

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

HOUSE BILL 1051

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

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

14 AN ACT FOR THE ARKANSAS PUBLIC EMPLOYEES  
15 RETIREMENT SYSTEM APPROPRIATION FOR THE  
16 2013-2014 FISCAL YEAR.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the  
23 Arkansas Public Employees Retirement System for the 2013-2014 fiscal year,  
24 the following maximum number of regular employees.  
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				Maximum Annual	
			Maximum	Salary Rate	
28	Item	Class	No. of	Fiscal Year	
29	No.	Code	Title	Employees	2013-2014
30	(1)	U014U	APERS DIRECTOR	1	\$174,812
31	(2)	U078U	APERS DEPUTY DIRECTOR	1	\$111,782
32	(3)	A003N	SENIOR INVESTMENT ANALYST	1	GRADE N910
33	(4)	N096N	APERS ASST DIRECTOR OF FINANCE	1	GRADE N906
34	(5)	N159N	APERS INVESTMENT OPERATIONS MANAGER	1	GRADE N901
35	(6)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
36	(7)	G047C	ATTORNEY SPECIALIST	1	GRADE C126



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

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22 SECTION 2. EXTRA HELP - PUBLIC EMPLOYEES RETIREMENT SYSTEM. There is  
 23 hereby authorized, for the Arkansas Public Employees Retirement System for  
 24 the 2013-2014 fiscal year, the following maximum number of part-time or  
 25 temporary employees, to be known as "Extra Help", payable from funds  
 26 appropriated herein for such purposes: six (6) temporary or part-time  
 27 employees, when needed, at rates of pay not to exceed those provided in the  
 28 Uniform Classification and Compensation Act, or its successor, or this act  
 29 for the appropriate classification.

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31 SECTION 3. APPROPRIATION - PUBLIC EMPLOYEES RETIREMENT OPERATIONS.  
 32 There is hereby appropriated, to the Arkansas Public Employees Retirement  
 33 System, to be payable from the Arkansas Public Employees' Retirement System  
 34 Fund, for personal services and operating expenses of the Arkansas Public  
 35 Employees Retirement System for the fiscal year ending June 30, 2014, the  
 36 following:

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

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

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

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

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34	ITEM	FISCAL YEAR
35	<u>NO.</u>	<u>2013-2014</u>
36	(01) MAINT. & GEN. OPERATION	

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

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

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

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

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

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

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

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

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 16 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUDICIAL  
 18 RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$30,157~~ \$54,663 in the ~~2012-~~  
 19 ~~2013~~ 2013-2014 fiscal year may be transferred from the Judges Retirement Fund  
 20 to the Arkansas Public Employees Retirement System Fund for costs incurred by  
 21 the Arkansas Public Employees Retirement System in administering the Judicial  
 22 Retirement System. Such transfer request shall be made to the Chief Fiscal  
 23 Officer of the State, and upon his approval, said transfer shall be made on  
 24 his books and those of the Treasurer of the State and the Auditor of the  
 25 State.

26 The provisions of this section shall be in effect only from July 1, ~~2012~~  
 27 2013 through June 30, ~~2013~~ 2014.

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

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

3 The provisions of this section shall be in effect only from July 1, ~~2012~~  
4 2013 through June 30, ~~2013~~ 2014.

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

16 The provisions of this section shall be in effect only from July 1, ~~2012~~  
17 2013 through June 30, ~~2013~~ 2014.

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

32 The provisions of this section shall be in full effect only from July  
33 1, 2013 through June 30, 2014.

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

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

11 The provisions of this section shall be in effect only from July 1,  
12 2013 through June 30, 2014.

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14 SECTION 14. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
15 authorized by this act shall be limited to the appropriation for such agency  
16 and funds made available by law for the support of such appropriations; and  
17 the restrictions of the State Procurement Law, the General Accounting and  
18 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
19 Procedures and Restrictions Act, or their successors, and other fiscal  
20 control laws of this State, where applicable, and regulations promulgated by  
21 the Department of Finance and Administration, as authorized by law, shall be  
22 strictly complied with in disbursement of said funds.

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

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33 SECTION 16. EMERGENCY CLAUSE. It is found and determined by the  
34 General Assembly, that the Constitution of the State of Arkansas prohibits  
35 the appropriation of funds for more than a one (1) year period; that the  
36 effectiveness of this Act on July 1, 2013 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in  
2 the event of an extension of the legislative session, the delay in the  
3 effective date of this Act beyond July 1, 2013 could work irreparable harm  
4 upon the proper administration and provision of essential governmental  
5 programs. Therefore, an emergency is hereby declared to exist and this Act  
6 being necessary for the immediate preservation of the public peace, health  
7 and safety shall be in full force and effect from and after July 1, 2013.

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10 **APPROVED: 02/19/2013**  
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