30, 2014.

SECTION 14. 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 15. 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 16. 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, 2013 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, 2013 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, 2013.